

Karen Chafe

From: Karen Chafe on behalf of CityClerk
Sent: Monday, July 20, 2020 8:42 AM
To: [REDACTED] CityClerk
Cc: Andrea Roberts; Ann-Marie Cashin; Ashley Murray; Dave Wadden; Jason Sinyard; Karen Chafe; Ken O'Brien; Lindsay Lyghtle Brushett; Planning
Subject: RE: (EXT) 4 Cathedral St.

Good Afternoon:

We thank you for your feedback and advise that all submissions will be presented to Council for consideration prior to a final decision being reached on this application.

Karen Chafe
Acting City Clerk
t. 576-8619
c. 687-7316

From: [REDACTED]
Sent: Sunday, July 19, 2020 10:14 AM
To: CityClerk <cityclerk@stjohns.ca>
Subject: (EXT) 4 Cathedral St.

This feedback is for the Discretionary Use Application that was submitted by No. 4 Restaurant. I feel comfortable with the deck size but I feel outdoor speakers should not be allowed. Speakers encourage people to speak louder. There are residents with children who live close by (Willicott Lane for example). Many children go to bed at 8pm or earlier. On warm evenings when one needs bedroom windows open for air flow in order to sleep well, the noise from the deck could be a hindrance for an essential night of rest.

Sincerely,

[REDACTED]

[REDACTED]

Karen Chafe

From: Karen Chafe on behalf of CityClerk
Sent: [REDACTED]
Cc: [REDACTED] CityClerk
Subject: Andrea Roberts; Ann-Marie Cashin; Ashley Murray; Dave Wadden; Jason Sinyard; Karen Chafe; Ken O'Brien; Lindsay Lyghtle Brushett; Planning
RE: (EXT) 4 Cathedral Street Application

Good Morning:

We thank you for your feedback and advise that all submissions will be presented to Council for consideration prior to a final decision being reached on this application.

Karen Chafe
Acting City Clerk
t. 576-8619
c. 687-7316

From: [REDACTED]
Sent: Monday, July 20, 2020 7:53 AM
To: CityClerk <cityclerk@stjohns.ca>
Subject: (EXT) 4 Cathedral Street Application

Re: 4 Cathedral Street

With respect to the Discretionary Use Application by the No.4 Restaurant, I am concerned that the outdoor eating area will increase noise in the neighbourhood.

Given current health restrictions, I understand that restaurants will want to build outdoor eating areas. As such, I do not object to the outdoor eating area. However, I do object to the outdoor speakers and to the late hours proposed (until 10 pm), seven days a week.

[REDACTED]

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Elaine Henley

From: [REDACTED]
Sent: Monday, July 27, 2020 10:24 PM
To: CityClerk
Subject: (EXT) Regarding the deck and speakers proposal by No. 4 Cathedral Street

To the attention of the City Clerk, and Council Members:

I strongly oppose the proposed creation of such a large deck in the small green space behind the restaurant. I know that space well, I own a house just up the hill from the establishment. I like the restaurant very much, but I oppose the proposal.

First, the proposed size of the deck is very large. Too large. I walk past and through that space often. I cannot see how they could build such a large deck there unless the trees behind the restaurants are removed, which would be a mistake.

It would be best if there was no deck there at all in fact. There are family homes directly above the establishment. For families to have to listen to people drinking and dining (possibly partying) on a back deck every night of every day during the summer would be completely unfair. Which brings me to the proposed speakers they want on the deck.

The very fact the restaurant would propose speakers shows a disregard and lack of care for the fact that the deck and speakers are proposed beside a residential neighbourhood.

Duckworth Street is not Water Street. The streets above Duckworth are filled with family homes. A home is a sanctuary, a place for peace and quiet at the end of the work day. Granted, it is a downtown neighbourhood. We are all aware of George Street Festival, and the loud music is tolerated for a short period once a year. But a restaurant deck with speakers playing music all day and into the night (likely from 11 am to 11 pm), combined with the raised voices of people attempting to speak above the music, will create a lot of noise; the end result being an impossible situation of so much noise as to be completely, absolutely awful for the residents in the neighbourhood, especially for those whose homes are directly above the restaurant.

