

**AGENDA
REGULAR MEETING
May 21, 2019
4:30 p.m.**


ST. JOHN'S

MEMORANDUM

May 17, 2019

In accordance with Section 42 of the City of St. John's Act, the Regular Meeting of the St. John's Municipal Council will be held on **Monday, May 21, 2019 at 4:30 p.m.**

By Order



Elaine Henley
City Clerk

ST. JOHN'S

CITY MANAGER

ST. JOHN'S

Regular Meeting - City Council Agenda

May 21, 2019

4:30 p.m.

4th Floor City Hall

Pages

1. CALL TO ORDER
2. PROCLAMATIONS/PRESENTATIONS
3. APPROVAL OF THE AGENDA
4. ADOPTION OF THE MINUTES
 - 4.1 Regular Council Minutes of May 13, 2019 1
5. BUSINESS ARISING FROM THE MINUTES
 - 5.1 Notice of Motion - St. John's Ticketing Amendment By-Law 12
6. NOTICES PUBLISHED
 - 6.1 Discretionary Use Application by Rogers Communications Inc. for approval of site design for rooftop telecommunications site at 95 Bonaventure Avenue 16
7. PUBLIC HEARINGS/MEETINGS
8. COMMITTEE REPORTS
 - 8.1 Development Committee Report of May 14, 2019 20
9. RESOLUTIONS
10. DEVELOPMENT PERMITS LIST
 - 10.1 Development Permits List for period May 9 - 15, 2019 29
11. BUILDING PERMITS LIST

11.1	Building Permits List for May 9 - 15, 2019	30
12.	REQUISITIONS, PAYROLLS AND ACCOUNTS	
12.1	Payrolls and Accounts List for Week Ending May 15, 2019	33
13.	TENDERS/RFPS	41
13.1	Bid Approval Note: Bid # 2019096 - Cumberland Crescent Storm Sewer Replacement	
14.	NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS	
14.1	Notice of Motion re: Residential Property Standards By-Law	43
15.	OTHER BUSINESS	
16.	ADJOURNMENT	

ST. JOHN'S

Minutes of Regular Meeting - City Council

Council Chamber, 4th Floor, City Hall

May 13, 2019, 4:30 p.m.

Present: Mayor Danny Breen
Deputy Mayor Sheilagh O'Leary
Councillor Maggie Burton
Councillor Dave Lane
Councillor Sandy Hickman
Councillor Deanne Stapleton
Councillor Jamie Korab
Councillor Ian Froude
Councillor Wally Collins

Regrets: Councillor Debbie Hanlon
Councillor Hope Jamieson

Staff: Kevin Breen, City Manager
Derek Coffey, Deputy City Manager of Finance & Administration
Tanya Haywood, Deputy City Manager of Community Services
Cheryl Mullett, City Solicitor
Elaine Henley, City Clerk
Ken O'Brien, Chief Municipal Planner
Karen Chafe, Supervisor - Office of the City Clerk

Land Acknowledgement

The following statement was read into the record:

“We respectfully acknowledge the Province of Newfoundland & Labrador, of which the City of St. John’s is the capital City, as the ancestral homelands of the Beothuk. Today, these lands are home to a diverse population of indigenous and other peoples. We would also like to acknowledge with respect the diverse histories and cultures of the Mi’kmaq, Innu, Inuit, and Southern Inuit of this Province.”

Background from these minutes is found in the corresponding linked [Agenda](#)

2. PROCLAMATIONS/PRESENTATIONS**2.1 Cystic Fibrosis Awareness Month****3. APPROVAL OF THE AGENDA****3.1 Approval of Agenda - May 13, 2019****SJMC-R-2019-05-13/95****Moved By** Councillor Collins**Seconded By** Councillor Froude

That the agenda be adopted as presented with the following two additions:

- Decision Note dated May 8, 2019 re: Request for Quotations Windsor Lake WTP Building Extension for Lime System Upgrade;
- Departmental Approval Request Bid # 2019053 - Radio Maintenance Contract

CARRIED UNANIMOUSLY**4. ADOPTION OF THE MINUTES****4.1 Adoption of Minutes - May 6, 2019****SJMC-R-2019-05-13/96****Moved By** Councillor Hickman**Seconded By** Deputy Mayor O'Leary

That the minutes of the Regular Meeting of May 6, 2019 be adopted as presented.

CARRIED UNANIMOUSLY**5. BUSINESS ARISING FROM THE MINUTES****5.1 Decision Note dated April 29, 2019 re: Request for Demolition of Dwelling, Subdivision of Lot and Building Line Setback - PER-DEV 1900010 - 32 Rostellan Place (DEFERRED FROM MAY 1st MEETING)****SJMC-R-2019-05-13/97****Moved By** Councillor Burton**Seconded By** Councillor Hickman

Background from these minutes is found in the corresponding linked [Agenda](#)

That Council approve the 44 metre Building Line setback for the two lots to accommodate the proposed redevelopment of the property.

CARRIED UNANIMOUSLY

5.2 Decision Note dated May 7, 2019 re: Application to Rezone Land to the Institutional (INST) Zone for the Development of the Francophone School Site - REZ1900001 - 100 Danny Drive - Applicant 10718 NFLD Inc.

SJMC-R-2019-05-13/98

Moved By Councillor Burton

Seconded By Deputy Mayor O'Leary

That Council adopt St. John's Development Regulations Amendment Number 695, 2019, which will rezone land in the area of 100 Danny Drive from the Comprehensive Development Area - Southlands (CDA Southlands) Zone to the Institutional (INST) Zone to accommodate the proposed francophone school site. This amendment must now be referred to the Department of Municipal Affairs and Environment with a request for Provincial Registration in accordance with the provisions of the Urban and Rural Planning Act.

CARRIED UNANIMOUSLY

5.3 Decision Note dated May 7, 2019 re: Application to Rezone Land to the Planned Mixed Development 2 (PMD2) Zone for the Development of Phase 2 of the Galway Master Planned Community - REZ1900007 - 100 Danny Drive - Applicant 10718 NFLD Inc.

SJMC-R-2019-05-13/99

Moved By Councillor Burton

Seconded By Councillor Collins

That Council adopt St. John's Development Regulations Amendment Number 696, 2019, which will rezone land in the area of 100 Danny Drive from the Comprehensive Development Area - Southlands (CDA Southlands) Zone to the Planned Mixed Development 2 (PMD-2) Zone for the purpose of developing the proposed mixed density, residential subdivision. The attached amendment must now be referred to the Department of Municipal Affairs and Environment with a request for

Provincial Registration in accordance with the provisions of the Urban and Rural Planning Act.

Further, that the application to rezone land to the Institutional Zone for the proposed francophone school site be considered simultaneously with this application.

CARRIED UNANIMOUSLY

5.4 Application to Rezone Land to Residential Medium Density (R2) Zone for Development of two Single Detached Dwellings - 364 Blackhead Road

SJMC-R-2019-05-13/100

Moved By Councillor Burton

Seconded By Councillor Collins

That Council approve the attached resolutions for St. John's Municipal Plan Amendment Number 146, 2018 and St. John's Development Regulations Amendment Number 677, 2018, as adopted. These amendments would redesignate and rezone land at 364 Blackhead Road from the Industrial General (IG) and Open Space Reserve (OR) Zones to the Residential Medium Density (R2) and Open Space Reserve (OR) Zones, to allow the development of two single detached dwellings. The amendments must now be referred to the Department of Municipal Affairs and Environment, with a request for Provincial Registration in accordance with the provisions of the Urban and Rural Planning Act.

Final registration of the City of St. John's amendments is dependent on the Minister's decision to approve St. John's Urban Region Regional Plan Amendment Number 2, 2018. A copy of the Commissioner's report has also been sent to the Minister for consideration.

CARRIED UNANIMOUSLY

6. NOTICES PUBLISHED

6.1 Extension of Non-Conforming Use application re: Christine's Place for an addition to the existing lounge at 210 Lemarchant Road

Background from these minutes is found in the corresponding linked [Agenda](#)

SJMC-R-2019-05-13/101**Moved By** Councillor Burton**Seconded By** Councillor Collins

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

CARRIED UNANIMOUSLY

6.2 Discretionary Use Application for Light Industrial Use at 5 Sea Rose Avenue

SJMC-R-2019-05-13/102**Moved By** Councillor Stapleton**Seconded By** Deputy Mayor O'Leary

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

CARRIED UNANIMOUSLY

8. COMMITTEE REPORTS

8.1 Committee of the Whole Report - May 1, 2019

1. Information Note dated March 25, 2019 re: Committee Engagement of Public Projects

SJMC-R-2019-05-13/103**Moved By** Councillor Korab**Seconded By** Councillor Burton

That the Inclusion Advisory Committee be consulted prior to final implementation, given the potential impact of the Rawlins Cross Pilot Project, particularly as it relates to pedestrian traffic flow and safety.

CARRIED UNANIMOUSLY

2. Built Heritage Experts Panel Report - April 18, 2019

1. Decision Note dated April 17, 2019 re: Streamlining Maintenance Applications for Designated Heritage Buildings

Background from these minutes is found in the corresponding linked [Agenda](#)

SJMC-R-2019-05-13/104**Moved By** Councillor Burton**Seconded By** Deputy Mayor O'Leary

That minor maintenance applications for designated heritage buildings be evaluated by staff and sent directly to a Council meeting for Council's approval.

Further, that any applications that would alter the building or character defining elements of the building will follow the existing process of being referred to the BHEP for a recommendation to Council.

CARRIED UNANIMOUSLY

3. **Decision Note dated April 23, 2019 re: Mobile Vending Leased Space - Churchill Square**

SJMC-R-2019-05-13/105**Moved By** Councillor Hickman**Seconded By** Mayor Breen

That Council grant the request of the Association of New Canadians and allow an additional mobile vendor to operate out of Churchill Square as proposed.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Stapleton, Councillor Korab, and Councillor Collins

Abstain (1): Councillor Froude

CARRIED UNANIMOUSLY (8 to 0)

4. **Decision Note dated May 1, 2019 re: Parking at Canada Post Community Mailboxes**

SJMC-R-2019-05-13/106**Moved By** Councillor Froude**Seconded By** Councillor Burton

That Council maintain status quo with respect to parking near community mailboxes with the exception of Clancey Drive, Larkhall Street, Terra Nova Road where a "15 minute parking only" sign will be erected.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Stapleton, Councillor Korab, Councillor Froude, and Councillor Collins

Against (1): Councillor Hickman

CARRIED WITH DISSENT (8 to 1)

8.2 Development Committee Report - May 7, 2019

1. Decision Note dated May 13, 2019 re: Parking Relief - INT1900043 - 135 Harbour Drive

SJMC-R-2019-05-13/107

Moved By Councillor Burton

Seconded By Deputy Mayor O'Leary

That Council approve the recommendation of the Development Committee to grant parking relief as requested.

