

*Tabled by Minister of Municipal Affairs
2007.03.07.
G. King*

**Eastern Regional Appeal Board
Activity Report
2006-2007**

Hon. Dave Denine, M.H.A.
Minister
Municipal Affairs
P.O. Box 8700
St. John's NL A1B 4J6

Dear Minister Denine:

In accordance with Government's commitment to accountability, I have the honour to submit, for transmittal to the House of Assembly, the Annual Report of the Eastern Regional Appeal Board ending March 31, 2007.

The mandate of the Board is to hear appeals by aggrieved individuals relating to an authority's decision to refuse a permit; add conditions to a permit; issue an order; or issue a permit. The board also hears appeals resulting from an order issued under section 408 of the *Municipalities Act, 1999*, section 240 of the *City of Mount Pearl Act* or section 240 of the *City of Corner Brook Act*. Section 42 of the *Urban Rural Planning Act* outlines procedures with respect to appeals.

The Eastern Regional Appeal Board consists of me, Chairperson, Patrick O'Keefe and members Barry Petten, Paul Shallow. There are currently two vacancies on this Board. A quorum consists of a chairperson and two members. Coordination and technical support is provided by Municipal Affairs.

As Chairperson responsible for the Eastern Regional Appeal Board, I accept responsibility for the results in the 2006-2007 Annual Report. I am pleased to report that the Appeal Board was successful in processing 48 appeals in 2006-2007.

I look forward to the next fiscal year.

Respectfully submitted,



Patrick O'Keefe
Chair
Eastern Regional Appeal Board

Government Entity Overview:

The Eastern Regional Appeal Board hears appeals relating to council decisions on development applications but may hear appeals arising from:

- Any decision made under a town's development regulations, occupancy and maintenance regulations and/or interim development regulations.
- An order issued under the *Urban Rural Planning Act* or *Municipalities Act*.
- A decision to refuse a building permit under the *Municipalities Act*.
- Decisions made under any other Act or Regulations where designated.

The Board considers and determines an appeal in accordance with legislation and section 42 of the *Urban and Rural Planning Act, 2000*. The Board can confirm, reverse or vary council's decision and may impose conditions. The Board may direct council to carry out its decision.

Highlights/Accomplishments:

This section is not applicable to this Board.

Activities:

During the period from April 1, 2006 to March 31, 2007, the Eastern Regional Appeal Board conducted the following activities:

- Number of appeals registered ..37
- Number carried over ..11
- Number of appeals heard ..44
- Number of appeals withdrawn ...4
- Number of appeal hearing days ..10

The appeals were heard and discussed by the Board and decisions were made on each appeal. The decisions were forwarded in writing in a timely manner to all affected parties.

Opportunities/Challenges:

This section is not applicable to this Board.

Financial:

Board members are paid a per diem plus related travel expenses. Total amounts payable to Board members for 2006-2007 was \$ 9,931.