I say the whole neighbourhood will be disturbed, because trust me, it will disturb the neighbourhood. Due to the fact that this area is built on a hill, sound rises up, and comes into the windows and gardens of the houses up the hill. We have the right to enjoying our decks, our gardens and having a modicum of peace inside our houses when the windows are open on a summer's day, without having to listen to restaurant music all afternoon and into the late evening.

Yet another problem is that if a precedent is set by an approval of this proposal, as it is set out, then other restaurants on Duckworth will wish to have the same: decks and outdoor music.

Please do not allow this proposal to be approved.

Sincerely,

[REDACTED]

Karen Chafe

From: CityClerk
Sent: Tuesday, July 28, 2020 9:12 AM
To: [REDACTED] CityClerk
Cc: Andrea Roberts; Ann-Marie Cashin; Ashley Murray; Dave Wadden; Jason Sinyard; Karen Chafe; Ken O'Brien; Lindsay Lyghtle Brushett; Planning
Subject: RE: (EXT) Regarding the deck and speakers proposal by No. 4 Cathedral Street

Good Morning [REDACTED]

We thank you for your feedback and advise that all submissions will be presented to Council for consideration prior to a final decision being reached on this application.

Elaine Henley

Elaine Henley
City Clerk
t. 576-8202
c. 691-0451

-----Original Message-----

From: [REDACTED]
Sent: Monday, July 27, 2020 10:24 PM
To: CityClerk <cityclerk@stjohns.ca>
Subject: (EXT) Regarding the deck and speakers proposal by No. 4 Cathedral Street

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attempting to speak above the music, will create a lot of noise; the end result being an impossible situation of so much noise as to be completely, absolutely awful for the residents in the neighbourhood, especially for those whose homes are directly above the restaurant.

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Yet another problem is that if a precedent is set by an approval of this proposal, as it is set out, then other restaurants on Duckworth will wish to have the same: decks and outdoor music.

Please do not allow this proposal to be approved.

Sincerely,

A black rectangular redaction box covering the signature of the sender.

St. John's

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Karen Chafe

From: Karen Chafe on behalf of CityClerk
Sent: Friday, July 24, 2020 12:08 PM
To: [REDACTED]; CityClerk
Cc: Andrea Roberts; Ann-Marie Cashin; Ashley Murray; Dave Wadden; Jason Sinyard; Karen Chafe; Ken O'Brien; Lindsay Lyghtle Brushett; Planning
Subject: RE: (EXT) 4 Catherdral

Good Afternoon:

We thank you for your feedback and advise that all submissions will be presented to Council for consideration prior to a final decision being reached on this application. The Office of the City Clerk redacts all identifying information from all submissions before they are forwarded to the public council agenda as per the *Access to Information and Protection of Privacy Act*.

Karen Chafe
Acting City Clerk
t. 576-8619
c. 687-7316

From: [REDACTED]
Sent: Friday, July 24, 2020 11:10 AM
To: CityClerk <cityclerk@stjohns.ca>
Subject: (EXT) 4 Catherdral

Hello,

I would like to express my concern regrading the outdoor speakers that are proposed as part of 4 Catherdral's patio.

I support them having a patio, but this is a residential area and outdoor speakers are not appropriate. We already can hear various outdoor speakers from George and Water Street. Construction noise in the downtown starts at 7am and there is already not enough quiet. Please approve the patio and deny the speakers.

Thanks,
[REDACTED]

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Karen Chafe

From: CityClerk
Sent: [REDACTED]
Cc: [REDACTED] CityClerk
Subject: Andrea Roberts; Ann-Marie Cashin; Ashley Murray; Dave Wadden; Jason Sinyard; Karen Chafe; Ken O'Brien; Lindsay Lyghtle Brushett; Planning
RE: (EXT) Fwd: 4 cathedral st. use application

Good Morning [REDACTED]

We thank you for your feedback and advise that all submissions will be presented to Council for consideration prior to a final decision being reached on this application.

