

**TOWN OF PARADISE
TOWN COUNCIL MEETING
TUESDAY, OCTOBER 21, 2014
TOWN HALL, PARADISE
7:30 P.M.**

PRESENT:	Chairperson	Dan Bobbett, Mayor
	Deputy Mayor	Paul Dinn
	Councillor	Vince Burton
	Councillor	Patrick Martin
	Councillor	Deborah Quilty
	Councillor	Sterling Willis
	Chief Admin. Officer	Rodney Cumby
	Director of Corporate Services	Terrilynn Smith
	Director of Planning & Protective Services	Alton Glenn
	Director of Public Works & Engineering	Ron Fleming
	Director of Recreation & Leisure Services	Conrad Freake
	Assistant Town Clerk	Barb Butler
ABSENT:	Councillor	Elizabeth Laurie

1. The meeting was called to order by Chairperson Bobbett at 8:05 p.m.

2. **ADOPTION OF THE MINUTES:**

M14-366 **Moved by Councillor Burton, seconded by Councillor Quilty to adopt the Minutes of the October 7, 2014 Public Meeting.**

Motion carried.

3. **BUSINESS ARISING FROM THE MINUTES:**

There was no business arising from the Minutes.

4. CORPORATE SERVICES DEPARTMENT:

1. Accounts for Payment

M14-367 Moved by Deputy Mayor Dinn, seconded by Councillor Willis that invoices in the amount of \$909,752.44 be approved for payment as submitted by the Director of Corporate Services.

Motion carried.

5. PERMITS:

1. **M14-368 Moved by Councillor Burton, seconded by Councillor Martin to refuse application of Peter Au, DA14-1047, to renovate and operate a group day care in a residential home at 8 Hummingbird Road for the following reasons:**

The proposed use would be in contravention of the Town of Paradise Development Regulations #53 (1), (2) & (4) which states:

“53(1) For every building, structure or use to be erected, enlarged or established, there shall be provided and maintained a quantity of off-street parking spaces sufficient to ensure that the flow of traffic on adjacent streets is not impeded by the on-street parking of vehicles associated with that building, structure or use.

53(2) The number of parking spaces to be provided for any building, structure, use of occupancy shall conform to the standards set out in Schedule D of these Regulations.

53(4) The parking facilities required by the Regulation shall, except in the case of single or attached dwellings, be arranged so that it is not necessary for any vehicle to reverse onto or from a street.”

And in contravention of Section 6 of the General Regulations, Part II, which states:

Compliance with Regulations

“Development shall be carried out in accordance with the Municipal Plan, these Regulations, and the conditions stated in a Permit to Develop.”

Motion carried.

Note: Deputy Mayor Dinn left the Council Chambers because of potential conflict of interest.

5. PERMITS:

2. M14-369 Moved by Councillor Willis, seconded by Councillor Burton to refuse request of Georgina Bishop, to tolerate a reduced flanking street fence set-back at 36 Seascape Drive as it does not meet the Town's Fence Regulations.

Motion carried.

3. M14-370 Moved by Councillor Martin, seconded by Councillor Burton to approve application of Greg Dunne, DA14-1046, for a subsidiary apartment at 24 Harcourt Road subject to no objections to the Notice of Discretionary Use and seven (7) conditions.

Motion carried.

4. M14-371 Moved by Councillor Martin, seconded by Councillor Quilty to refuse request of Alice & Joseph Firth, 1770 Topsail Road, to allow parking on Town right of way.

Motion carried.

5. M14-372 Moved by Deputy Mayor Dinn, seconded by Councillor Willis to refuse application of Tom Harris, DA14-0982, to subdivide property on Madison Place as the proposed development would result in the new lot being located outside of the extent of the road right of way. The development therefore would be in contravention of the General Regulation #6 and General Regulation #9 of the Town of Paradise Development Regulations, 2004 which states:

General Regulation #6

"Development shall be carried out in accordance with the Municipal Plan, these Regulations, and the conditions stated in a permit to Develop."

The Town has determined the proposed application is not in conformance with the Town of Paradise Development Regulations, 2004 and the development should only occur upon completion of a new street together with any services and/or infrastructure deemed necessary by the Council.

General Regulation #9

"Neither a permit or approval in principle shall be issued for the development within the Planning Area when, in the opinion of Council, it is premature by reason of the site lacking adequate road access, power, drainage, sanitary facilities, domestic water supply, or being beyond the natural development of the area at the time of

5. PERMITS:

5. M14-372 (cont'd)

application unless the applicant contracts to pay the full cost of construction of the services deemed necessary by the Council and such costs shall to and upon the property in respect of which it is imposed.”

Motion carried.

6. M14-373 **Moved by Councillor Willis, seconded by Deputy Mayor Dinn to approve in principle application of Octagon Development Corporation, DA14-0836, to develop Picco Ridge – Phase 1 (71-lot subdivision) subject to fifteen (15) conditions.**

Motion carried.

7. M14-374 **Moved by Councillor Willis, seconded by Councillor Martin to approve application of Karwood Estates, DA14-0382, for extension of services on Kenmount Road subject to four (4) conditions.**

Motion carried.

6. COMMITTEE REPORTS:

1. M14-375 **Moved by Councillor Willis, seconded by Councillor Martin.**

“BE IT RESOLVED that the Town of Paradise award the Supply and Installation of 215 feet of 4 ft chain link fencing at Atlantica Street Playground to Provincial Fence Products at a total cost of \$8,215.10 tax included.”

Motion carried.

