

**** ADDED TO AGENDA**

THE RURAL MUNICIPALITY OF STE. ANNE

AGENDA

October 19, 2006

1. **Call to order. 7:30 p.m.**
Adoption of Agenda.
2. **Subdivisions:**
 1. Rene Dobler Part SE 36-8-7E File #4175-2006-4387
3. **Delegations:**

Hearings under Zoning By-law No. 12-1998 (resolution to open & close)
8:00 PM – Conditional Use Appl. No. 04-06, Harold Sweetnam (SE/SW 4-7-8E)
4. **Reception of Petitions**
none
5. **By-laws**
 1. By-law 10-2006 – Derelict Vehicle, 2nd & 3rd readings
6. **Correspondence:**
 1. Community Planning Services re: Conditional approval – Deerfield Estates
 2. Community Planning Services re: Certificate of approval – H. Toews
 3. Dep. Min-MB Intergovt Affairs re: AMM Convention
 4. Manitoba Transportation re: Premier Horticulture, SE 20-8-8E
 5. MB Water Stewardship/TC pipe re: hydrostatic testing of pipeline
 6. Seine-Rat River CD re: Watershed Planning Advisory Team
 7. RCMP re: Sept/06 statistical report
 8. Assoc. of Man. Municipalities re: AMM pre-conference
 9. Manitoba Transportation re: Ridgewood Church, SW 20-7-7E
 10. Hayhurst Elias Dudek re: AMM Convention
 11. R.M. of Hanover re: Notice of Public Hearing
 12. Ste. Anne Aces re: advertise in program
 - ** 13. Community Planning Services re: extension – J. Dueck
 - ** 14. Canada Post to customers re: relocation of group mail box site
 - ** 15. Ste. Anne Co-op re: special equity payment
7. **Unfinished Business**
 1. By-law enforcement
8. **General Business**
 1. Development permit applications
 2. Assessment Branch - additionCAO's Report
Reeve's Reports
Councillors' Report
9. **Notice of Motion**
10. **Personnel & In Camera**
11. **Adjournment**

THE RURAL MUNICIPALITY OF STE. ANNE

'Minutes'

October 19, 2006

The minutes of the regular meeting of the Council of The Rural Municipality of Ste. Anne held in the Council Chambers in the Town of Ste. Anne on October 19, 2006.

Reeve Art Bergmann called the meeting to order at 7:30 P.M. with the following members of council in attendance: Councillors Courcelles, Saindon, Proulx, Massicotte and Evans. Also in attendance was the Chief Administrative Officer, Alice De Baets.

No. 481 - ADOPTION OF AGENDA

COURCELLES MASSICOTTE

BE IT RESOLVED that the agenda for the regular meeting of October 19, 2006 be adopted as revised.

Carried

SUBDIVISIONS:

No. 482 - SUBDIVISION

PROULX MASSICOTTE

BE IT RESOLVED that the proposal to subdivide, identified by the Community Planning Services as File #4175-2006-4387, subdividing Part SE 36-8-7E, registered in the name of Rene Dobler be hereby tabled to the November 16, 2006 council meeting.

Carried

DELEGATIONS

HEARINGS HELD UNDER ZONING BY-LAW NO. 12-1998

8:00 PM Public Hearing to consider Conditional Use Application No. 04-2006 made by Harold & Miriam Sweetnam to 1) consolidate two existing dairy operations by relocating the La Broquerie operation to the Ste. Anne location on SE/SW 4-7-8E zoned 'AG' Agricultural General, resulting in a dairy operation having 240 milking cows producing 480 animal units; and 2) the construction of a new earthen manure storage lagoon.

PETITIONS

none

BY-LAWS

No. 483 - BY-LAW NO. 10-2006

PROULX EVANS

BE IT RESOLVED that By-law No. 10-2006 to maintain property and to regulate nuisances, derelict and abandoned vehicles and unsightly property be given second reading.

Carried

No. 484 - BY-LAW NO. 10-2006

COURCELLES SAINDON

BE IT RESOLVED that By-law No. 10-2006 be given third reading and passed.