CARRIED UNANIMOUSLY

2. Decision Note dated May 7, 2019 re: DEV1900078 - Request 10% Variance on Lot Area - 61 Merrymeeting Road

SJMC-R-2019-05-13/108

Moved By Councillor Burton

Seconded By Councillor Collins

That Council approve the recommendation of the Development Committee to approve the 10% lot variance as requested.

CARRIED UNANIMOUSLY

3. Decision Note dated May 7, 2019 re: Request for Parking Relief - 108 Pennywell Road - DEV1800219

SJMC-R-2019-05-13/109

Moved By Councillor Burton

Seconded By Deputy Mayor O'Leary

That Council approve the recommendation of the Development Committee to approve the parking relief for 94 spaces to allow a total of 102 spaces on the site.

CARRIED UNANIMOUSLY

10. DEVELOPMENT PERMITS LIST**10.1 Development Permits List - May 2-8, 2019**

Council considered as information the Development Permits List for the week of May 2 - 8, 2019.

11. BUILDING PERMITS LIST**11.1 Building Permits List - May 2-8, 2019**

SJMC-R-2019-05-13/110

Moved By Councillor Stapleton

Seconded By Councillor Korab

That the Building Permits List for the week of May 2 - 8, 2019 be approved as presented.

CARRIED UNANIMOUSLY

12. REQUISITIONS, PAYROLLS AND ACCOUNTS**12.1 Weekly Payment Vouchers - week ending May 8, 2019**

SJMC-R-2019-05-13/111

Moved By Councillor Stapleton

Seconded By Councillor Korab

That the weekly payment vouchers in the amount of \$5,526,790.41 for the week ending May 8, 2019 be approved as presented.

CARRIED UNANIMOUSLY

13. TENDERS/RFPS**13.1 Bid Approval Note 2019044 - Supply of Uniforms**

SJMC-R-2019-05-13/112

Moved By Councillor Froude

Seconded By Deputy Mayor O'Leary

That Council award this open call to the lowest bidder that meets specifications, Chandler, as per the Public Procurement Act in the amount of \$37,659.86 including HST per year.

CARRIED UNANIMOUSLY

Background from these minutes is found in the corresponding linked [Agenda](#)

13.2 Bid Approval Note -2019107 - Supply & Delivery of 1 New Forklift, 2019 or Newer to RHB

SJMC-R-2019-05-13/113

Moved By Councillor Froude

Seconded By Councillor Hickman

That Council award this open call to the lowest bidder that meets specifications, Atlantic Trailer and Equipment Ltd., as per the Public Procurement Act, in the amount of \$101,711.75 including HST.

CARRIED UNANIMOUSLY

13.3 Decision Note dated May 8, 2019 re: Request for Quotations - Windsor Lake WTP Building Extension for Lime System Upgrade

SJMC-R-2019-05-13/114

Moved By Councillor Froude

Seconded By Councillor Collins

That Council approve the recommendation to award the engineering consulting services to R.V. Anderson Associates Limited in the amount of \$1,284,844.98 (HST included).

CARRIED UNANIMOUSLY

13.4 Departmental Approval Request Bid # 2019053 - Radio Maintenance Contract

SJMC-R-2019-05-13/115

Moved By Councillor Froude

Seconded By Councillor Stapleton

That Council approve the recommendation to award this RFP to MacKay Marine in the amount of \$118,200 based on an evaluation of the proposals by the City's evaluation team as per the Public Procurement Act.

CARRIED UNANIMOUSLY

14. NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS

14.1 Notice of Motion - St. John's Ticketing Amendment By-Law

Deputy Mayor O'Leary gave the following Notice of Motion on behalf of Councillor Hanlon:

TAKE NOTICE that I will at the next regular meeting of the St. John's Municipal Council move to enact amendments to the St. John's Ticketing Amendment By-Law to reflect the changes made by the Province in the Accessible Parking Regulations.

Dated at St. John's, NL this 13th day of May, 2019.

15. OTHER BUSINESS

15.1 May Economic Update

Deputy Mayor O'Leary presented the Economic Update for the month of May.

15.2 Decision Note dated May 13, 2019 re: Linegar Avenue - Street Design

This matter was dealt with at the start of the meeting given the presence of residents in the gallery.

SJMC-R-2019-05-13/116

Moved By Councillor Collins

Seconded By Councillor Lane

That Council approve the following:

- Removal of the boulevard between Hennessey Place and Warford Road at a cost of \$28,000;
- Widening of the Warford Road/Linegar Avenue intersection by increasing the curb return radii to 10m at a cost of \$15,000 plus undetermined property acquisition costs.

For (6): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Korab, and Councillor Collins

Against (3): Councillor Burton, Councillor Stapleton, and Councillor Froude

CARRIED WITH DISSENT (6 to 3)

15.3 Round Table for Members of Council

Deputy Mayor O'Leary:

- Requested an update from Councillor Froude on the status of covers for the concrete bins in the City.
- Referenced the lack of accessibility in the Downtown area and suggested that this matter be referred to the Inclusion and Accessibility Advisory Committee for review.

16. ADJOURNMENT

There being no further business, the meeting adjourned at 5:50 pm.

MAYOR

CITY CLERK

NOTICE OF MOTION

TAKE NOTICE that I will at the next regular meeting of the St. John's Municipal Council move to enact amendments to the St. John's Ticketing Amendment By-Law to reflect the changes made by the Province in the *Accessible Parking Regulations*.

DATED at St. John's, NL this day of April, 2019.

COUNCILLOR

BY-LAW NO.

ST. JOHN'S TICKETING AMENDMENT (AMENDMENT NO. 2-2019) BY-LAW

PASSED BY COUNCIL APRIL _____, 2019

Under and by virtue of the powers conferred by Sections 189 and 190 of the Highway Traffic Act, RSNL 1990, Chapter H-3, as amended, pursuant to a delegation of power by the Minister of Works, Services and Transportation dated April 27, 1990, pursuant to an approval of the Minister of Works, Services and Transportation dated April 12, 1996, and in pursuance of the powers vested in it under and by virtue of the City of St. John's Act, RSNL 1990, c.C-17 as amended, and all other powers enabling it, the City of St. John's enacts the following By-Law relating to ticketable offences.

BY-LAW

1. This By-Law may be cited as the St. John's Ticketing Amendment (Amendment No. 2-2019) By-Law.
2. Section 12(1)(a) of the St. John's Ticketing Amendment By-Law is hereby amended by deleting the definition of "designated mobility impaired parking space" and replacing it with the following:

"12(1)(a) "accessible parking space" means a parking space, including access aisles,
 - (i) designated by a RB-71 sign of any dimension or color from the Manual of Uniform Traffic Control Devices for Canada published by the Transportation Association of Canada,
 - (ii) designated by a uniform traffic control sign of any dimension or color from the Canada Standards Association standard CSA B651,
 - (iii) designated by a sign of any dimension or color bearing a symbol of a figure in a wheelchair,
 - (iv) bearing a symbol of a figure in a wheelchair, or
 - (v) painted blue in whole or in part;"
3. Section 12(1)(b) of the St. John's Ticketing Amendment By-Law is hereby repealed.
4. Section 12(1)(c) of the St. John's Ticketing Amendment By-Law is hereby amended by deleting the definition of "permit" and replacing it with the following:

- “12(1)(c) “permit” means a valid document issued by the Registrar of Motor Vehicles to a person with a mobility challenge;”
5. Section 12(1)(d) of the St. John’s Ticketing Amendment By-Law is hereby amended by deleting the definition of “sidewalk access ramp” and replacing it with the following:
- “12(1)(d) “curb ramp” means a ramp cut in the sidewalk with the lower edge of the ramp blending to the common surface of the finished grade”;
6. Section 12(2) of the St. John’s Ticketing Amendment By-Law is hereby repealed.
7. Section 12(3)(a) of the St. John’s Ticketing Amendment By-Law is hereby amended by deleting the words “designated mobility impaired parking space” and replacing them with “accessible parking space”.
8. Section 12(3)(b) of the St. John’s Ticketing Amendment By-Law is hereby amended by deleting the words “designated mobility impaired parking space” and replacing them with “accessible parking space”.
9. Section 12(4) of the St. John’s Ticketing Amendment By-Law is hereby amended by deleting the existing section and replacing it with the following:
- “12(4) For the purposes of this section, a motor vehicle displaying a valid permit, number plate, or other marker bearing a symbol of a figure in a wheelchair and issued by another jurisdiction shall be entitled to the same privileges as a motor vehicle displaying a permit issued by the Registrar of Motor Vehicles.”
10. Section 12(5) of the Ticketing Amendment By-Law is hereby amended by deleting the existing section and adding the following subsections:
- “12(5)(a) A person shall not park within two (2) metres of a curb ramp whether on private or public property.
- 12(5)(b) Subsection 12(5)(a) does not apply where
- (i) the curb ramp is located in or adjoins an accessible parking space; and
- (ii) the person parked in the accessible parking space holds a permit.”
11. Section 12(6) of the Ticketing Amendment By-Law is hereby repealed.

IN WITNESS WHEREOF the Seal of the City of St. John's has been hereunto affixed and this By-Law has been signed by the Mayor and City Clerk this _____ day of May, 2019.

