

**\*\* ADDED TO AGENDA**

**THE RURAL MUNICIPALITY OF STE. ANNE**

**AGENDA**

May 10, 2006

1. **Call to order - 9:00 a.m.**  
Adoption of Agenda.
2. **Reading & Confirming of Minutes**  
Regular Meetings - April 12 and April 20, 2006  
and Special Meeting of April 24, 2006
3. **Matters arising from the minutes.**
4. **Committee Reports:**  
S.E.S.C.O.  
Cooks Creek CD  
\*\* Seine-Rat River CD  
Dog Catcher  
\*\* L.U.D. of Richer  
Fire Reports  
Other
5. **Hearings under Zoning By-law No. 12-1998:** (resolution to open & close)  
10:00 AM – Variation Order No. 02-06– Louis & Gisele Nault, NE 9-8-8E  
  
**Delegations:**  
10:30 AM - Adelard Faucher, re: March 8/06 accident – vehicle damage
6. **Finance:**
  - 1) List of Accounts - April, 2006
  - 2) Indemnity & other Accounts
  - \*\* 3) Ward Appropriation expenses to April 30/06 (for your info)
7. **Reception of Petitions**  
none
8. **By-laws**
  1. By-law # 3-2006 – Road Maint. Triple P Farms, third reading
9. **Correspondence:**
  1. MB Intergovt. Affairs re: VLT Revenue Report – 2005
  2. MEMO re: 2006 application received
  3. MEMO re: DFA program announced
  4. Manitoba Health re: West Nile Virus funding program
  5. Manitoba Health re: West Nile Virus training program
  6. Manitoba Health re: WNV News program unupdate
  7. Manitoba Conservation re: sale of Crown land – SW 20-7-8E
  8. Manitoba Conservation re: Boulder Ridge Farms – earthen lagoon
  9. Manitoba Transportation re: Highway Traffic Board Hearing
  10. Can/MB Infrastructure Program re: news release
  11. Manitoba Family Services re: Rural Jobs Project
  12. Assoc. of Man. Municipalities re: Water Issues Update
  13. Assoc. of Man. Municipalities re: news bulletin

**\*\* ADDED TO AGENDA**

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'Agenda'

May 10, 2006

9. **Correspondence continued:**

- |                                      |  |
|--------------------------------------|--|
| 14. Manitoba Conservation            | re: Premier Hort. Environment Act Proposal     |
| 15. Eastman Mutual Aid               | re: minutes – March 29/06                      |
| 16. RM of Hanover                    | re: Rural Civic Addressing                     |
| 17. Town of Ste. Anne                | re: control gate on culvert – Traverse Road    |
| 18. Smith Neufeld Jodoin             | re: caveat on 1-3-15281 (Bappco subdiv)        |
| 19. Nelson River Construction        | re: gravel tax                                 |
| 20. Gary Vincent                     | re: subdivision road names                     |
| 21. Clarke Goossen                   | re: request for subdivision of Part SE 28-8-6E |
| 22. Whitemouth River Planning        | re: Notice of Public Hearing                   |
| 23. Ste. Anne Hospital Fund          | re: Annual Golf Tournament                     |
| 24. Agriculture in the Classroom     | re: Thank you                                  |
| 25. Western Road Management          | re: calcium chloride                           |
| 26. Earth Tech                       | re: OlyWest Environmental Assessment           |
| ** 27. Minister of Water Stewardship | re: Pembina Valley Cooperative                 |
| ** 28. Manitoba Conservation         | re: Lagoon Classification Certificate          |
| ** 29. Assoc. of Man. Municipalities | re: AMM June District Meetings                 |
| ** 30. Assoc. of Man. Municipalities | re: news bulletin                              |
| ** 31. RCMP                          | re: April/06 stats report                      |
| ** 32. R.M. of Tache                 | re: Notice of Public Hearing                   |
| ** 33. LUD of Richer                 | re: Tender for Garbage Pick-up                 |
| ** 34. Armtec                        | re: culvert pricing – 2006                     |
| ** 35. ManCan Seal Coat & Paving     | re: seal coat & asphalt services               |

10. **Unfinished Business**

1. Lake Riviera (from last meeting)

11. **General Business**

1. Development Permits - (see list)  
CAO's Report  
Reeve's Reports  
Councillors' Report

12. **Notice of Motion**

13. **In Camera**

14. **Adjournment**

THE RURAL MUNICIPALITY OF STE. ANNE

'Minutes'

May 10, 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 May 10, 2006.