2. M14-376 **Moved by Councillor Willis, seconded by Deputy Mayor Dinn.**

“BE IT RESOLVED that the Town of Paradise donate \$50 per Paradise student to a maximum of \$200 to Villanova Junior High to support the Creative Arts Crew’s travel to Goose Bay, Labrador to participate in the 39th Annual Labrador Creative Arts Festival.”

Motion carried.

6. COMMITTEE REPORTS:

3. M14-377 Moved by Councillor Martin, seconded by Councillor Burton.

“BE IT RESOLVED that the Order issued by the Town of Paradise to the owner, Civic #10 Squire’s Road, concerning the excavation at Civic #10 Squire’s Road without a permit and therefore not in accordance with the Town of Paradise Development Regulations, 2004, be confirmed.”

Motion carried.

4. M14-378 Moved by Councillor Martin, seconded by Deputy Mayor Dinn.

“BE IT RESOLVED that the Council of the Town of Paradise defer a decision on the Crown Land application, Town Application #DA14-0855, for crown land in Mercer’s Pond area and request that Crown Lands defer their decision on the application until the Town’s Municipal Plan Review as been completed. The Town also recommends that the land be held pending the implementation of a new Town of Paradise Municipal Plan.”

Motion carried.

5. M14-379 Moved by Deputy Mayor Dinn, seconded by Councillor Willis.

“BE IT RESOLVED that the Town of Paradise enter into an agreement under the 2014-2017 Multi-Year Capital Works Program to fund the projects as outlined in Schedule A.”

Motion carried.

6. M14-380 Moved by Deputy Mayor Dinn, seconded by Councillor Burton.

“BE IT RESOLVED that the Town of Paradise purchase the Customer Portal, Web Services Core Module, and Web Services – Complaints Module from Procom Data for a total cost of \$14,300 plus HST.”

Motion carried.

6. COMMITTEE REPORTS:

7. M14-381 Moved by Deputy Mayor Dinn, seconded by Councillor Martin.

BE IT RESOLVED that the application of Mary Snow to acquire crown land in Paradise located along the trail way to the rear of 171 Monument Road, CBS be recommended for refusal as it is in contravention of General Regulation #6 & General Regulation #92 which states:

6. Compliance with Regulations

“Development shall be carried out in accordance with the Municipal Plan, these Regulations, and the conditions stated in a Permit to Develop.”

92. Uses Not Permitted

“Uses that do not fall within the Permitted Use Classes or Discretionary Use Classes set out in the appropriate Use Zone Tables in Schedule C shall not be permitted in that Use Zone.”

Motion carried.

8. M14-382 Moved by Councillor Quilty, seconded by Councillor Burton.

“BE IT RESOLVED that Vigilant Management’s request for a tax discount for new business be rejected as they are not a non-competing business in the Town of Paradise.”

Motion carried.

9. M14-383 Moved by Councillor Quilty, seconded by Deputy Mayor Dinn.

“BE IT RESOLVED that the Town of Paradise donate \$100 to the Canadian Cancer Society’s Run for the Cure on behalf of Debbie Newhook.”

Motion carried.

10. M14-384 Moved by Councillor Burton, seconded by Councillor Martin.

“BE IT RESOLVED that the Town of Paradise rescind Motion M14-351 dated October 7, 2014.”

Motion carried.

6. COMMITTEE REPORTS:

11. M14-385 Moved by Councillor Burton, seconded by Councillor Willis.

“BE IT RESOLVED that the Town of Paradise approve the purchases for outfitting the Paradise Double Ice Complex main lobby to not exceed \$40,000.”

Motion carried.

12. M14-386 Moved by Councillor Burton, seconded by Councillor Martin.

“BE IT RESOLVED that the non-ice surface hourly rate for the Paradise Double Ice Complex be \$100 taxes included for all rental groups.”

Motion carried.

13. M14-387 Moved by Councillor Burton, seconded by Deputy Mayor Dinn.

“BE IT RESOLVED that the Town of Paradise adopt the Ice Rental and Box Office Agreement as it relates to the Paradise Double Ice Complex.”

Motion carried.

14. M14-388 Moved by Councillor Burton, seconded by Councillor Willis.

“BE IT RESOLVED that the public lottery for private ice rentals take place during the Public Council meeting on Tuesday, October 21, 2014.”

Motion carried.

Council conducted a public lottery for individual ice time requests that were submitted to the Recreation and Leisure Services Department for private rentals for hockey. The following names were drawn: Stephen Dawe, Darren Hunt, Roger Howell, Gavin Simms, Jeff Rose, Brian Critch, Jim O’Leary, Matt Kavanagh, Steve Hearn, Justin Crocker, Tony Dyll, Justin Philips, and Paul Crane.

7. NEW/UNFINISHED BUSINESS:

1. Deputy Mayor Dinn informed Council that he has been approached by many people interested in having a Park & Ride with Metro Bus operating from Paradise to the university, hospital, mall, etc. The Director of Engineering & Public Works responded that Council and staff have looked into this in the past but the cost was not feasible.

Council recommended to look into this again and possibly come up with different options.

2. Councillor Burton asked if anything was done in regards to the selling of cars at the corner of Christopher Street and Topsail Road. Mayor Bobbett responded that the CAO is looking into the matter.
 3. Councillor Quilty informed Council that the War Memorial Committee is planning for the Remembrance Day Ceremony on November 11, 2014.
- 8. M14-389 Moved by Councillor Burton, seconded by Councillor Quilty to adjourn the meeting at 8:32 p.m.**

Dan Bobbett, Mayor

Terrilynn Smith, Town Clerk