Elaine Henley

Elaine Henley
City Clerk
t. 576-8202
c. 691-0451

From: [REDACTED]
Sent: Monday, July 27, 2020 11:12 PM
To: CityClerk <cityclerk@stjohns.ca>
Subject: (EXT) Fwd: 4 cathedral st. use application

----- Forwarded message -----

From: [REDACTED]
Date: Mon, Jul 27, 2020 at 10:32 PM
Subject: Re: 4 cathedral st. use application
To: <mburton@stjohns.ca>
Cc: <cityclerk@stjohns.ca>, <mayor@stjohns.ca>, sheilagh o'leary <soleary@stjohns.ca>, Debbie Hanlon <dhanlon@stjohns.ca>, Hope Jamieson <hjamieson@stjohns.ca>, <shickman@stjohns.ca>, <wcollins@stjohns.ca>, Dave Lane <dlane@stjohns.ca>, <dstapleton@stjohns.ca>, <ifroude@stjohns.ca>, Jamie Korab <jkorab@stjohns.ca>

Dear Maggie Burton and members of Council:

I write with regards to the discretionary use application for 4 Cathedral Street and the business located there currently before Council. I am a nearby resident and I have major concerns about this application and its implications for our downtown neighbourhood. I request that Council turn it down.

The deck and attached proposal for speakers pose numerous problems and set a precedent for outdoor, loud music and problematic related activities--drinking, smoking--pouring into our neighbourhood.

About 16 years ago, residents of this area rightly and successfully opposed the addition of a patio to the food and drink establishment built there at the time, the Casbah. We had asked the city to permit at most the establishment of a restaurant and that it have air conditioning so as not to allow noise to leak out into the nearby residential area (up Cathedral St, into Willicott Lane and onto Gower St) on hot summer days and nights. **We opposed entirely the building of a patio.**

This was partially triggered by the fact that in its first summer, open windows led to a great deal of noise and music pouring into the nearby residential area, not to mention patrons loitering and drinking up into Willicott Lane til late at night.

In a meeting at the time with Council, it was agreed that no patio could be built and that air conditioning must be installed to limit noise. They made it a matter of public and city policy to not permit outdoor venues to establish in this part of the downtown core.

We had various arguments against the patio at the time but key points included the following: creating an outdoor venue in this location a la the decks and patios of George Street opened up the potential for other businesses in the area to do likewise - the thin edge of the wedge. We pointed out rightly that the noise from George Street patios and decks and festivals was already having major noise impacts in the area (and many other areas of downtown).

Bringing such activities and noise anywhere else into the downtown core - a core that is in such close proximity to residences throughout - would only increase that noise pollution and related activities and behaviours across the core. This will lead to residents abandoning this and other residential areas and a subsequent hollowing out of downtown neighbourhoods. Such hollowing would in turn significantly diminish the safety and quality of life in the downtown - making it a more marginal and empty place.

Further, patios and nighttime related activities including drinking and smoking have and could easily spill over into the nearby residential common spaces. There is no question that given the topography of the area and available land that this patio would have to be built up the hill towards the residences in Willcott Lane and on Gower Street. We already regularly see empty beer bottles and cigarette butts and related paraphernalia left around the lane and environs by patrons of the existing restaurant and no doubt other nighttime passers by. Adding a patio and speakers would without doubt increase the volume and incidence of such distasteful and at times dangerous behaviours and related littering.

There are a number of families with young children in the area and we hope to attract more to further enliven and enrich the neighbourhood. Such littering and related behaviours would not be a great inducement to these families and I would suggest would further diminish the area's attractiveness for all current and future residents.

I hope that current members of council can understand the history and current reality of this area and the fact that a previous council agreed with the residents' position that **a patio for this location is unsupportable and must not be allowed to proceed.** While I sympathize with the owner's Covid-related downturn and loss of business, this short term reality cannot be permitted to overturn past public and city policy and directions. **We must NOT move George-Street like environments anywhere else downtown.**

I hope you will agree and therefore turn down the current application. Yours sincerely,

, St. John's

P.s. In relation to the owners' plight, other short term, temporary solutions--e.g., a patio further down onto Duckworth Street might be considered for this summer (a la Water Street pedestrian way), but these also **must not** involve speakers/sound systems no matter what and **must not** continue in future years for the above reasons.

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Elaine Henley

From:



Tuesday, July 28, 2020 1:26 AM

To:

CityClerk

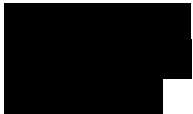
Subject:

(EXT) Comment on Building Application 4 Cathedral St

To whom it may concert,

We would like to submit a comment regarding the discretionary use application at 4 Cathedral St. We are concerned about noise levels at night with the proposed speaker system. 7 days a week until 10pm seems a bit excessive. We would like to see a limitation on the use of outdoor speakers, especially in the evenings since many children live in the area.