Reeve Art Bergmann called the meeting to order at 9:00 A.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.

Council opened the meeting by reciting the Lord's Prayer together.

No. 219 - ADOPTION OF AGENDA

**EVANS**                      **MASSICOTTE**

BE IT RESOLVED that the agenda for the regular meeting of May 10, 2006 be hereby adopted as revised.

Carried

READING AND CONFIRMING OF MINUTES

No. 220 - MINUTES

**PROULX**                      **SAINDON**

BE IT RESOLVED that the minutes of the regular meetings held April 12 and 20, 2006, and the special meeting held April 24, 2006 be hereby adopted as circulated.

Carried

REPORTS

No. 221 - DOG CATCHERS' REPORT

**COURCELLES**              **SAINDON**

BE IT RESOLVED that the Dog Catcher's report for the month of April, 2006 be hereby approved as submitted by Gerald Kochie.

Carried

No. 222 - BY-LAW ENFORCEMENT

**EVANS**                      **SAINDON**

BE IT RESOLVED that the CAO is hereby requested to contact Dave Prudhomme of Prairie By-law Enforcement to enquire whether they would be interested in enforcing some of the R.M. of Ste. Anne's by-laws;

BE IT FURTHER RESOLVED that Mr. Prudhomme be invited to attend a council meeting to further discuss the possibility of contracting their services.

Carried

No. 223 - BY-LAWS

**COURCELLES**              **EVANS**

BE IT RESOLVED that the CAO be requested to make copies of By-law No. 4-1990, 7-1993, 7-2001, 9-2001, 12-2002, 12-2003 and any other by-laws with out-dated penalty clauses for delivery to each council member at the next regular council meeting for their review;

BE IT FURTHER RESOLVED that, if required, and subject to legal advice from the municipal solicitor, these by-laws be repealed and re-enacted on a case by case basis, to reflect the current legislation.

Carried

No. 224 - FIRE REPORTS

**PROULX**                      **COURCELLES**

BE IT RESOLVED that the fire reports for the month of April, 2006 be hereby accepted as submitted by Giroux Crew Chief Mike Homan and Richer Fire Chief Wilfried Kropp.

Carried

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

10:00AM Public Hearing to consider Variation Order Application No. 02-2006 made by Louis & Gisele Nault to vary the minimum front yard requirement for the construction of a 24' x 24' detached garage on Lot 5, Plan 34036 in Part NE 9-8-8E zoned 'AG' Agricultural General.

**DELEGATIONS**

10:30AM Adelard Faucher attended regarding vehicle damage sustained on March 8, 2006.

**FINANCE:****No. 225 - LIST OF ACCOUNTS**

**COURCELLES      SAINDON**

BE IT RESOLVED that the authorization for disbursements made during the month of April, 2006, totalling \$80,908.70 being cheques numbered 009505 to 009588, both inclusive, as shown on a list presented to council be hereby confirmed.

Carried

**10:00 AM PUBLIC HEARING****No. 226 - ADJOURN TO HEARING**

**SAINDON              COURCELLES**

BE IT RESOLVED that we adjourn the regular meeting to hold a public hearing to consider Variation Order Application No. 02-2006 made by Louis & Gisele Nault to vary the minimum front yard requirement for the construction of a 24' x 24' detached garage on Lot 5, Plan 34036 in Part NE 9-8-8E zoned 'AG' Agricultural General.

Carried

See minutes of hearing attached as Schedule 'A'.

