

AGENDA

- 1. CALL TO ORDER**
- 2. AGENDA**
- 3. MINUTES**
 - 3.1. May 7, 2013 Financial Plan Hearing
 - 3.2. May 8, 2013 Regular Day Meeting
- 4. FINANCES**
 - 4.1. Cheque Listing
- 5. HEARING(s)**
- 6. DELEGATION(s)**
- 7. CONSENT AGENDA**
 - 7.1 Von Ast Construction RE: Progress Report & Invoice #3
 - 7.2 Province of Manitoba RE: Budget New Release
 - 7.3 MB Good Roads Association RE: Correspondence
 - 7.4 CCCD RE: April Minutes & May Agenda
 - 7.5 EMO Coordinator RE: Fire Bulletin #1
 - 7.6 Minister of Local Government RE: Amalgamation Bill 33
 - 7.7 MB Conservation & Water Stewardship RE: TransCanada Pipelines
 - 7.8 MB Agriculture, Food & Rural Initiatives RE: Grasshopper Control Assistance Policy
 - 7.9 RM of Rhineland, Towns of Altona & Gretna RE: Intermunicipal Golf Tournament
 - 7.10 AMM RE: Resolution Submission Deadline
- 8. UNFINISHED BUSINESS**
 - 8.1. Arbey's Ridge Holdings Inc RE: S/D #4175-13-7162 - Decision
 - 8.2. Schinkel Properties RE: Road Access to Subdivision
- 9. NEW BUSINESS**
 - *** 9.1. Permits RE: Permit #38 - 44-13
 - 9.2. RM of Hanover RE: Notice - Close Public Reserve
 - 9.3. RM of Hanover RE: Notice - Rezone By-Law #2171
 - 9.4. SNJ RE: Caveat Discharge - Lot 12-2-15281
 - 9.5. Thiessen/5563985 MB Ltd RE: S/D #4175-13-7148 - Mail-Out or Decision
 - 9.6. Szabo/Bruck RE: S/D #4175-13-7161 - Mail-Out or Decision
 - 9.7. Nelson River Construction RE: 2013 Aggregate Pricing
 - 9.8. MB Association of Fire Chiefs RE: 2013 Annual Conference
 - 9.9. Assessment Services RE: Added/Cancelled Taxes
 - *** 9.10. MTS Allstream Inc RE: Municipal Right-of-Way Application Form
 - *** 9.11. Fire Ban RE: Lift Fire Ban
 - *** 9.12. STARS RE: Interim Landing Site
 - *** 9.13. RM Policy RE: RTM to be sold & moved off-site
 - *** 9.14. RM of Hanover RE: Notice - By-Law Amendment
- 10. BY-LAWS**
- 11. PUBLIC WORKS - CHAIR REPORT**
- 12. COMMITTEE REPORTS**
- 13. NOTICE OF MOTION / PETITION**
- 14. IN CAMERA**
 - 14.1 ****
 - *** 14.2 ****
 - *** 14.3 ****
- 15. ADJOURNMENT**

THE RURAL MUNICIPALITY OF STE. ANNE

May 22, 2013

Minutes of the regular meeting of The Rural Municipality of Ste. Anne held in the Council Chambers in the Town of Ste. Anne on May 22, 2013.

Reeve Art Bergmann called the meeting to order at 6:33 pm with the following members of council in attendance: Councillors Renald Courcelles, Jake Reimer, Paul Saindon, Dan Brunel, Roger Massicotte, and Laurie Evans. Also present was the Acting CAO Jennifer Blatz and Assistant CAO Nadine Vielfaure.

Council opened the meeting with the Lord's Prayer.

ADOPTION OF AGENDA

235-13 Courcelles - Saindon

BE IT RESOLVED that the agenda for the regular meeting of May 22, 2013 be accepted as circulated and amended.

Carried.

MINUTES

236-13 Evans - Massicotte

BE IT RESOLVED that the special meeting minutes held on May 7, 2013, be adopted as circulated and amended.

Carried.

237-13 Courcelles - Massicotte

BE IT RESOLVED that the regular meeting minutes, held on May 8, 2013, be adopted as circulated and amended.

Carried.

FINANCE

Cheque Listing

238-13 Evans - Saindon

BE IT RESOLVED that the following cheques numbered 20130404–20130459(inclusive), in the amount of \$316,123.58, be approved for payment.

Carried.