Sincerely,



Karen Chafe

From: [REDACTED]
To: Friday, July 17, 2020 12:28 PM
CityClerk
Subject: (EXT) 4 Cathedral Street comments

I partially support the application for the patio extension at 4 Cathedral Street under the following conditions:

1/ That it NOT include outdoor speakers.

2/ That it NOT physically encroach on the pocket park located on the northeast boundary of the subject property.

Thank you.

Sincerely,

[REDACTED]

T/62

We own several properties in the area.
I support this application.
Thank you



Re: 4 Cathedral Street

Application

A Discretionary Use Application has been submitted by No.4 Restaurant to extend an existing patio for an Outdoor Eating and Lounge Area at **4 Cathedral Street**.

Description

The existing deck is 7.9m² and the proposed extension will be 23.3m² for a total patio area of 32.2m² located on the northwest side of 4 Cathedral Street. The hours for the Outdoor Area will be 12–10 p.m., seven days a week. Outdoor speakers are proposed.

Comment By

9:30 a.m. July 28, 2020

Comments

Provide your comments to the Office of the City Clerk including your name and address to: cityclerk@stjohns.ca P.O. Box 908, St. John's, NL, A1C 5M2.

Comments received become a matter of public record and are included in the Council agenda for the date a decision on the application will be made. Any identifying information (including your name) will be removed prior to your comment being released publicly. If you are writing on behalf of a group, organization, business, etc. and wish to remain anonymous, you must indicate as such with your submission.

Collection of personal information is authorized under the Access to Information and Protection of Privacy Act, 2015 and is needed to consider your comments on this application. Questions about the collection and use of your information may be directed to the City Clerk at 709-576-8202 or cityclerk@stjohns.ca.

Council Decision Date

August 17, 2020

Additional Information

Notices are sent to property owners within 150 metres of the application site. For more information call 709-576-6192 or email planning@stjohns.ca.

ST. JOHN'S

Elaine Henley

From:

Tuesday, July 28, 2020 8:55 AM

To:

CityClerk

Subject:

(EXT) Comments regarding 4 Cathedral Street discretionary use application

Dear Office of the City Clerk,

Please accept the following comments with regards to the Discretionary Use Application submitted by No.4 Restaurant to extend an existing patio for an Outdoor Eating and Lounge Area at 4 Cathedral Street.


I'm not opposed in principle to the extended deck, but do have some small concerns which I hope can be mitigated.

If the application is approved, I suggest it be conditional on:

1. Retaining the three mature trees that are right beside the stairs. I can't tell whether these trees are on city-owned property or belong to 4 Cathedral Street. The trees turn a tiny park into a completely lovely gem in the middle of the city. If the deck and trees can co-exist, that would be great. The trees provide shade, a good atmosphere for the stairs, homes for wildlife. It would take more than a decade to get any replacement trees back to the size and condition of the current trees, thus affecting the neighbourhood for upwards of 10 years, regardless of what happens with the restaurant and the deck in this time. Therefore it is important to keep those particular three existing trees if at all possible.
2. The outdoor music be kept to a reasonable level. There's a brick building (the Masonic Temple) right across, so when installing speakers their orientation with regards to that building should be considered. Otherwise we may end up with sound waves reflecting back off of that building, interacting with the sound directly from the speakers, and creating constructive interference and very loud areas (on the patio and/or on the stairs path), despite the volume directly out of the speakers not being intentionally too loud.
3. Could any new lights which are installed be (a) directed toward the patio, where they will be needed, rather than toward the park or path, and (b) turned off completely when the patio is unoccupied/closed? We already deal with lots of light pollution in St. John's, but it could be made much worse. Let's not add to the light pollution problem in new developments when it is not necessary. A reduction in unnecessary nighttime lighting is good for human, plant, and animal health. Of course it is reasonable to have some lights on while the patio is being actively used. But when it's not used (after 10 PM, inclement weather, winter, etc), they could be turned off.

Best regards, and if the application is approved, best wishes to the restaurant for the project.