**No. 227 - CLOSE HEARING**

**SAINDON              COURCELLES**

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

Carried

**No. 228 - VARIATION ORDER NO. 02-2006**

**COURCELLES      SAINDON**

WHEREAS a Public Hearing was called in accordance with Section 96 of The Planning Act to receive representations from the applicant or any person regarding Variation Order Application No. 02-2006 made by Louis & Gisele Nault to vary the minimum front yard requirement for the construction of a 24' x 24' detached garage on Lot 5, Plan 34036 in Part NE 9-8-8E zoned 'AG' Agricultural General.

BE IT RESOLVED that the minimum front yard requirement be varied from 125 feet to approximately 100 feet;

BE IT FURTHER RESOLVED that Variation Order No. 02-2006 is hereby approved.

Carried

**No. 229 - GRANT**

**SAINDON              COURCELLES**

BE IT RESOLVED that a grant in the amount of \$1,000.00 is hereby authorized to be made to the Richer Community Club from the general fund of the municipality

BE IT FURTHER RESOLVED that the cheque be made payable to the R.M. of Ste. Anne to be applied directly against the Richer Community Club property taxes on Roll No. 56550.

Carried

'Minutes'

May 10, 2006

No. 230 - VEHICLE DAMAGE CLAIM**SAINDON                      MASSICOTTE**

WHEREAS Adelard Faucher reported damage to a vehicle belonging to Suzanne Fitzgerald on March 8, 2006;

AND WHEREAS the damage report was forwarded to the municipal insurer who appointed Ken James of James Dube Spraggs Adjusters Ltd. to look after the claim;

AND WHEREAS in a letter dated March 15, 2006, Ken James denied the claim on behalf of the municipality;

BE IT RESOLVED that the R.M. of Ste. Anne concurs with the decision made by James Dube Spraggs Adjusters Ltd. and that we recommend that Suzanne Fitzgerald make a claim for damage through her MPIC insurance.

CarriedNo. 231 - ACCOUNTS**SAINDON                      MASSICOTTE**

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

CarriedPETITIONS

none

BY-LAWSNo. 232 - BY-LAW 3-2006**COURCELLES              EVANS**

BE IT RESOLVED that By-law No. 3-2006 authorizing a road maintenance agreement with Triple P. Farms Ltd. be given third reading and passed.

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

AGAINST: none

CarriedCORRESPONDENCE:

No. 2 to 6, 8 to 16, 21 to 28, 30 to 32, 34, 35 - received as information.

No. 1, 7, 17 to 20, 29, 33 - resolutions #233 to 237, 239 to 241

No. 233 - VLT REVENUE REPORT**COURCELLES              EVANS**

BE IT RESOLVED that the CAO is hereby authorized to complete the "Report on Use of 2005 VLT Funding" and submit it to Manitoba Intergovernmental Affairs & Trade.

CarriedNo. 234 - CROWN LAND SW 20-7-8E**COURCELLES              SAINDON**

WHEREAS Dwain McBain from Manitoba Conservation, Lands Branch has forwarded an application made by Gordon Schalla to purchase Crown Land on SW 20-7-8E for Council's comments and recommendations;

BE IT RESOLVED that Dwain McBain be advised that the R.M. of Ste. Anne has no objection to Gordon Schalla's application to purchase SW 20-7-8E provided that the future use of the property conforms to the R.M. of Ste. Anne Zoning By-law.

CarriedNo. 235 - TSA GATED CULVERT**EVANS                              SAINDON**

WHEREAS in a letter dated April 26, 2006, Denis Loiselle, Operations Manager for the Town of Ste. Anne advised that he is applying for a permit from Manitoba Water Stewardship to install a control gate on the first culvert, in the east ditch of Traverse Road, just south of the Ste. Anne firehall;

BE IT RESOLVED that Denis Loiselle be advised that the R.M. of Ste. Anne is in agreement with the installation of a control gate on the culvert at this location on Traverse Road;

BE IT FURTHER RESOLVED that the Town of Ste. Anne be responsible to control the valve.