FOR: Councillors Courcelles, Saindon, Proulx Massicotte and Evans, Reeve Bergmann

AGAINST: none

Carried

CORRESPONDENCE:

No. 1 to 11, 13 to 15 - received as information

No. 12 - Resolution # 485

No. 485 - GRANT

SAINDON EVANS

BE IT RESOLVED that a grant is hereby authorized to be paid to Ste. Anne Aces in the amount of \$55.00 to purchase a ¼ page ad in their home game program.

Carried

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October 19, 2006

UNFINISHED BUSINESS**No. 486 - ACCOUNTS****COURCELLES MASSICOTTE**

BE IT RESOLVED that the ward accounts presented to council be hereby approved and that payment is hereby authorized.

Carried**8:00 PM - HEARING****No. 487 - ADJOURN TO HEARING****PROULX SAINDON**

BE IT RESOLVED that we adjourn the regular meeting to hold a public hearing to Conditional Use Application No. 04-2006 made by Harold & Miriam Sweetnam to 1) consolidate two existing dairy operations by relocating the La Broquerie operation to the Ste. Anne location on SE/SW 4-7-8E zoned 'AG' Agricultural General, resulting in a dairy operation having 240 milking cows producing 480 animal units; and 2) the construction of a new earthen manure storage lagoon.

Carried

See minutes of hearings attached as Schedule 'A'.

No. 488 - CLOSE HEARING**COURCELLES MASSICOTTE**

BE IT RESOLVED that the hearing be closed and that we reconvene in regular session.

Carried**No. 489 - CONDITIONAL USE #04-06****COURCELLES EVANS**

WHEREAS a Public Hearing was called in accordance with Section 114.1 of The Planning Act to receive representations from the applicant or any person regarding Conditional Use Application No. 04-2006 made by Harold & Miriam Sweetnam to 1) consolidate two existing dairy operations by relocating the La Broquerie operation to the Ste. Anne location on SE/SW 4-7-8E zoned 'AG' Agricultural General, resulting in a dairy operation having 240 milking cows producing 480 animal units; and 2) the construction of a new earthen manure storage lagoon;

AND WHEREAS the Technical Review Committee has now submitted their report and recommendations;

BE IT RESOLVED that Conditional Use Application No. 04-2006 made by Harold & Miriam Sweetnam to 1) consolidate two existing dairy operations by relocating the La Broquerie operation to the Ste. Anne location on SE/SW 4-7-8E zoned 'AG' Agricultural General, resulting in a dairy operation having 240 milking cows producing 480 animal units; and 2) the construction of a new earthen manure storage lagoon be hereby approved subject to recommendations of the Technical Review Committee, and subject to:

- 1) Manitoba Water Stewardship's approval of a water rights license;
- 2) Manitoba Conservation's approval of an annual manure management plan;

BE IT FURTHER RESOLVED that in the event that they decide to truck the animal waste, the applicant be required to enter into an agreement with the municipality providing for an annual fee for road maintenance and for setting such terms and conditions for collecting said fee as Council deems necessary;

BE IT FURTHER RESOLVED that all the conditions imposed in this Conditional Use approval shall run with the land and be binding on any and all subsequent owners.

Carried**No. 490 - APPLICATION #28-06****COURCELLES SAINDON**

BE IT RESOLVED that Development Permit Application No. 28-06 made by Harold & Miriam Sweetnam for the consolidation of their dairy operation having 240 milking cows producing 480 animal units; 2) the construction of a new earthen manure storage lagoon; and 3) the construction of a 114' x 150' milking parlour and a 244' x 122' free stall barn on Part SE/SW 4-7-8E be hereby approved subject to the conditions established by resolution #221-98 and Conditional Use No. 04-2006.

Carried

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October 19, 2006

DEVELOPMENT PERMIT:No. 491 - APPLICATION #83-06**MASSICOTTE SAINDON**

BE IT RESOLVED that Development Permit Application #83-06 submitted by Norman Barkman for the construction of a 16' x 24' storage shed on Part SW 10-8-6E be hereby approved subject to the requirements of Building Permit No. 55-2006 Plan Review.