CONSENT AGENDA

239-13 Evans - Reimer

BE IT RESOLVED that the consent agenda consisting of 10 items be adopted as circulated.

Carried.

UNFINISHED BUSINESS

S/D F# 4175-2013-7162 (Arbey's Ridge Holdings Inc.)

240-13 Courcelles - Reimer

WHEREAS the Municipality has received a request to subdivide, as identified by File #4175-2013-7162, in Pt SE ¼ 4-7-7E, to further subdivide a 44.59 acre parcel (aforementioned land has been subdivided File #4175-2012-5523) into 11 approx. 2 acre parcels zoned "RR" Rural Residential, leaving a 16 acre residual parcel zoned "A" Agriculture;

BE IT RESOLVED that the application for approval to subdivide, identified by File #4175-2013-7162, is hereby approved on the following conditions:

- a) That the applicant obtain a Legal Plan of Subdivision and/or a Building Location Certificate, prepared by a Manitoba Land Surveyor, to determine the site widths, site areas and location of all buildings and/or structures including on-site wastewater management system(s) on the affected land in relation to the proposed property lines;
- b) That the applicant obtains any necessary variations as a result of the Plan of Subdivision and/or a Building Location Certificate;
- c) That the applicant obtains a site width variation for the residual parcel reducing the minimum site width from the required 200 feet in the "RR" zone to approximately 66 feet;
- d) That the applicant apply for a Road Order to create a new Public Road, being 66 feet wide, for proposed Phase 3 subdivision File #4175-2013-7162, for already approved Phase 2 subdivision File #4175-2012-5523 and already approved Phase 1 subdivision File #4175-2010-5129;
- e) That a contribution of \$750.00 per parcel created be paid to the Municipality for municipal purposes;
- f) That a Development Agreement be entered into with the applicant/developer and that all conditions of the proposed subdivision and Road Order be included in the Development Agreement to be registered as a caveat on the title; and

(Cont'd from Page 1)

- g) That all costs associated with the registration of the Development Agreement be borne by the applicant/developer.

Carried.

S/D F# 4175-2004-3869 (Vincent)

241-13 Courcelles - Reimer

WHEREAS a condition of approval of the application to subdivide Pt. NW ¼ 12-8-7E, submitted by Gary Vincent identified as File #4175-2004-3869, was the requirement to enter into a Development Agreement with the Municipality regarding the construction and maintenance of the road allowance and drainage;

AND WHEREAS Gary Vincent had agreed to enter into a Development Agreement with the municipality, regarding the road allowance identified as Parcel B, Plan 42344, only if and when there was further development of the property to the rear, namely Parcel 3, C & D Plan 42344;

AND WHEREAS the current owner, Schinkel Properties Inc., is now proposing to develop the mentioned properties and is therefore requesting that the Municipality enter into a Development Agreement with the Developer in regards to the construction and maintenance of the road allowance and drainage;

BE IT RESOLVED that a Development Agreement be entered into between the Developer and the Municipality providing for the following conditions:

- 1) That the Developer is to make the necessary arrangements to have the Development Agreement drawn up at no cost to the Municipality, for Council's review and approval by resolution, and to include the following:
 - a) The construction and maintenance of a private shared driveway presently described as Parcel B, Plan 42344;
 - b) That drainage associated with the private shared driveway be approved & licensed through MB Conservation & Water Stewardship;
 - c) A provision stating that the Municipality is not, and never will be, responsible for the maintenance of the private driveway, nor will it accept ownership of the private driveway at any point in time;
 - d) That the Development Agreement, including all conditions associated with the same and that the maintenance of the private shared driveway is the responsibility of owners accessing the private driveway, is to be registered as a caveat on the title of all properties abutting the private driveway;
 - e) That all costs associated with the registration of the Development Agreement, Caveats and the creation and maintenance of the private shared driveway, be borne by the Developer.

Carried.

NEW BUSINESS

Permit(s)

242-13 Courcelles - Brunel

BE IT RESOLVED that Permit #'s 38 to 44-13 be hereby approved as presented to Council, as per amended Zoning By-Law No. 10-2010, subject to all municipal and provincial regulations, including the requirements of the Plan Review.

Carried.

RM of Hanover Close Public Reserve

243-13 Reimer - Saindon

BE IT RESOLVED that the RM of Ste. Anne Council has no objections to the closure of Public Reserve B, Plan 52685, in Pt. SW ¼ 6-7-6E.

Carried.