MAYOR

CITY CLERK

NOTICES PUBLISHED

Applications which have been advertised in accordance with the requirements of Section 5.5 of the St. John's Development Regulations and which are to be considered for approval by Council at the **Regular Meeting of Council on May 21, 2019.**

Ref #	Property Location/ Zone Designation And Ward	Application Details	Submissions Received	Planning and Development Division Notes
1	<p>95 Bonaventure Avenue Commercial Office Hotel (COH) Zone</p> <p align="center">Ward 4</p>	<p>A Discretionary Use Application has been submitted to the City of St. John's by Rogers Communications Inc. seeking approval of site design in relation to a rooftop telecommunications site at 95 Bonaventure Avenue.</p> <p>In accordance with the City of St. John's Siting Protocol for Wireless Facilities, the City of St. John's hereby notifies residents in the vicinity of 95 Bonaventure Avenue of Rogers' intention to install an antenna system consisting of:</p> <ul style="list-style-type: none"> • Nine (9) Huawei antennas. All sectors will be installed on the penthouse (middle) of rooftop. All antennas will be installed at 2.0m above the penthouse roofline. The existing building is currently 18.7 meters for the main roof and 22.6 meters for the penthouse. • A 3.276m x 5.486m prefabricated equipment shelter to be installed on east side of building. 	<p align="center">2 Submissions Received (attached)</p>	<p>It is recommended to approve the application subject to all applicable City requirements</p>

The Office of the City Clerk and the Department of Planning, Engineering and Regulatory Services, in joint effort, have sent written notification of the applications to property owners and occupants of buildings located within a minimum 150-metre radius of the application sites. Applications have also been advertised in The Telegram newspaper on at least one occasion and applications are also posted on the City's website. Where written representations on an application have been received by the City Clerk's Department, these representations have been included in the agenda for the Regular Meeting of Council.

Elaine Henley

From: Stine Kruger [REDACTED] >
Sent: Wednesday, May 1, 2019 12:21 PM
To: CityClerk
Subject: COMMENT: Telecommunications Application - 95 Bonaventure Avenue

Good day,

I saw the notice of the *Discretionary Use Application* submitted to the City of St. John's by Rogers Communications Inc. seeking approval of site design in relation to a rooftop telecommunications site at 95 Bonaventure Avenue. I understand the intention is to install an antenna system consisting of:- Nine Huawei antennas.

Please accept this email as comment on this application.

There has been an exceptional amount of news lately involving the Chinese government (owners of Huawei) and Canada's relations as it involves the Huawei phones entering Canada cellphone market. Apparently, the phones may be a "cheaper" version on the market; however, there are a lot of IT and security concerns that have not been resolved with the Canadian government - from hidden backdoors to culling information to provide back to Chinese government. This is only speaking of the phones and we do not know at this time what the antennas have the capability of doing.

In addition to the privacy concerns, there are concerns from the US and Canadian government alerting to the potential for eavesdropping on sensitive phone calls. To date the Chinese companies are banned from working on "critical" or "essential" telecoms infrastructure and Donald Trump has considered an executive order to ban Huawei from all US telecoms networks. Australia was the first country to introduce a broad ban on Huawei technology from forthcoming 5G networks because of security concerns. Japan: The firm has been excluded from public procurement.

I would be hesitant to permit this telecommunications build to be approved until our Canadian government makes the decision to permit the phones in our country. Once the Canadian governments makes the decision, it would be prudent to re-consider this application at that time.

Thank you,
Stine Kruger
[REDACTED] Belvedere Street
St. John's, NL

Elaine Henley

From: Wayne Pearson <[REDACTED]>
Sent: Monday, May 6, 2019 11:07 AM
To: CityClerk
Cc: Ian Froude; Maggie Burton
Subject: Telecommunications Application - 95 Bonaventure Avenue
Attachments: rogers_cell_tower_150_m_radius.jpg

Office of the City Clerk
P.O. Box 908, St. John's, NL
A1C 5M2

To whom it may concern:

My name is Wayne Pearson and my family and I own and reside at the property located on [REDACTED] Empire Avenue, St. John's, NL. This correspondence expresses my concern regarding Rogers Communications' application to set up a rooftop telecommunications site at 95 Bonaventure Avenue. I do not favour approving Rogers Communications' application. A strong precedent exists with regard to applications for communications towers in residential areas; they have been consistently rejected. For examples see Bell Mobility's application for a communication tower on Merrymeeting Road, <https://www.cbc.ca/news/canada/newfoundland-labrador/cell-tower-rejected-for-merrymeeting-road-area-1.1273182>, and Rogers Communications' application for a cellphone tower in Airport Heights, <https://www.cbc.ca/news/canada/newfoundland-labrador/rogers-scrap-plan-for-cell-tower-in-airport-heights-after-public-outcry-1.3129125>. In both these cases the residents were quite vocal in their opposition to the applications; the towers were deemed to be too close to a residential neighbourhood and the applications were subsequently rejected. According to Bernard Davis, a former St. John's city councilor, city hall has, or at least previously had, a mandate to discourage development of telecommunications sites within residential communities.

For a discussion of the issues concerning telecommunications sites in residential areas see the following Toronto Star article: https://www.thestar.com/news/insight/2013/06/17/cellphone_towers_often_unwelcome_neighbours.html. Some of the issues I would like to highlight include the fact that many people feel that living next to a tower emitting radio frequency electromagnetic energy (known as RF) all day long — even at low levels — might not be good for them. Additionally, the placement of telecommunications sites near residential areas typically has an adverse impact on property values.

According to the Toronto Star article, in recent years, there has been a plethora of scientific research worldwide attempting to determine if low levels of exposure to RF emissions can evoke a biological response, including: causing cellular change, disrupting DNA or causing cancer. Health Canada says it constantly reviews scientific literature but hasn't found the findings to be conclusive. Health agencies in the U.S. and England take a similar stance. That hasn't stopped a growing number of countries including Italy, China and Switzerland from reducing the limits for RF levels from installations to 100 times less than Canada.

Toronto Public Health has also urged Health Canada to take a more conservative approach to cell towers and reduce the RF levels from the installations to 100 times below current guidelines.

Residential neighbourhoods lie within 150 metres of 95 Bonaventure Avenue and, in fact, Brother Rice Junior High is very near the proposed telecommunications site. The attached map provides context with respect to the local neighbourhoods; note especially the location of Brother Rice Junior High. Given the public outcry against these types of

proposals and their rejection in other areas of the city, an approval of this Rogers Communications' application would send a message that the concerns of residents living near 95 Bonaventure Avenue and the health and safety of young people attending Brother Rice Junior High matter less than those who live in other regions of the city.

At this point I would like to point out some issues with the notice and its corresponding response deadline. I received the notice on Wednesday evening, May 1, 2019 and the response deadline was set as 9:30 AM, Tuesday, May 07, 2019. I feel that a deadline of less than 1 week is far too short as many people may not have an opportunity to respond due to various reasons such as being away on vacation or business travel. Also, the notice is issued only to owners of properties that lie within 150 metres of the proposed site. I believe that tenants at properties near the proposed site, workers in buildings on/near the proposed site, and all persons in any public buildings (Brother Rice Junior High) near the proposed site should be notified. All of these people will be impacted by the proposed telecommunications site and should be offered an opportunity to express their views.

In closing I ask that each councilor question how they would feel about a telecommunications tower being set up in their neighbourhood and, if this idea is not appealing, why should it be different for anyone else. Please reject Rogers Communications' application to set up a telecommunications site at 95 Bonaventure Avenue.

Thank you,

Wayne Pearson
[REDACTED] Empire Avenue
St. John's, NL
[REDACTED]

**REPORT TO COUNCIL
DEVELOPMENT COMMITTEE MEETING
May 14, 2019 – 10:00 a.m. – Conference Room A, 4th Floor, City Hall**

- 1. Request for Revote on Discretionary Use Application
PER File: DEV1900056
40 Newtown Road**

Recommendation

The Development Committee recommends that Council revote on this application and give approval for Office Use at 40 Newtown Road.

- 2. Request for Building Line Setback
PER File: DEV1900074
27 Beaver Brook Drive**

Recommendation

The Development Committee recommends that Council approve the 6.1 metre building line setback for 27 Beaver Brook Drive.

- 3. Request for Swimming Pool, Deck and Shed
PER File: INT1900051
175 Waterford Bridge Road**

Recommendation

The Development Committee recommends that Council approve the proposed development in accordance with Section 11.2.4 (3) of the St. John’s Development Regulations.

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

DECISION/DIRECTION NOTE

Title: Request for Revote on Discretionary Use Application
PER File No. DEV1900056
40 Newtown Road

Date Prepared: May 21, 2019

Report To: His Worship the Mayor and Members of Council

Councillor & Role: Councillor Maggie Burton, Planning and Development Lead

Ward: 2

Decision/Direction Required:

To revoke Council's Discretionary Approval for Office Use at 40 Newtown Road.

Discussion – Background and Current Status:

A Discretionary Use application to allow Office Use at 40 Newtown Road was approved at a Regular Meeting of Council held on April 23, 2019.

It has since come to our attention that a number of property owners in the area were not included in the mail-out portion of the public notification process. This is in contravention of the Procedures for Public Notification and Public Meetings in Section 5.5 of the Development Regulations, and therefore would not constitute the proper exercising of Council's Discretion.

A new notification was sent so all property owners within a 150 metre radius who now have had the opportunity to comment before Council's consideration for approval.

Key Considerations/Implications:

1. Budget/Financial Implications: Not applicable.
2. Partners or Other Stakeholders: Not applicable.
3. Alignment with Strategic Direction/Adopted Plans: Not applicable.
4. Legal or Policy Implications:
Section 9 of the St. John's Development Regulations.
5. Engagement and Communications Considerations: Not applicable.
6. Human Resource Implications: Not applicable.

- 7. Procurement Implications: Not applicable.
- 8. Information Technology Implications: Not applicable.
- 9. Other Implications: Not applicable.

Recommendation:

It is recommended that Council revote on this application and give approval for Office Use at 40 Newtown Road.

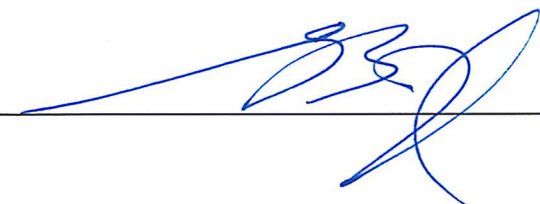
Prepared by/Signature:

Gerard Doran, Development Supervisor

Signature:  _____

Approved by/Signature:

Jason Sinyard, P. Eng, MBA, Deputy City Manager - PERS

Signature:  _____
GD/dlm

Attachments: Not applicable.

DECISION/DIRECTION NOTE

Title: Request for Building Line Setback
DEV1900074
27 Beaver Brook Drive

Date Prepared: May 14, 2019

Report To: His Worship the Mayor and Members of Council

Councillor and Role: Councillor Maggie Burton, Planning & Development Lead

Ward: 5

Decision/Direction Required:

To seek approval for a 6.1 metre Building Line setback at 27 Beaver Brook Drive to accommodate the construction of a new dwelling.