Carried

No. 236 - DEV. AGREEMENT CAVEAT**SAINDON COURCELLES**

WHEREAS in a letter dated May 2, 2006, Smith Neufeld Jodoin has inquired about Caveat No. 84-2625 as it pertains to Lot 1, Block 3, Plan 15281 WLTO in the LUD of Richer;

BE IT RESOLVED that Edwin H. Klassen of Smith Neufeld Jodoin be advised that the obligations of the Developer as it pertains to Lot 1, Block 3, Plan 15281 WLTO in the LUD of Richer have been met and that he may prepare the necessary forms on behalf of his client to discharge Caveat No. 84-2625 being a Development Agreement between the R.M. of Ste. Anne and Bappco Enterprises Ltd.

CarriedNo. 237 - GRAVEL TAX**SAINDON MASSICOTTE**

BE IT RESOLVED that the gravel tax paid by Nelson River Construction Inc. for gravel removed from Dec/05 to Mar/06 from the Reimer Pit on Section 1-8-6E be credited to Ward 5 Appropriation.

CarriedNo. 238 - ADJOURN**COURCELLES SAINDON**

BE IT RESOLVED that we adjourn this meeting until 1:00 PM.

Carried

Council reconvened at 1:05 PM with all members of council in attendance.

No. 239 - G. VINCENT SUBDIVISION**COURCELLES PROULX**

WHEREAS Gary Vincent has submitted several name options for future public roads in the subdivision of Part NW 12-8-7E;

BE IT RESOLVED that Gary Vincent be advised that the municipality gives preference to the names of Roland Road and Ralph Road for the future public roads in his subdivision.

CarriedNo. 240 - AUTHORIZE ATTENDANCE**EVANS COURCELLES**

BE IT RESOLVED that all members of Council who are able to attend are hereby authorized to attend the 2006 AMM June District Meeting to be held at the Friedensfeld Hall in the R.M. of Hanover on June 12, 2006 and that all members attending be paid in accordance with By-law No. 1-2006;

BE IT FURTHER RESOLVED that the CAO and Assistant CAO are also authorized to attend and that they be reimbursed for mileage and out-of-pocket expenses.

CarriedNo. 241 - GARBAGE TENDER - LUD**COURCELLES SAINDON**

WHEREAS in a letter dated May 8, 2006, Brenda Harder, Secretary for the LUD of Richer requested that the municipality call for tender for the weekly pick-up of garbage in the LUD of Richer;

BE IT RESOLVED that in August, 2006, letters of invitation to tender for the weekly pick-up of garbage in the Local Urban District of Richer for the years 2007, 2008, 2009, 2010 and 2011 be sent to Countryside Disposal, Rush Sanitation, R&R Pick-up and Racine Enterprises, with sealed tenders to be in the municipal office by September 11, 2006;

BE IT FURTHER RESOLVED that a Tender Ad be placed in two issues of the Carillon in August, 2006.

Carried**DEVELOPMENT PERMITS**No. 242 - APPLICATION #25-06**COURCELLES SAINDON**

BE IT RESOLVED that Development Permit Application No. 25-06 made by Alexander & Galina Hempel for the construction of a 42' x 42' bi-level home built above-ground and back-filled, with a 26' x 26' attached garage on Part SE 16-7-7E be hereby approved subject to the requirements of Building Permit No. 15-2006 Plan Review.

Carried

No. 243 - APPLICATION #26-06**COURCELLES PROULX**

BE IT RESOLVED that Development Permit Application No. 26-06 made by Lyle Johnston and Karen Rintala for the construction of a 36' x 26' bungalow on a slab-on-grade with a 8' x 26' covered deck on Part SE 6-7-8E be hereby approved on condition that the building site be raised 18 inches above road grade and subject to the requirements of Building Permit No. 16-2006 Plan Review.