RM of Hanover Rezone

244-13 Courcelles - Reimer

BE IT RESOLVED that the RM of Ste. Anne Council has no objections to the rezoning of Pt. NW ¼ 19-7-5E, in the settlement of New Bothwell, from "R" Rural Zone to "UR" Urban Residential Zone.

Carried.

RM of Hanover Redesignate Public Reserve

245-13 Massicotte - Saindon

BE IT RESOLVED that the RM of Ste. Anne Council has no objections to the re-designation of an area shown as a Public Reserve, Plan 13311, ex. Plan 32111, from Parks/Recreation/School Area to a Residential Area.

Carried.

Cav. Discharge**246-13 Saindon - Reimer**

WHEREAS a request has been made by Smith Neufeld Jodoin Law Office to discharge the Caveat on Lot 12 Block 2 Plan 15281, in Pt. NW ¼ 16-8-8E in the LUD of Richer;

BE IT RESOLVED that the Municipality denies the request to discharge the caveat at this point in time, as the requirements under Development Agreement, Section 4, have not yet been satisfied;

BE IT FURTHER RESOLVED that Council has no objections for the owner of Lot 12 Block 2 Plan 15281, to apply for a Building Permit for a single family residence.

Carried.

S/D F# 4175-2013-7148 (Thiessen/5563985 MB Ltd.)**247-13 Evans - Brunel**

WHEREAS the Municipality has received a request to subdivide, as identified by File #4175-2013-7148 in Pt SW ¼ 27-8-7E, to divide the existing approx. 40.15 acre parcel to create 2 additional lots, Proposed Lot 1 being 15.44 acres, Proposed Lot 2 being 12.35 acres and Proposed Lot 3 being 12.37 acres, all parcels identified as "RR" Rural Residential;

AND WHEREAS Manitoba Agriculture, Food & Rural Initiatives has expressed concern over the amount of rural residential development on this quarter, and noted that the subdivision may require the creation of internal roads, which is not supported by the Development Plan, Policy 5.2.2.3(f);

BE IT RESOLVED that the application for approval to subdivide, identified by File #4175-2013-7148, is hereby denied.

Carried.

S/D F# 4175-2013-7161 (Szabo/Bruck)**248-13 Brunel - Evans**

WHEREAS the Municipality has received a request to subdivide, as identified by File #4175-2013-7161 in River Lot 74-AN-3626, to divide the existing 19 acre parcel to create 2 additional hobby farm lots, the residual portion being 8.17 acres, Proposed Lot 1 being 5.86 acres and Proposed Lot 2 being 4.97 acres, all parcels identified as "RM" Rural Mixed;

AND WHEREAS Manitoba Agriculture, Food & Rural Initiatives objects to the proposed subdivision as it is located on prime agricultural land and therefore does not comply to the Development Plan, Policy 5.2.2.3;

BE IT RESOLVED that the application for approval to subdivide, identified by File #4175-2013-7161, is hereby denied.

Carried.

Nelson River Construction Inc. – Received as information.

Auth. Attend.**249-13 Brunel - Courcelles**

WHEREAS the Manitoba Association of Fire Chiefs is holding its Annual Conference, being held from June 6-8, 2013 in Virden, Manitoba;

BE IT RESOLVED that the Richer Fire Department Fire Chief Paul Saindon be authorized to attend, that the Hotel Room and Registration Fee be hereby approved for payment, and that all out of pocket expenses be reimbursed with a copy of receipts, as per Council Indemnity By-Law #8-2012.

Carried.

Added/Canc Taxes**250-13 Brunel - Evans**

WHEREAS the Steinbach Assessment Branch did present a list of added and cancelled taxes for the year 2012 and 2013, affecting various properties in the Municipality;

BE IT RESOLVED that Council accepts the recommendation of the Steinbach Assessment Branch in documentation dated May 10, 2013, including the adjustments made by the Acting CAO, and authorizes the preparation of the necessary Cancelled and Supplemental Tax Notices.

Carried.

MTS Cable**251-13 Saindon - Massicotte**

BE IT RESOLVED that MTS Communications Inc. be advised that Council has no objections to placing 2 new pedestals on the South side of Rd 42N, approx. 400 meters East of Hwy #12 and pipe pushing the municipal road for a new service drop, as per File No. 9103054-5551, conditional upon the following:

- a) That the cable be buried away from any culverts or crossings;

(cont'd from Page 3)

- b) That the cable be buried to a minimum depth of 42 inches;
- c) The Ward Councillor be contacted prior to any works being done;
- d) The Public Works Chair be contacted prior to any works being done; and
- e) The land shall be restored to its former state once the installation is completed.