Discussion – Background and Current Status:

An application was submitted for the construction of a dwelling on a vacant lot at 27 Beaver Brook Drive. The property is situated in the Residential Low Density (R1) Zone where the minimum Building Line for existing streets or service streets is to be established by Council. The proposed set back of the new dwelling will be at 6.1 meter which is in line with surrounding properties.

Key Considerations/Implications:

1. Budget/Financial Implications: Not Applicable.
2. Partners or Other Stakeholders: Not Applicable.
3. Alignment with Strategic Directions/Adopted Plans: Not Applicable.
4. Legal or Policy Implications:
Section 8.4, Section 10.3.3 (c) (ii) and Section 8.3.1 of the St. John's Development Regulations
5. Engagement and Communications Considerations: Not Applicable.
6. Human Resource Implications: Not Applicable.
7. Procurement Implications: Not Applicable.

8. Information Technology Implications: Not Applicable.

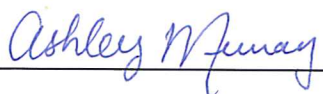
9. Other Implications: Not Applicable.

Recommendation:

It is recommended that Council approve the 6.1 metre Building Line setback for 27 Beaver Brook Drive.

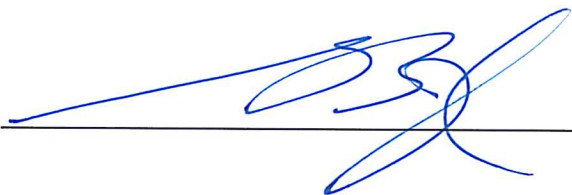
Prepared by/Signature:

Ashley Murray – Development Officer II

Signature:  _____

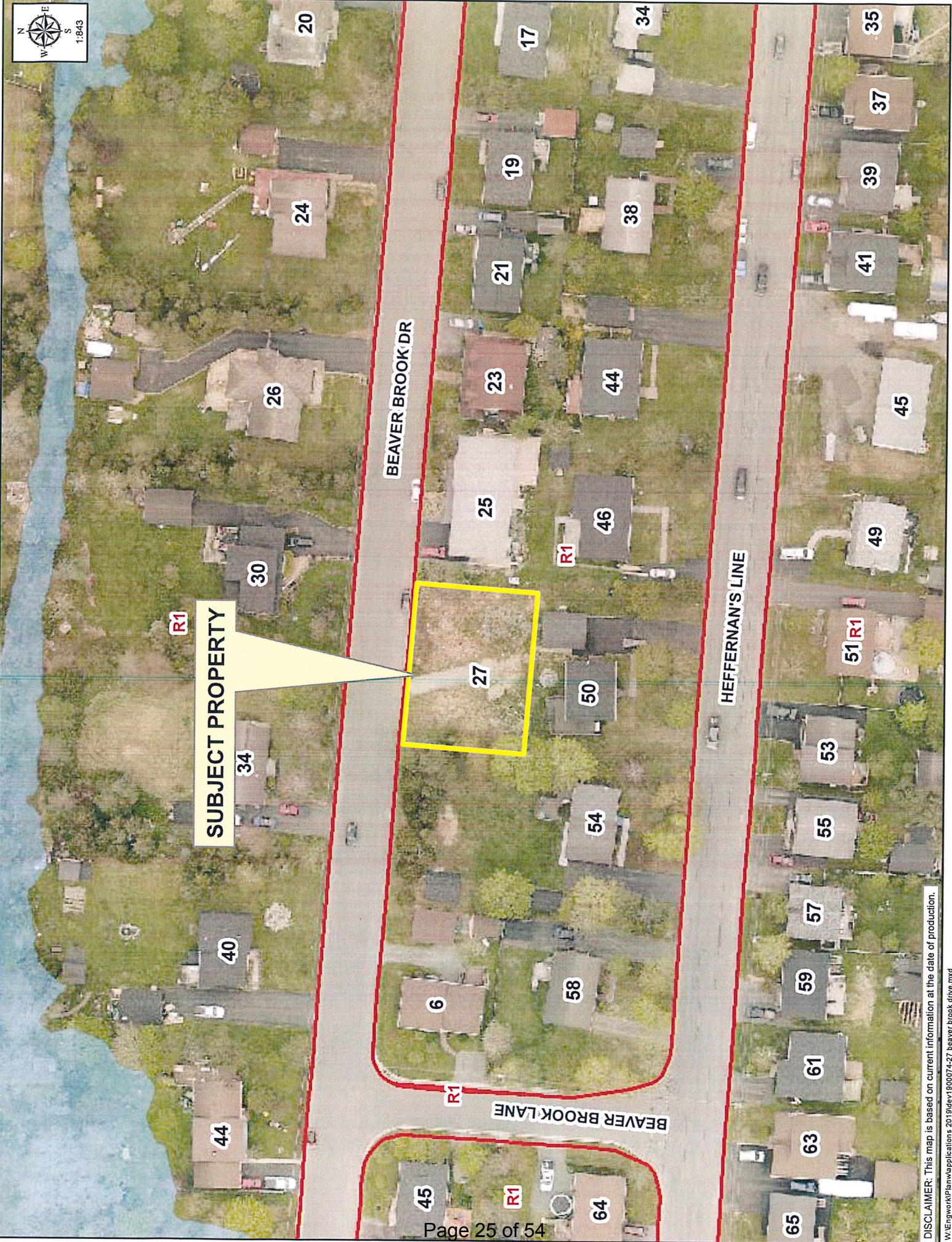
Approved by/Date/Signature:

Jason Sinyard, P. Eng, MBA, Deputy City Manager - PERS

Signature:  _____

AAM/dlm

Attachments: Location Map



SUBJECT PROPERTY

DECISION/DIRECTION NOTE

Title: Request for Swimming Pool, Deck and Shed
INT1900051
175 Waterford Bridge Road

Date: May 21, 2019

Report To: His Worship the Mayor and Members of Council

Councillor and Role: Councillor Maggie Burton, Planning & Development Lead

Ward: 5

Decision/Direction Required:

To seek approval for the installation of a swimming pool, deck and a shed in the floodplain buffer in the rear yard at 175 Waterford Bridge Road.

Discussion – Background and Current Status:

An application was submitted to construct a swimming pool, associated decking and a shed in the rear yard of the subject property to complement the existing features on the lot. The mature lot backs onto the Waterford River and maintains much of the natural landscape features and is currently occupied by a single-detached dwelling.

The property is situated in the Residential Low Density (R1) Zone where Accessory Buildings and Deck are permitted uses under the St. John's Development Regulations, a pool falls under an Accessory Building as does the shed; "Accessory Building (ii) for residential uses, domestic garages, carports, ramps, sheds, swimming pools, greenhouses, cold frames, fuel sheds, vegetable storage cellars, shelters for domestic pets or radio and television antennae".

The portion of the property where the proposed work will occur is within the fifteen (15) metre buffer of the floodplain of the Waterford River. No part of the development will encroach into the floodplain.

Key Considerations/Implications:

1. Budget/Financial Implications: Not Applicable.
2. Partners or Other Stakeholders: Not Applicable.
3. Alignment with Strategic Directions/Adopted Plans: Not Applicable.

4. Legal or Policy Implications:
Section 2 Definitions for Accessory Building (ii); and, Section 11.2.4(3) of the St. John's Development Regulations
5. Privacy Implications: Not Applicable.
6. Engagement and Communications Considerations: Not Applicable.
7. Human Resource Implications: Not Applicable.
8. Procurement Implications: Not Applicable.
9. Information Technology Implications: Not Applicable.
10. Other Implications: Not Applicable.

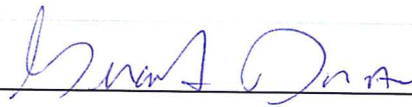
Recommendation:

It is recommended that Council approve the proposed development in accordance with Section 11.2.4(3) of the St. John's Development Regulations.

Prepared by/Date:

Gerard Doran, Development Supervisor

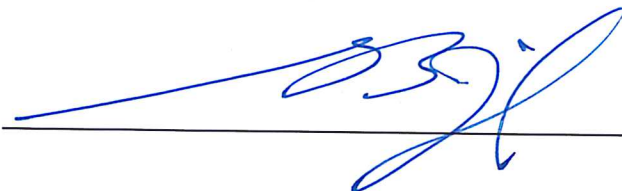
Signature: _____



Approved by/Date:

Jason Sinyard, P. Eng., MBA, Deputy City Manager-PERS

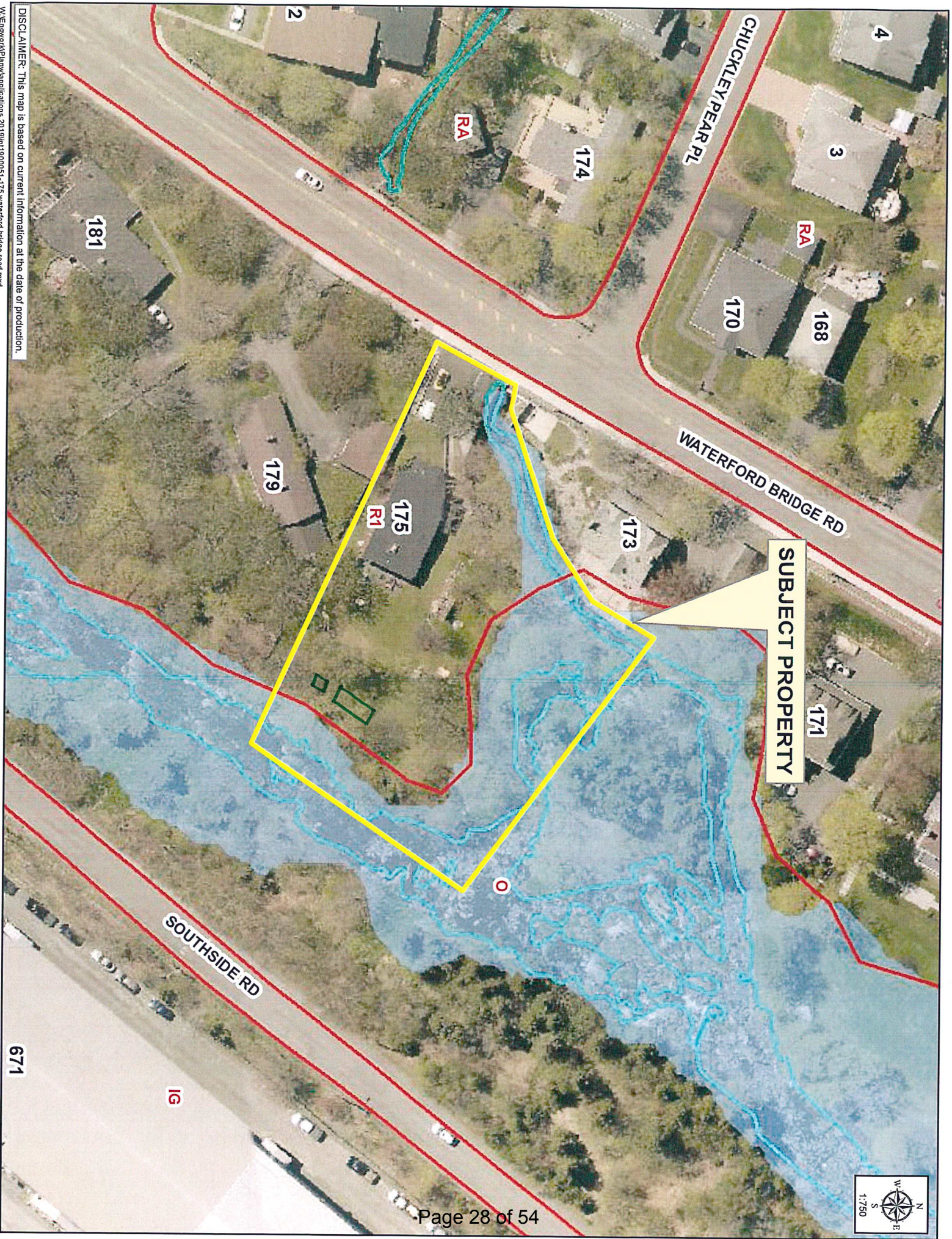
Signature: _____



GD/dlm

Attachments: Site Map

DISCLAIMER: This map is based on current information at the date of production.



SUBJECT PROPERTY



DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING, ENGINEERING AND REGULATORY SERVICES
FOR THE PERIOD OF May 9, 2019 TO May 15, 2019

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
IND	Municipal Construction Limited	Rebuild of Commercial Building	2830 Trans Canada Highway	5	Approved	19-05-10
RES	Core Consulting Inc.	Single Family Dwelling	27 Beaver Brook Drive	5	Approved	19-05-10
INST	The Salvation Army Glenbrook Lodge	Parking Lot Improvements	105 Torbay Road	1	Approved	19-05-15

* 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

Permits List
Council's May 21, 2019 Regular Meeting

Permits Issued: 2019/05/09 to 2019/05/15

BUILDING PERMITS ISSUED

Residential

Location	Permit Type	Structure Type
10 Keats Pl	Change of Occupancy	Home Office
10 Pine Bud Ave	Renovations	Single Detached Dwelling
11 Antelope St	Renovations	Single Detached Dwelling
12 Jennmar Cres	Accessory Building	Accessory Building
128 Gower St	Renovations	Semi Detached Dwelling
138 Casey St	Fence	Fence
15 O'dea Pl	Site Work	Single Detached Dwelling
2 Ben Avon Pl	New Construction	Swimming Pool/Hot Tub
22 Great Southern Dr	Accessory Building	Accessory Building
22 St. Joseph's Lane	Renovations	Hotel
22 Walsh's Sq	Renovations	Single Detached Dwelling
259 Mundy Pond Rd	Renovations	Single Detached Dwelling
36 Monkstown Rd	Renovations	Single Detached Dwelling
38 Cowan Ave	Accessory Building	Accessory Building
5 Edinburgh St	Renovations	Semi Detached Dwelling
5 Sorrel Dr	Fence	Fence
5 Tansley St	Accessory Building	Accessory Building
54 Huntingdale Dr	Fence	Fence
6 Marshall Pl	Fence	Fence
659 Main Rd	Accessory Building	Accessory Building
71b Fahey St	Renovations	Semi Detached Dwelling
76 Tree Top Dr	Accessory Building	Accessory Building
8 Channel St	Accessory Building	Accessory Building

This Week: \$248,435.00



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

Commercial

Location	Permit Type	Structure Type		
10 Clancey Dr	Site Work	Recreational Use		
10 Factory Lane	Site Work	Parking		
204 Freshwater Rd	Accessory Building	Accessory Building		
370 Newfoundland Dr	Renovations	Bank		
729 Fowler's Rd	Renovations	Other		
			This Week:	\$2,251,044.00

Government/Institutional

Location	Permit Type	Structure Type		
165 Duckworth St	Renovations	Admin. Buildings,		
			This Week:	\$327,350.00

Industrial

Location	Permit Type	Structure Type		
			This Week:	\$0.00

Demolition

Location	Permit Type	Structure Type		
			This Week:	\$0.00
			This Week's Total:	\$2,826,829.00

REPAIR PERMITS ISSUED: **\$119,550.00**

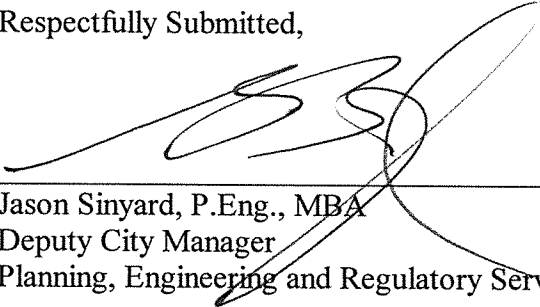
NO REJECTIONS



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

YEAR TO DATE COMPARISONS			
May 21, 2019			
TYPE	2018	2019	% Variance (+/-)
Residential	\$31,735,582.00	\$12,164,080.98	-62
Commercial	\$61,407,981.00	\$54,854,725.00	-11
Government/Institutional	\$2,423,682.00	\$549,150.00	-77
Industrial	\$5,000.00	\$0.00	-100
Repairs	\$803,155.00	\$445,130.00	-44
TOTAL	\$96,375,400.00	\$68,013,085.98	-29
Housing Units (1 & 2 Family Dwelling)	46	22	

Respectfully Submitted,



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

ST. JOHN'S

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

MEMORANDUM

Weekly Payment Vouchers For The Week Ending May 15, 2019

Payroll

Public Works	\$ 445,338.19
Bi-Weekly Administration	\$ 821,793.01
Bi-Weekly Management	\$ 884,891.96
Bi-Weekly Fire Department	\$ 858,254.55
Accounts Payable	\$ 2,545,046.40

Total: \$ 5,555,324.11

ST. JOHN'S

NAME	CHEQUE #	DESCRIPTION	AMOUNT
WIN-911 SOFTWARE	1519	SOFTWARE RENEWAL	669.14
AMERICAN WATER WORKS ASSOC.	1520	MEMBERSHIP RENEWAL	267.66
LEONARD & BERTHA WARD	120811	COURT OF APPEAL REFUND	60.00
IRVING OIL	120812	COURT OF APPEAL REFUND	400.00
RATAN HOLDINGS INC.	120813	COURT OF APPEAL REFUND	200.00
JANET MCDONALD	120814	COURT OF APPEAL REFUND	60.00
CHARLES MATHER & CECILE BADENHORST	120815	COURT OF APPEAL REFUND	60.00
FRED WIGHT LIMITED	120816	COURT OF APPEAL REFUND	60.00
CONNIE POWER & KELLY WADE	120817	COURT OF APPEAL REFUND	60.00
BRISTOL DEVELOPMENT	120818	COURT OF APPEAL REFUND	200.00
BLARNEY STONE INC.	120819	COURT OF APPEAL REFUND	400.00
52809 NEWFOUNDLAND & LABRADOR LTD.	120820	COURT OF APPEAL REFUND	200.00
RIDLEY PROPERTIES INC.	120821	COURT OF APPEAL REFUND	200.00
RUBY BEAUMONT	120822	COURT OF APPEAL REFUND	60.00
GERALD MUGFORD	120823	COURT OF APPEAL REFUND	60.00
DEACON INVESTMENTS LTD.	120824	COURT OF APPEAL REFUND	200.00
RICHARD AND BARBARA LEBLANC	120825	COURT OF APPEAL REFUND	60.00
PLANK ROAD HOLDINGS	120826	COURT OF APPEAL REFUND	200.00
DEACON INVESTMENTS LTD.	120827	COURT OF APPEAL REFUND	200.00
SEAN GULLIVER & KAREN STEELE	120828	COURT OF APPEAL REFUND	120.00
MARK IVANY & KARA ROBERTS	120829	COURT OF APPEAL REFUND	60.00
CITY OF ST. JOHN'S	120830	REPLENISH PETTY CASH	200.00
WILLIAM LUSH	120831	REFUND SECURITY DEPOSIT	300.00
DAVID ASHLEY	120832	LEGAL CLAIM	25,000.00
WELSH, SHERRY	120833	REPLENISH PETTY CASH RAILWAY	433.14
DOWNHOME INCORPORATED	120834	ADVERTISING	1,920.50
RECEIVER GENERAL FOR CANADA	120835	RENTAL OF PARKING SPOT EMPIRE AVENUE	460.00
INDUSTRY CANADA ALS FINANCIAL CENTRE	120836	RADIO RENEWAL LICENCE FEE	722.40
DAVE CARROLL	120837	BAILIFF SERVICES	177.00
NORTRAX CANADA INC.,	120838	REPAIR PARTS	1,400.10
COASTAL MOUNT PEARL	120839	REPAIR PARTS	664.53
WAJAX POWER SYSTEMS	120840	REPAIR PARTS	1,744.20
ACTIVE NETWORK, LTD	120841	ANNUAL SUBSCRIPTION RENEWAL	5,554.50
ENNIS PAINT INC	120842	PAINT SUPPLIES	84,140.26
LIFESAVING SOCIETY	120843	RECREATIONAL SUPPLIES	2,429.95
FRONTLINE PAINTBALL	120844	RECREATIONAL SUPPLIES	1,695.10
SPARTAN INDUSTRIAL MARINE	120845	SAFETY SUPPLIES	97.75
DR. CAROLYN JEWER	120846	MEDICAL EXAMINATION FEE	20.00
DR. STEPHEN DARCY	120847	MEDICAL EXAMINATION FEE	20.00
WHOLESALE CLUB	120848	SUPPLIES FOR RECREATION PROGRAM	104.52
PRAXAIR PRODUCTS INC.	120849	CARBON DIOXIDE	704.50
TORBAY ROAD ANIMAL HOSPITAL	120850	PROFESSIONAL SERVICES	1,086.75
CHRISTOPHER HOLDEN & SUSAN FUDGE	120851	REFUND OVERPAYMENT OF TAXES	279.88
DENNIS DAVIS	120852	REFUND OVERPAYMENT OF TAXES	121.71
HAROLD & MARJORIE LUNDRIGAN	120853	REFUND OVERPAYMENT OF TAXES	300.80