Carried

No. 244 - APPLICATION #27-06**SAINDON COURCELLES**

BE IT RESOLVED that Development Permit Application No. 27-06 made by Harvey & Rhonda Penner for the construction of a 62' x 41' 2-storey home with full basement, a 26' x 40' attached garage and a 8' x 38' covered deck on Part NW 18-7-7E be hereby approved subject to the requirements of Building Permit No. 17-2006 Plan Review.

Carried

No. 245 - APPLICATION #20-06**COURCELLES SAINDON**

BE IT RESOLVED that Development Permit Application No. 20-06 made by Louis & Gisele Nault for the construction of a 24' x 24' detached garage on Lot 5, Plan 34036 in Part NE 9-8-8E be hereby approved subject to the requirements of Building Permit No. 13-2006 Plan Review and Variation Order No. 02-2006.

Carried

**GENERAL BUSINESS**No. 246 - FLOWING WELL - CHAHAL**COURCELLES EVANS**

BE IT RESOLVED that the CAO is hereby instructed to write a letter to Jasvir Chahal, registered owner of Lot 1, Block 1, Plan 16805 in Part SW 28-8-7E expressing Council's concerns about an abandoned flowing well on his property which is a safety and environmental hazard;

BE IT FURTHER RESOLVED that Jasvir Chahal be given 6 weeks to find a way to solve the problem or the R.M. of Ste. Anne will arrange to have the flowing well sealed at his cost.

Carried

No. 247 - CRUSH GRAVEL**COURCELLES MASSICOTTE**

BE IT RESOLVED that Diamond Construction be contracted to crush and stockpile a total of 25,000 cubic yards of modified A-Base at two separate locations being the municipal gravel pits on SE 9-7-7E and SW 3-8-7E at the rate of \$3.70 per cubic yard as established in the tender document dated April 6, 2005.

Carried

No. 248 - MOVE MAILBOXES**PROULX COURCELLES**

BE IT RESOLVED that the Group Mail Boxes presently located on the north side of PR 207, directly east of Municipal Road 39E be moved to a new location on the southwest corner of SW 22-8-7E as per Crown Land Permit No. GP 51191;

BE IT FURTHER RESOLVED that all costs of preparing the site be paid from the general fund of the municipality;

BE IT FURTHER RESOLVED that if the new site becomes established as a permanent site and a light is installed in the future, that the installation costs also be paid for from the general fund.

Councillor Proulx requested a recorded vote.

FOR: Councillors Courcelles, Saindon and Proulx

AGAINST: Councillor Massicotte.

ABSTAIN: Councillor Evans

Carried

**IN CAMERA**

**ADJOURNMENT**

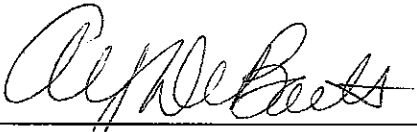
No. 249 - ADJOURN

**COURCELLES MASSICOTTE**


BE IT RESOLVED that we adjourn to meet in regular session on May 18, 2006 at 7:30 P.M.

Carried

Adjourn - 4:15 P.M.



Chief Administrative Officer



Reeve



SCHEDULE 'A'PUBLIC HEARINGS REGARDING VARIATION ORDER APPLICATION NO. 02-200610:00 AM

The minutes of a public hearing to consider Variation Order Application No. 02-2006. Public notice was sent by regular mail to all assessed owners within 100 metres of the subject property pursuant to Section 96 of The Planning Act.

Owners/Applicant: Louis & Gisele Nault

Location: Lot 5, Plan 34036 in Part NE 9-8-8E, zoned 'AG' Agricultural General

Variation Order: To vary the minimum front yard requirement

**FROM:** 125 feet                      **TO:** approximately 100 feet

For the construction of a 24' x 24' detached garage

Reeve Bergmann called the public hearing to order at 10:00 AM 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.

The applicants were not in attendance.

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

The hearing was closed and council reconvened to regular session.

(VO # 02-2006 approved by Resolution No. 228-06)



Chief Administrative Officer