(located within  of the proposed new deck)

From: [REDACTED]; [CityClerk](#)
Cc: [Shanna Fitzgerald](#); [Maureen Harvey](#); [Andrea Roberts](#); [Ann-Marie Cashin](#); [Ashley Murray](#); [Dave Wadden](#); [Jason Sinyard](#); [Karen Chafe](#); [Ken O'Brien](#); [Lindsay Lyghtle Brushett](#); [Planning](#)
Subject: RE: (EXT) 4 Cathedral Street
Date: Friday, July 31, 2020 1:04:37 PM

Good Afternoon [REDACTED]

We thank you for your feedback and advise that your submission will be forwarded to Council for consideration.

Elaine Henley

Elaine Henley
City Clerk
t. 576-8202
c. 691-0451

-----Original Message-----

From: [REDACTED]
Sent: Thursday, July 30, 2020 5:03 PM
To: CityClerk <cityclerk@stjohns.ca>
Subject: (EXT) 4 Cathedral Street

Hello

We have just returned from out of town so are a bit late with our comments. We want to express our opposition to the above application. Masonic Terrace residents including people like us backing on to the terrace from Gower and Victoria streets will be much affected. The area has been greatly improved with plantings and additional care by the residents and it would lose a lot of its character with the proposed eating and lounge area.

We can also add that we are in favour of the parish lane proposal.

Regards,

[REDACTED]
[REDACTED] Gower St
Sent from my iPhone

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Elaine Henley

From: [REDACTED]
Sent: Tuesday, July 28, 2020 5:53 PM
To: CityClerk
Subject: (EXT) 4 Cathedral Street

Dear Sir:

With regard to the discretionary use application by No. 4 Restaurant to create an Outdoor Eating and Lounge area I am against it.

My house is [REDACTED]. The small patio that is currently in front of the restaurant essentially deals with the fall in grade of the site and is not currently used as a restaurant. As my living room and bedroom windows overlook the proposed site I would particularly object to the proposed outdoor speakers.

In the hope that this proposal is rejected I remain

Yours truly,

[REDACTED] [REDACTED]

Sent from my iPad

Karen Chafe

From: Karen Chafe on behalf of CityClerk
Sent: Wednesday, July 22, 2020 3:20 PM
To: [REDACTED]; CityClerk
Cc: Andrea Roberts; Ann-Marie Cashin; Ashley Murray; Dave Wadden; Jason Sinyard; Karen Chafe; Ken O'Brien; Lindsay Lyghtle Brushett; Planning
Subject: RE: (EXT) Re: Application, 4 Cathedral street

Good Afternoon:

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Karen Chafe
Acting City Clerk
t. 576-8619
c. 687-7316

From: [REDACTED]
Sent: Wednesday, July 22, 2020 2:27 PM
To: CityClerk <cityclerk@stjohns.ca>
Subject: (EXT) Re: Application, 4 Cathedral street

City Clerk,

I am pleased and, in general, approve of this proposed addition to 4 Cathedral St.

I have the following comments to the application as proposed in the flyers provided to property owners within 150 meters of the application site.

- A. Construction must not impede pedestrian access to Willicott's Lane and the associated staircase.
 - B. Park space must not be used as staging or construction space.
 - C. Pedestrian access must not be impeded on Cathedral St. during or after construction.
 - D. Smoking must be prohibited during and after construction due to both second-hand smoke and the resulting discarded cigarette butts.
 - E. Speakers should be reviewed and limited in duration and volume as there are homes immediately adjacent to this restaurant and the adjacent park is generally very quiet.
- Please approve the application as written, with the above conditions.

Regards,

[REDACTED]

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Karen Chafe

From: Karen Chafe on behalf of CityClerk
Sent: Wednesday, July 22, 2020 10:05 AM
To: [REDACTED]; CityClerk
Cc: Andrea Roberts; Ann-Marie Cashin; Ashley Murray; Dave Wadden; Jason Sinyard; Karen Chafe; Ken O'Brien; Lindsay Lyghtle Brushett; Planning
Subject: RE: (EXT) 4 Cathedral

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Karen Chafe
Acting City Clerk
t. 576-8619
c. 687-7316

From: [REDACTED]
Sent: Wednesday, July 22, 2020 8:35 AM
To: CityClerk <cityclerk@stjohns.ca>
Subject: (EXT) 4 Cathedral

I am in **Total support** of No.4 Restaurants application to extend an existing patio for said location!

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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