NAME	CHEQUE #	DESCRIPTION	AMOUNT
TRUE LIFE CHURCH	120854	REFUND SECURITY DEPOSIT	150.00
MATTHEW DANIELS	120855	REFUND ADOPTION FEE	138.00
GARRETT MAHONEY	120856	RECREATION PROGRAM REFUND	300.00
FUN N FAST 1986 LTD. & AVALON FORD SALES	120857	LEGAL CLAIM	1,071.13
LESLEY, CAROL & PAUL O'NEILL	120858	REFUND OVERPAYMENT OF TAXES	398.18
SHELIAGH MCQUINN	120859	REFUND OVERPAYMENT OF TAXES	7,739.50
JAMES HARDING & ASHLEY CONNORS	120860	REFUND OVERPAYMENT OF TAXES	171.46
THE CATS ENTERTAINMENT INCORPORATED	120861	REFUND OVERPAYMENT OF TAXES	30.54
FUSION DANCE STUDIO	120862	REAL PROGRAM	139.02
WAYNE PURCHASE	120863	PROFESSIONAL SERVICES	200.00
DR. D.R. CHAULK	120864	MEDICAL EXAMINATION FEE	20.00
DR. AMANDA SCOTT	120865	MEDICAL EXAMINATION FEE	20.00
GOSS GILROY INC	120866	PROFESSIONAL SERVICES	593.75
SAMUEL THOMAS PROPERTIES INC.	120867	REFRESHMENTS	43.68
DR. MAUREEN DUNNE	120868	MEDICAL EXAMINATION FEE	20.00
HICKEYS TIM-BR MART	120869	BUILDING SUPPLIES	51.70
MUN STUDENTS' UNION	120870	VOLUNTEER DAY CEREMONY	1,497.85
MORNEAU SHEPELL	120871	PROFESSIONAL SERVICES	4,285.19
NEWFOUNDLAND & LABRADOR ASSOCIATION	120872	WORKSHOP FEE	40.00
JOSEPH GREENE	120873	PROFESSIONAL SERVICES	150.00
WILLIAM EARLE	120874	PROFESSIONAL SERVICES	150.00
JOHN FURLONG	120875	REFUND OVERPAYMENT OF TAXES	1,983.46
GERALD MUGFORD	120876	REFUND OVERPAYMENT OF TAXES	359.20
LULU SOFTWARE	120877	SOFTWARE MAINTENANCE	840.00
GARDINER CENTRE	120878	TRAINING PROGRAM	2,472.50
DR JAMES SIMMONS	120879	MEDICAL EXAMINATION FEE	20.00
KELLOWAY CONSTRUCTION LIMITED	120880	CLEANING SERVICES	1,981.97
EXECUTIVE BUS LTD	120881	TRANSPORTATION SERVICES	850.49
HISCOCK RENTALS & SALES INC.	120882	HARDWARE SUPPLIES	516.15
KEAN'S PUMP SHOP LTD.	120883	REPAIR PARTS	172.50
SALVATION ARMY EMERGENCY DISASTER SERV	120884	HONORARIUM	250.00
KIRKLAND BALSOM & ASSOC.	EFT000000015858	COURT OF APPEAL REFUND	200.00
GENTARA REAL ESTATE LP	EFT000000015859	COURT OF APPEAL REFUND	600.00
PARTS FOR TRUCKS INC.	EFT000000015860	REPAIR PARTS	5,196.25
ROGERS COMMUNICATIONS CANADA INC.	EFT000000015861	DATA & USAGE CHARGES	424.18
ROGERS COMMUNICATIONS CANADA INC.	EFT000000015862	DATA & USAGE CHARGES	33,635.34
NEWFOUNDLAND POWER	EFT000000015863	ELECTRICAL SERVICES	3,864.00
MCLOUGHLAN SUPPLIES LTD.	EFT000000015864	ELECTRICAL SUPPLIES	433.92
SMITH STOCKLEY LTD.	EFT000000015865	PLUMBING SUPPLIES	963.80
KIRKLAND BALSOM & ASSOC.	EFT000000015866	COURT OF APPEAL REFUND	260.00
MCLOUGHLAN SUPPLIES LTD.	EFT000000015867	ELECTRICAL SUPPLIES	2,074.86
NEWFOUNDLAND EXCHEQUER ACCOUNT	EFT000000015868	REGISTRATION OF EASEMENT	127,449.49
EMCO SUPPLY	EFT000000015869	REPAIR PARTS	406.97
IRVING OIL MARKETING GP	EFT000000015870	GASOLINE & DIESEL PURCHASES	2,802.06
NEWFOUNDLAND POWER	EFT000000015871	ELECTRICAL SERVICES	75,195.35

NAME	CHEQUE #	DESCRIPTION	AMOUNT
SMITH STOCKLEY LTD.	EFT000000015872	PLUMBING SUPPLIES	67.34
HILLIER, HEATHER	EFT000000015873	TRAVEL REIMBURSEMENT	374.21
JANES, SEAN	EFT000000015874	TRAVEL REIMBURSEMENT	807.59
ATLANTIC OFFSHORE MEDICAL SERV	EFT000000015875	MEDICAL SERVICES	1,472.00
CABOT AUTO GLASS & UPHOLSTERY	EFT000000015876	CLEANING SERVICES	161.00
ATLANTIC PURIFICATION SYSTEM LTD	EFT000000015877	WATER PURIFICATION SUPPLIES	67.39
RDM INDUSTRIAL LTD.	EFT000000015878	INDUSTRIAL SUPPLIES	145.01
ROBERT BAIRD EQUIPMENT LTD.	EFT000000015879	RENTAL OF EQUIPMENT	1,941.87
HERCULES SLR INC.	EFT000000015880	REPAIR PARTS	28.64
BATTLEFIELD EQUIPMENT RENTALS	EFT000000015881	RENTAL OF EQUIPMENT	377.66
BELBIN'S GROCERY	EFT000000015882	CATERING SERVICES	178.86
SMS EQUIPMENT	EFT000000015883	REPAIR PARTS	1,654.49
CABOT PEST CONTROL	EFT000000015884	PEST CONTROL	296.70
ROCKWATER PROFESSIONAL PRODUCT	EFT000000015885	CHEMICALS	2,675.06
NOIA	EFT000000015886	EVENT REGISTRATION	1,610.00
PRINT & SIGN SHOP	EFT000000015887	SIGNAGE	718.75
MARITIME GREEN PRODUCTS	EFT000000015888	GARDENING SUPPLIES	402.98
MSC INDUSTRIAL SUPPLY ULC	EFT000000015889	REPAIR PARTS	1,908.59
OVERHEAD DOORS NFD LTD	EFT000000015890	REPAIRS TO DOORS	1,706.95
BROWNE'S AUTO SUPPLIES LTD.	EFT000000015891	AUTOMOTIVE REPAIR PARTS	1,098.05
PINNACLE OFFICE SOLUTIONS LTD	EFT000000015892	PHOTOCOPIES	104.08
WESTERN HYDRAULIC 2000 LTD	EFT000000015893	REPAIR PARTS	2,027.91
ATLANTIC TRAILER & EQUIPMENT	EFT000000015894	REPAIR PARTS	19,228.00
CABOT BUSINESS FORMS AND PROMOTIONS	EFT000000015895	LEASE OF OFFICE SPACE	16,834.56
TRIWARE TECHNOLOGIES INC.	EFT000000015896	COMPUTER EQUIPMENT	9,013.54
NEW WORLD FITNESS	EFT000000015897	MEMBERSHIP DUES FOR FIREFIGHTERS	124.13
PRACTICA LIMITED	EFT000000015898	SCOOP BAGS	1,843.68
SKYHIGH AMUSEMENTS ENT. SERVICES	EFT000000015899	ENTERTAINMENT	575.00
AIR LIQUIDE CANADA INC.	EFT000000015900	CHEMICALS AND WELDING PRODUCTS	2,774.22
THOMSON REUTERS CANADA	EFT000000015901	PUBLICATIONS	685.89
INTEREX	EFT000000015902	METAL/STEEL	40.25
SOBEY'S INC	EFT000000015903	PET SUPPLIES	173.93
BLUE WATER MARINE & EQUIPMENT	EFT000000015904	REPAIR PARTS	506.63
MAC TOOLS	EFT000000015905	TOOLS	34.50
KENT	EFT000000015906	BUILDING SUPPLIES	1,947.34
CBCL LIMITED	EFT000000015907	PROFESSIONAL SERVICES	1,370.11
RENTOKIL CANADA CORPORATION	EFT000000015908	PEST CONTROL	19,643.15
HAZMASTERS INC.	EFT000000015909	CHEMICALS	1,650.18
DULUX PAINTS	EFT000000015910	PAINT SUPPLIES	754.10
PF COLLINS CUSTOMS BROKER LTD	EFT000000015911	DUTY AND TAXES	309.32
COLONIAL GARAGE & DIST. LTD.	EFT000000015912	AUTO PARTS	1,111.08
EASTERN VALVE & CONTROL SPEC.	EFT000000015913	REPAIR PARTS	1,178.75
PETER'S AUTO WORKS INC.	EFT000000015914	TOWING OF VEHICLES	1,152.29
CONSTRUCTION SIGNS LTD.	EFT000000015915	SIGNAGE	12,523.50
SCARLET EAST COAST SECURITY LTD	EFT000000015916	TRAFFIC CONTROL	1,388.05