Carried.

Fire Ban

252-13 Brunel - Saindon

WHEREAS the Municipality, at the May 8, 2013 regular meeting of Council, did place a ban on all burning, including fires contained within fire pits and burning barrels, in the RM of Ste. Anne until further notice and any person found in contravention of this resolution will be fined as per By-Law #9-2010;

BE IT RESOLVED that, due to large amounts of precipitation and the growth of new foliage within the municipality, the Municipality hereby lifts the burning ban on all burning within the Municipality.

Carried.

STARS Landing Zone

253-13 Brunel - Reimer

WHEREAS the Municipality has received a request from the Shock Trauma Air Rescue Society (STARS) to use RM-owned land, identified as Lot 1 & 2, Plan 9728, as an interim landing zone for their helicopter EMS system until a more suitable, permanent zone to serve its specific needs and purposes is established;

BE IT RESOLVED that the Municipality hereby authorizes the STARS to use the mentioned site for its services.

Carried.

RM Policy

254-13 Brunel - Courcelles

WHEREAS a number of property and business owners within the municipality have obtained a Development Permit from the Municipality to build Ready-to-Move (RTM) homes to be sold and moved off the property and are required to wait for Council's approval in order to obtain building permits for the RTM's;

BE IT RESOLVED that Development Officer Jennifer Blatz is hereby authorized to issue building permits to any person who possesses a Development Permit within the Municipality, to construct RTM's which are to be sold and moved off the property, without obtaining Council's approval before the issuance.

Carried.

IN CAMERA

255-13 Reimer - Brunel

BE IT RESOLVED that this meeting recess to go in camera to discuss matters in the preliminary stages of discussion, By-Law Enforcement, legal and/or personnel issues, and that all matters shall remain confidential until a report is made public.

Carried.

OUT OF CAMERA

256-13 Saindon - Evans

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

B/L Enf Report

257-13 Brunel - Reimer

BE IT RESOLVED that the By-Law Enforcement report, dated May 22, 2013, be accepted as submitted by Steinbach Security Services Inc.;

BE IT FURTHER RESOLVED that the Protective Services Committee Chair be authorized to provide council's instructions to the By-Law Enforcement Officer based on the report.

Carried.

Rescind Res.#230-13

258-13 Courcelles - Saindon

WHEREAS all members of Council who were present at the May 8, 2013 regular meeting of Council are in attendance and deem it necessary to Rescind Resolution #230-13;

BE IT RESOLVED that Resolution #230-13 be rescinded.

Carried.

COMMITTEE REPORTS

New RM Building Representative Councillor Dan Brunel gave council an update on the following:

- The external brickwork is currently being installed, the cabinets will be completed in the beginning of June and the flooring is going to be installed this week
- The parking lot will require gravel as soon as possible
- The septic field will be installed this week

Chairman of the Transportation Committee gave council an update on the following:

- 2013 gravelling will begin soon on Greenland Road and Park Road
- The portion of Dawson Road which was reconstructed in 2012 is in poor condition and the company who completed the work will be assessing the damage and responding to the Municipality soon
- Traffic lines will be painted on Dawson Road and Paradise Road in 2013

Recycling Representative Councillor Dan Brunel gave council an update on the following:

- The illegal garbage dumping which has been occurring at the recycling drop-off area near Paradise Village continues and the Committee is actively seeking a solution to the problem

Chairman of the Protective Services Committee had nothing to report.

Chairman of the Personnel and Policy Committee had nothing to report.

ADJOURNMENT

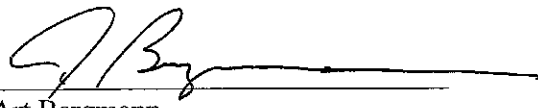
259-13 Courcelles - Massicotte

BE IT RESOLVED that the meeting be adjourned at 8:52 pm.

Carried.

NEXT MEETING(s)

Day Council Meeting:	June 12, 2013 @ 9:00 am
Evening Council Meeting:	June 26, 2013 @ 6:30 pm


 Art Bergmann
 Reeve
 RM of Ste. Anne


 Jennifer Blatz, CMMA
 Acting CAO
 RM of Ste. Anne