CarriedNo. 492 - APPLICATION #85-06**SAINDON EVANS**

BE IT RESOLVED that Development Permit Application #85-06 submitted by Nikolaus & Katharina Loewen for the construction of a 26' x 24' attached garage and a 6' x 24' entrance way on Lot 1, Block 2, Plan 16631 in Part NE 19-7-7E be hereby approved subject to the requirements of Building Permit No. 56-2006 Plan Review.

CarriedNo. 493 - APPLICATION #86-06**SAINDON COURCELLES**

BE IT RESOLVED that Development Permit Application #86-06 submitted by Dan & Lorraine Saltel for the construction of a 36' x 60' storage shed/workshop on Part NW 28-8-8E be hereby approved subject to the requirements of Building Permit No. 57-2006 Plan Review.

CarriedNo. 494 - APPLICATION #87-06**COURCELLES PROULX**

BE IT RESOLVED that Development Permit Application #87-06 submitted by Helmut & Valentina Lange for the construction of a 56' x 38' 2-storey house and a 28' x 28.5' attached garage with living space above on Part SW 24-7-7E be hereby approved subject to the requirements of Building Permit No. 58-2006 Plan Review.

CarriedNo. 495 - APPLICATION #88-06**COURCELLES MASSICOTTE**

BE IT RESOLVED that Development Permit Application No. 88-06 made by Rudolf Hausammann on behalf of Hausammann & Sons Dairy Farm Ltd. for the construction of a 80' x 100' farm machinery shop on Part SW 13-7-7E, be hereby approved subject to the conditions established by resolution #221-98.

CarriedNo. 496 - APPLICATION #89-06**COURCELLES SAINDON**

BE IT RESOLVED that Development Permit Application #89-06 submitted by Maurice & Rhonda Favreau for the construction of a 28' x 30' attached garage on Part NE 34-7-7E be hereby approved subject to the requirements of Building Permit No. 59-2006 Plan Review.

CarriedNo. 497 - APPLICATION #90-06**COURCELLES MASSICOTTE**

BE IT RESOLVED that Development Permit Application #90-06 submitted by Pearl Thiessen on behalf of Bowen Farms Ltd. to move a 1985 26' x 30' bungalow onto Parcel A, Plan 38172 on Part NE 1-8-6E be hereby approved as a second residence for a farm worker subject to the requirements of Building Permit No. 60-2006 Plan Review and subject to receipt of a favourable structural engineer's report.

CarriedNo. 498 - APPLICATION #91-06**SAINDON EVANS**

BE IT RESOLVED that Development Permit Application #91-06 submitted by Irene Moodie for the construction of a 24' x 16' cottage on a cement pad & an 8' x 16' veranda on Part NW 10-8-8E be hereby approved subject to the requirements of Building Permit No. 61-2006 Plan Review.

Carried

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No. 499 - APPLICATION #92-06**PROULX COURCELLES**

BE IT RESOLVED that Development Permit Application #92-06 submitted by Elmer & Elfrieda Penner to move a 1998 27' x 62' Modular Home onto a full basement on Lot 1, Block 1, Plan 17843 in Part SE 16-8-7E be hereby approved subject to the requirements of Building Permit No. 62-2006 Plan Review.

CarriedGENERAL BUSINESSNo. 500 - ADDED TAXES**SAINDON COURCELLES**

WHEREAS the Municipal Assessment Branch has submitted a partial list of properties to which supplementary taxes may be added for 2006 under authority of Section 326 of The Municipal Act and a list of assessment changes for buildings removed or re-valued;

BE IT RESOLVED that the added assessments, the names of the owners and the amount of supplementary taxes to be added for 2006 or part thereof, be entered into the 2006 Tax Roll as shown on 'Schedule B' attached hereto, in accordance with Section 326 of The Municipal Act.