NAME	CHEQUE #	DESCRIPTION	AMOUNT
JAMES G CRAWFORD LTD.	EFT000000015917	PLUMBING SUPPLIES	677.30
ENVIROSYSTEMS INC.	EFT000000015918	PROFESSIONAL SERVICES	21,243.59
NEWFOUND CABS	EFT000000015919	TRANSPORTATION SERVICES	329.71
DICKS & COMPANY LIMITED	EFT000000015920	OFFICE SUPPLIES	4,270.46
EAST COAST HYDRAULICS	EFT000000015921	REPAIR PARTS	665.29
GENTARA REAL ESTATE LP	EFT000000015922	LEASE OF OFFICE SPACE	18,661.05
HITECH COMMUNICATIONS LIMITED	EFT000000015923	REPAIRS TO EQUIPMENT	15,071.90
REEFER REPAIR SERVICES (2015) LIMITED	EFT000000015924	REPAIR PARTS	648.09
CAHILL TECHNICAL SERVICES	EFT000000015925	PROFESSIONAL SERVICES	2,727.42
RUSSEL METALS INC.	EFT000000015926	METALS	230.00
CANADIAN TIRE CORP.-HEBRON WAY	EFT000000015927	MISCELLANEOUS SUPPLIES	131.44
HOME DEPOT OF CANADA INC.	EFT000000015928	BUILDING SUPPLIES	312.36
DOMINION STORE 935	EFT000000015929	MISCELLANEOUS SUPPLIES	284.17
BASIL FEARN 93 LTD.	EFT000000015930	REPAIR PARTS	290.66
OMB PARTS & INDUSTRIAL INC.	EFT000000015931	REPAIR PARTS	124.11
FRESHWATER AUTO CENTRE LTD.	EFT000000015932	AUTO PARTS/MAINTENANCE	1,542.09
STELLAR INDUSTRIAL SALES LTD.	EFT000000015933	INDUSTRIAL SUPPLIES	2,744.68
HARRIS & ROOME SUPPLY LIMITED	EFT000000015934	ELECTRICAL SUPPLIES	88.38
HARVEY & COMPANY LIMITED	EFT000000015935	REPAIR PARTS	3,697.94
HARVEY'S OIL LTD.	EFT000000015936	PETROLEUM PRODUCTS	1,462.34
HARRIS GOVERN	EFT000000015937	PROFESSIONAL SERVICES	560.62
MIOVISION TECHNOLOGIES INC.	EFT000000015938	PROFESSIONAL SERVICES	1,062.52
GUILLEVIN INTERNATIONAL CO.	EFT000000015939	ELECTRICAL SUPPLIES	657.32
CANADIAN LINEN & UNIFORM	EFT000000015940	MAT RENTALS	5,261.39
BRENNTAG CANADA INC	EFT000000015941	CHLORINE	1,747.09
STELLA BURRY COMMUNITY SER.	EFT000000015942	HPS FUNDS	3,151.58
ECONOLITE CANADA INC.,	EFT000000015943	REPAIR PARTS	575.00
HICKMAN MOTORS LIMITED	EFT000000015944	REPAIR PARTS	104.59
HOLDEN'S TRANSPORT LTD.	EFT000000015945	RENTAL OF EQUIPMENT	586.50
FLEET READY LTD.	EFT000000015946	REPAIR PARTS	1,110.59
TELUS GOING MOBILE (WIRELESS)	EFT000000015947	CELL PHONE CASE	80.49
HONDA ONE	EFT000000015948	REPAIR PARTS	352.12
SOURCE ATLANTIC INDUSTRIAL DISTRIBUTION	EFT000000015949	REPAIR PARTS	4,102.63
GERALD PENNEY ASSOCIATES LIMITED	EFT000000015950	PROFESSIONAL SERVICES	13,376.42
SCOTIA RECYCLING (NL) LIMITED	EFT000000015951	REPAIR PARTS	590.58
IMPRINT SPECIALTY PROMOTIONS LTD	EFT000000015952	PROMOTIONAL ITEMS	336.26
UMBRELLA SECURITY	EFT000000015953	ALARM MONITORING	194.06
CLEAN AIR SOLUTIONS	EFT000000015954	PROFESSIONAL SERVICES	2,369.00
MERCER'S PAVING INCORPORATED	EFT000000015955	SNOW CLEARING SERVICES	12,304.23
JOHNSON CONTROLS LTD.	EFT000000015956	REPAIR PARTS	547.72
WORK AUTHORITY	EFT000000015957	CLOTHING ALLOWANCE	115.00
SAFETY FIRST-SFC LTD.	EFT000000015958	PROFESSIONAL SERVICES	26,809.10
KENT BUILDING SUPPLIES-STAVANGER DR	EFT000000015959	BUILDING MATERIALS	75.52
XYLEM WATER SOLUTIONS CANADA	EFT000000015960	REPAIR PARTS	11,494.25
FIRST RESPONSE SUPPLY INC.,	EFT000000015961	FIRE DEPARTMENT SUPPLIES	4,425.20

NAME	CHEQUE #	DESCRIPTION	AMOUNT
DR. FRANCIS O'DEA, PMC	EFT000000015962	MEDICAL EXAMINATION FEE	20.00
MACKAY COMMUNICATIONS - CANADA, INC.	EFT000000015963	PROFESSIONAL SERVICES	1,349.18
CARMICHAEL ENGINEERING LTD.	EFT000000015964	PROFESSIONAL SERVICES	7,284.30
BELFOR PROPERTY RESTORATION	EFT000000015965	PROFESSIONAL SERVICES	1,437.50
MARK'S WORK WEARHOUSE	EFT000000015966	PROTECTIVE CLOTHING	29,507.34
JT MARTIN & SONS LTD.	EFT000000015967	HARDWARE SUPPLIES	1,168.21
ACE LOCKSMITHING	EFT000000015968	PROFESSIONAL SERVICES	62.10
ALYSSA'S PROPERTY SERVICES PRO INC.	EFT000000015969	PROFESSIONAL SERVICES	30,544.91
YELLOW PAGES	EFT000000015970	ADVERTISING	28.41
REXEL CANADA ELECTRICAL INC.,	EFT000000015971	REPAIR PARTS	419.69
JJ MACKAY CANADA LTD.	EFT000000015972	PARKING METER KEYS	14,536.07
MIKAN SCIENTIFIC INC.	EFT000000015973	REPAIR PARTS	188.83
DR. ROXANNE COOPER	EFT000000015974	MEDICAL EXAMINATION FEE	20.00
PRINTERS PLUS	EFT000000015975	TONER CARTRIDGES	646.30
ENGLOBE CORP	EFT000000015976	PROFESSIONAL SERVICES	6,313.50
NEWFOUNDLAND DISTRIBUTORS LTD.	EFT000000015977	INDUSTRIAL SUPPLIES	335.87
NL KUBOTA LIMITED	EFT000000015978	REPAIR PARTS	1,533.55
NORTH ATLANTIC PETROLEUM	EFT000000015979	PETROLEUM PRODUCTS	141,158.93
PENNECON HYDRAULIC SYSTEMS LTD	EFT000000015980	PROFESSIONAL SERVICES	1,825.59
PBA INDUSTRIAL SUPPLIES LTD.	EFT000000015981	INDUSTRIAL SUPPLIES	416.30
PARTS FOR TRUCKS INC.	EFT000000015982	REPAIR PARTS	6,234.12
K & D PRATT LTD.	EFT000000015983	REPAIR PARTS AND CHEMICALS	8,358.86
PUROLATOR INC.	EFT000000015984	COURIER SERVICES	805.45
RIDEOUT TOOL & MACHINE INC.	EFT000000015985	TOOLS	879.58
NAPA ST. JOHN'S 371	EFT000000015986	AUTO PARTS	174.48
ROYAL FREIGHTLINER LTD	EFT000000015987	REPAIR PARTS	865.96
S & S SUPPLY LTD. CROSSTOWN RENTALS	EFT000000015988	REPAIR PARTS	11,826.13
ST. JOHN'S PORT AUTHORITY	EFT000000015989	RENTAL OF QUARRY SITE	5,758.05
ST. JOHN'S TRANSPORTATION COMMISSION	EFT000000015990	CHARTER SERVICES	5,550.00
SAUNDERS EQUIPMENT LIMITED	EFT000000015991	REPAIR PARTS	17,875.54
SANSOM EQUIPMENT LTD.	EFT000000015992	REPAIR PARTS	2,340.25
STATE CHEMICAL LTD.	EFT000000015993	CHEMICALS	794.64
TELELINK-THE CALL CENTRE INC.	EFT000000015994	MESSAGE MANAGER	2,067.57
TRACTION DIV OF UAP	EFT000000015995	REPAIR PARTS	165.75
TULKS GLASS & KEY SHOP LTD.	EFT000000015996	PROFESSIONAL SERVICES	650.23
WATERWORKS SUPPLIES DIV OF EMCO LTD	EFT000000015997	REPAIR PARTS	9,325.41
WEIRS CONSTRUCTION LTD.	EFT000000015998	STONE/ROAD GRAVEL	45.89
WINDCO ENTERPRISES LTD.	EFT000000015999	FLAGS	558.26
DAVID FRENCH	EFT000000016000	INSTRUCTOR FEES	408.15
MECHANICAL COMPONENTS LTD.	EFT000000016001	REPAIR PARTS	903.90
VERNA SMITH	EFT000000016002	INSTRUCTOR FEES	197.75
BOYD SMITH	EFT000000016003	INSTRUCTOR FEES	197.75
THE GATHERING PLACE	EFT000000016004	SUPPORTIVE REFERRAL CLAIM	557.34
BELL MOBILITY INC. RADIO DIVISION	EFT000000016005	MAINTENANCE CHARGES & REPAIRS	472.21
ACE CLEANING COMPANY	EFT000000016006	CLEANING SERVICES	28,597.39

NAME	CHEQUE #	DESCRIPTION	AMOUNT
CHOICES FOR YOUTH INC.	EFT000000016007	HPS FUNDS	684.14
STAN BUTLER	EFT000000016008	ENTERTAINMENT	250.00
CLIFF JOHNSTON	EFT000000016009	PROFESSIONAL SERVICES	1,000.00
GFL ENVIRONMENTAL INC.	EFT000000016010	PROFESSIONAL SERVICES	36,665.88
JEAN BARRY	EFT000000016011	INSTRUCTOR FEES	362.80
BEST BUY CANADA LIMITED	EFT000000016012	ELECTRONICS	2,018.18
NL DUNKTANK	EFT000000016013	ENTERTAINMENT	273.70
JANET LYNN BRADSHAW	EFT000000016014	PROFESSIONAL SERVICES	150.00
CRITCH, ROBERT	EFT000000016015	MILEAGE	238.60
CHRIS FALLON	EFT000000016016	VEHICLE BUSINESS INSURANCE	181.93
NOSEWORTHY, WANDA	EFT000000016017	VEHICLE BUSINESS INSURANCE	113.85
HAYWARD, ELIZABETH	EFT000000016018	MILEAGE	30.08
COOK, CAROLYN	EFT000000016019	MILEAGE	18.06
WILLIAMS, KEITH	EFT000000016020	MILEAGE	166.71
MACKENZIE, NEIL	EFT000000016021	MILEAGE	80.06
ROSS HUTCHINGS	EFT000000016022	VEHICLE BUSINESS INSURANCE	204.53
SELLARS, JACON	EFT000000016023	VEHICLE BUSINESS INSURANCE	27.00
RICK PRICE	EFT000000016024	VEHICLE BUSINESS INSURANCE	177.41
ANNETTE OLDFORD	EFT000000016025	MILEAGE	26.42
BURDEN, TERRY	EFT000000016026	VEHICLE BUSINESS INSURANCE	117.30
SCHAMPER, ROB	EFT000000016027	EMPLOYMENT RELATED EXPENSES	160.75
MICHAEL HEARN	EFT000000016028	VEHICLE BUSINESS INSURANCE	4.52
HAYWARD, SARAH	EFT000000016029	EMPLOYMENT RELATED EXPENSES	259.00
CINDY MCGRATH	EFT000000016030	MILEAGE	15.83
JANES, SEAN	EFT000000016031	EMPLOYMENT RELATED EXPENSES	1,523.39
RING, MATTHEW	EFT000000016032	EMPLOYMENT RELATED EXPENSES	436.91
MCGRATH, JENNIFER	EFT000000016033	MILEAGE	111.28
SHERRY MERCER	EFT000000016034	EMPLOYMENT RELATED EXPENSES	635.00
KATIE CROMWELL	EFT000000016035	VEHICLE BUSINESS INSURANCE	310.75
KIM BARRY	EFT000000016036	EMPLOYMENT RELATED EXPENSES	442.45
CREWE, RYAN	EFT000000016037	MILEAGE	45.00
MACNEIL, GARY	EFT000000016038	CLOTHING ALLOWANCE	125.00
CARLIE WHITE	EFT000000016039	MILEAGE	204.33
KEITH BARRETT	EFT000000016040	EMPLOYMENT RELATED EXPENSES	214.99
SARAH NICHOLS	EFT000000016041	MILEAGE	135.31
TRAVIS MERCER	EFT000000016042	VEHICLE BUSINESS INSURANCE	216.00
AARON WALSH	EFT000000016043	VEHICLE BUSINESS INSURANCE	281.93
CISCO SYSTEMS CAPITAL CANADA CO.	EFT000000016044	SOFTWARE SUPPORT	9,004.05
VALLEN	EFT000000016045	REPAIR PARTS	310.30
GRIFFITHS INVESTMENTS LTD.	EFT000000016046	PROFESSIONAL SERVICES	5,232.27
PAYBYPHONE TECHNOLOGIES INC.	EFT000000016047	PARKING METERS	992.68
HARBOURSIDE ENGINEERING CONSULTANTS	EFT000000016048	PROFESSIONAL SERVICES	4,945.00
KEMIRA WATER SOLUTIONS CANADA INC	EFT000000016049	CHEMICALS	44,355.50
ESCRIBE SOFTWARE	EFT000000016050	PROFESSIONAL SERVICES	5,175.00
DR. EMILY URSELL	EFT000000016051	MEDICAL EXAMINATION FEE	20.00

NAME	CHEQUE #	DESCRIPTION	AMOUNT
WFC PROPERTY SERVICED LTD	EFT000000016052	PROFESSIONAL SERVICES	9,430.00
KENMOUNT ROAD ANIMAL HOSPITAL	EFT000000016053	PROFESSIONAL SERVICES	809.99
DEXTER CONSTRUCTION	EFT000000016054	PROGRESS CLAIM	990,749.92
POMERLEAU INC.,	EFT000000016055	PROGRESS CLAIM	232,238.30
REDWOOD CONSTRUCTION LIMITED	EFT000000016056	PROGRESS CLAIM	132,936.38
KELLOWAY CONSTRUCTION LIMITED	EFT000000016057	CLEANING SERVICES	7,505.53
PUBLIC SERVICE CREDIT UNION	EFT000000016058	PAYROLL DEDUCTIONS	3,240.69
HICKMAN, SANDY	EFT000000016059	TRAVEL ADVANCE	3,400.00
HAYE, SHAWN	EFT000000016060	TRAVEL REIMBURSEMENT	48.33
GARRETT DONAHER	EFT000000016061	TRAVEL ADVANCE	2,163.04
JENNIFER TIPPLE	EFT000000016062	TRAVEL ADVANCE	1,877.03
KELLY MAGUIRE	EFT000000016063	TRAVEL ADVANCE	659.47
ANNETTE OLDFORD	EFT000000016064	TRAVEL ADVANCE	136.00
ANNA BAUDITZ	EFT000000016065	TRAVEL ADVANCE	1,530.21
YOUNG, CORALIE	EFT000000016066	TRAVEL ADVANCE	553.41
TOTAL: \$			2,545,046.40

BID APPROVAL NOTE

Bid #	2019096		
Bid Name	Cumberland Crescent Storm Sewer Replacement		
Department	PERS	Division	Engineering
Budget Code	ENG 2018 - 896		
Source of Funding	<input type="radio"/> Operating <input checked="" type="radio"/> Capital <input type="radio"/> Multiyear Capital		
Purpose	To upgrade existing storm sewer infrastructure in the Cumberland Crescent Area.		
Results	<input checked="" type="radio"/> As attached <input type="radio"/> As noted below		
	Vendor Name		Bid Amount
Expected Value	<input checked="" type="radio"/> As above <input type="radio"/> Value shown is an estimate only for a year period. The City does not guarantee to buy any specific quantities or dollar value.		
Contract Duration			
Bid Exception	<input checked="" type="radio"/> None <input type="radio"/> Contract Award Without Open Call <input type="radio"/> Professional Services		
Recommendation	It is recommended to award this Open Call to Modern Paving Limited (\$863,086.50 HST Included) the lowest bidder meeting specifications as per the Public Procurement Act.		
Supply Chain Buyer	John Hamilton		
Supply Chain Manager	<i>Beck Aquino</i>	Date	19/05/16
Deputy City Manager*		Date	

*Only required for a bid exception (contract award without open call or professional services).



2019096
Cumberland Crescent Storm Sewer Replacement
Submission Summary

<u>Vendor</u>	<u>City/Province</u>	<u>Unofficial Value or Notes</u>
Modern Paving Limited	Mount Pearl, Newfoundland & Labrador	\$863,086.50
Dexter construction company Limited	St. John's, Newfoundland & Labrador	\$910,769.53
Weirs construction Limited	CBS, NL	\$984,946.19
Fairview Investments Limited	St. John's, NL	\$1,057,764.25
Eric Taylor LTD	conception bay south, Newfoundland & Labrador	\$1,090,441.50
Pyramid Construction Limited	St. John's, NL	\$1,670,247.35
Bursey Excavating & Development Inc.	St. John's, NL	\$3,450,014.02

NOTICE OF MOTION

TAKE NOTICE that I will at the next regular meeting of the St. John's Municipal Council move to enact an amendment to the St. John's Residential Property Standards By-Law so as to include provisions related to the feeding of wildlife.

DATED at St. John's, NL this day of May, 2019.

COUNCILLOR

ST. JOHN'S

BY-LAW NO.

ST. JOHN'S RESIDENTIAL PROPERTY STANDARDS (AMENDMENT NO. 1-2019) BY-LAW

PASSED BY COUNCIL MAY _____, 2019

The Preamble of the St. John's Residential Property Standards By-Law is amended as follows:

“Under and by virtue of the powers vested in it pursuant to the *City of St. John's Act*, RSNL 1990 c. C-17, as amended, and all other powers enabling it, the City of St. John's enacts the following by-law prescribing minimum standards and regulations for the occupancy and maintenance of residential property in the City of St. John's.”

BY-LAW

1. This By-Law may be cited as the St. John's Residential Property Standards (Amendment No. 1-2019) By-Law.

2. Section 3 of the St. John's Residential Property Standards By-Law is further amended by adding the following subsections:

“3.5 “Bird Feeder” means a single device that meets all four of the following:

(a) it is designed for the purpose of feeding songbirds and no other animals; and

(b) it is designed to minimize the spillage of food on the ground; and

(c) the seed capacity of the device does not exceed two (2) litres in volume; and

(d) the longest dimension of the base of the device does not exceed thirty (30) centimeters in length or, where the base of the device is circular, does not exceed twenty-five (25) centimeters in diameter.

3.21 “Wildlife” means an animal that belongs to a species that is wild by nature, and includes songbirds, pigeons, and rodents, but does not include any animal that resides predominantly or exclusively indoors and is kept for the purpose of companionship.

3. Section 5 of the St. John's Residential Property Standards By-Law is further amended by adding the following subsections:

“5.1.1 No person shall feed or permit the feeding of Wildlife on a residential property, and/or leave food or attractants out of doors on a residential property in such a manner as to attract or be accessible by Wildlife.

5.1.1(1) Notwithstanding section 5.1.1, an organization conducting a feral cat spay and neuter program may leave food out of doors in a feral cat feeding enclosure for the purpose of that program;

5.1.1(2) Notwithstanding section 5.1.1, a person may feed or permit the feeding of songbirds on a residential property owned or occupied by the person, provided that:

- (a) The feeding of songbirds is accomplished exclusively through the use of a Bird Feeder;
- (b) Each Bird Feeder is kept free of wet and/or spoiled food;
- (c) Each Bird Feeder is regularly cleaned and disinfected;
- (d) There are no more than two (2) Bird Feeders per residential property, except where the lot area of the residential property is in excess of 465 square meters, in which case one (1) additional Bird Feeder may be erected for each additional 465 square meters;
- (e) Any food or other waste deposited on the ground of the residential property is removed and disposed of without delay;
- (f) The feeding of songbirds on the residential property does not attract insects, rodents, gulls, crows, birds of prey, or flocks of pigeons.”

IN WITNESS WHEREOF the Seal of the City of St. John’s has been hereunto affixed and this By-Law has been signed by the Mayor and City Clerk this _____ day of May, 2019.

MAYOR

CITY CLERK