CarriedIN CAMERAUNFINISHED BUSINESSNo. 501 - BY-LAW ENFORCEMENT**SAINDON COURCELLES**

BE IT RESOLVED that the CAO is hereby authorized to contact Prairie By-law Enforcement instructing them to proceed to the next step of enforcement of the Derelict Vehicle By-law as it relates to the following property: 1) Part River Lot 72, Plan 3626 registered in the name of Terry Morgan; and 2) Lot 7, Plan 15295 registered in the names of Richard & Christine Claeys.

CarriedADJOURNMENTNo. 502 - ADJOURN**COURCELLES PROULX**

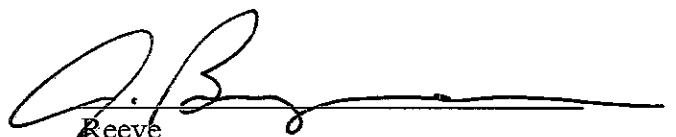
BE IT RESOLVED that we adjourn to meet on November 2, 2006 at 7:30 PM for the Organizational Meeting and in regular session on November 8, 2006 at 9:00 A.M.

Carried

Adjourn - 10:15 P.M.



Chief Administrative Officer



Reeve

'Minutes'

October 19, 2006

SCHEDULE 'A'8:00 PMPUBLIC HEARING REGARDING CONDITIONAL USE APPLICATION NO. 04-2006

The minutes of a public hearing to consider Conditional Use Application No. 04-2006. Public notice was sent by regular mail to all assessed owners within three kilometers of the subject property pursuant to Section 114.1 of The Planning Act.

Owner/Applicants: Harold & Miriam Sweetnam

Subject: 1) to consolidate two existing dairy operations by relocating the La Broquerie operation to the Ste. Anne location on SE/SW 4-7-8E zoned 'AG' Agricultural General, resulting in a dairy operation having 240 milking cows producing 480 animal units; and 2) the construction of a new earthen manure storage lagoon.

Location: Part SE/SW 4-7-8E

Reeve Bergmann called the public hearing to order at 8:00 PM with the following members of council in attendance: Councillors Courcelles, Saindon, Proulx, Massicotte and Evans. Also in attendance was the Chief Administrative Officer, Alice De Baets.

Bill Sawka and Allison Lazaruk, Manitoba Intergovernmental Affairs, Mitchell Timmerman, Manitoba Agriculture and Jennifer Shaykewich, Manitoba Conservation, members of the Technical Review Committee attended to present their report and recommendations and to answer Council's questions.

Bill Sawka described the proposal and explained the role of the Technical Review Committee. Mitchell Timmerman went over the soils portion of the report. Allison Lazaruk went over the land use portion of the report and Jennifer Shaykewich went over Manitoba Conservation's requirements regarding manure storage facility permits, manure management plans and water analysis reports.

The applicants, Harold & Miriam Sweetnam were in attendance and answered Council's questions on the proposed consolidation of their operation. Mr. & Mrs. Sweetnam were concerned that it took the Technical Review Committee so long to complete their review and report. Because of a barn fire in May, 2006, one half of their herd has been outside all summer and winter is setting in. It is now too late in the year to build their earthen manure storage lagoon. They were also disturbed that they would only be allowed to consolidate their existing herds with no additional animal units. They had been informed by Manitoba Conservation that if they wished to expand the operation to 300 milking cows, the application would not be approved.

Reeve Bergmann asked if anyone else wished to speak to the application. No one else came forward.

The hearing was closed and council reconvened to regular session.

(Conditional Use Application No. 04-2006 was approved by Resolution #489-06)



Chief Administrative Officer

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October 19, 2006

SCHEDULE "B"TAXES ADDED UNDER SECTION 326 M.A.
RESOLUTION NO. 500-06

<u>ROLL NO.</u>	<u>NAME</u>		<u>P.ADDED CLASS ASSESS.</u>	<u>MILL RATE</u>	<u>ADDED TAXES</u>	<u>TERM</u>
52200	Norman Burnell	10	20340	40.78	829.46	1 yr
		60	5200	56.87	<u>295.73</u>	1 yr
				TOTAL	\$1,125.19	