

**** ADDED TO AGENDA**

THE RURAL MUNICIPALITY OF STE. ANNE

AGENDA

August 17, 2006

1. **Call to order. 7:30 p.m.**
Adoption of Agenda.
2. **Subdivisions:**

1. 4907125 Manitoba Ltd.	Part River Lot 69	File #4175-2006-4318
2. Deerfield Estates	Part NW 15-8-7E	File #4175-2006-4340
3. Marcel & Carianne Cyr	Part NW 3-7-7E	File #4175-2006-4352

Tabled from June 22/06

4. Gordon & Anna Schalla	Part NW 17-7-8E	File #4175-2006-4285
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3. **Hearing under Zoning By-law No. 12-1998:** (resolution to open & close)
8:00 PM - CU# 07-06, Gerzen Construction, gravel Operation on NE 7-7-7E
& Dev. Permit # 54-06

Delegations:
7:30 PM – Richard Stefanyshyn, re: Deschambault subdivision
8:15 PM - Gerry Hradowy, re: By-law Enforcement Officers.
4. **Reception of Petitions**
5. **By-laws**
 1. By-law No. 9-2006, Lake Riviera civic addressing, 1st & 2nd readings
6. **Correspondence:**

1. Community Planning Services	re: conditional approval-Gregoire
2. Community Planning Services	re conditional approval-H. Toews
3. Community Planning Services	re: conditional approval-Anderson
4. Community Planning Services	re conditional approval-Godard
5. Community Planning Services	re: Certificate of Approval-PK Reimer
6. Community Planning Services	re: Certificate of Approval-Demers
7. Community Planning Services	re: La Broquerie subdivision NE 32-6-8E
8. Manitoba Health	re: West Nile Virus Update
9. MTS Allstream	re: 39E West of 27-8-7E,
10. Transportation & Govt. Services	re: 'Paradise Road' signs to be installed
11. Ste. Anne Hospital Fund	re: Duathlon – Sept 17/06
12. Richer Young at Hearts Club Inc	re: grand opening – Sept 23/06
13. One One Consultants	re: 2007 Local Business Directory
7. **Unfinished Business**
 1. July Richer Fire Report
8. **General Business**
 1. Development Permits (see list)CAO's Report
Reeve's Reports
Councillors' Report
9. **Notice of Motion**
10. **Personnel and In Camera**
11. **Adjournment**

THE RURAL MUNICIPALITY OF STE. ANNE

'Minutes'

August 17, 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 August 17, 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. 385 - ADOPTION OF AGENDA

EVANS PROULX

BE IT RESOLVED that the agenda for the regular meeting of August 17, 2006 be adopted as prepared.

Carried

SUBDIVISIONS

No. 386 - SUBDIVISION

COURCELLES EVANS

BE IT RESOLVED that the proposal to subdivide, identified by Community Planning Services as File #4175-2006-4352, subdividing part NW 3-7-7E, registered in the names of Marcel Charles Cyr and Carianne Marie Cyr be hereby tabled until after the general election.

Carried

No. 387 - SUBDIVISION

COURCELLES SAINDON

WHEREAS a Public Hearing was held on June 22, 2006 in accordance with Section 125(2) of The Planning Act;

BE IT RESOLVED that the proposal to subdivide, identified by Community Planning Services as File #4175-2006-4285, subdividing part NW 17-7-8E registered in the names of Gordon Herman Schalla and Anna Schalla, be hereby approved on the following conditions:

1. That all outstanding property taxes on the land proposed to be subdivided be paid in full or that arrangements satisfactory to council have been made for the payment thereof;
2. That a contribution of \$100.00 per parcel created be paid to the municipality for municipal services;
3. That a Declaration of Right-of-Way be secured for access and registered on each lot as the municipality has no intention of taking over a service road.

Carried

No. 388 - SUBDIVISION

PROULX EVANS

BE IT RESOLVED that the proposal to subdivide, identified by Community Planning Services as File #4175-2006-4318, subdividing part Lot 1, Plan 41769 in River Lot 69, Plan 3626, registered in the name of 4907125 Manitoba Ltd., be hereby approved on the following conditions:

1. That all outstanding property taxes on the land proposed to be subdivided be paid in full or that arrangements satisfactory to council have been made for the payment thereof;
2. That a contribution of \$100.00 per parcel created be paid to the municipality for municipal services;

Carried

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

8:00 PM Public Hearing to consider Conditional Use Application No. 07-2006 made by Peter Gerzen on behalf of Gerzen Construction Ltd. to allow a gravel extraction operation on Part NE 7-7-7E zoned 'AG' Agricultural General

DELEGATIONS:

7:30 PM did not appear

8:30 PM Gerry Hradowy attended regarding By-law Enforcement.

'Minutes'

August 17, 2006

BY-LAWSNo. 389 - BY-LAW NO. 09-2006**PROULX COURCELLES**

BE IT RESOLVED that By-law No. 09-2006 to assign street names and numbers for Lake Riviera Estates be given first reading.

CarriedNo. 390 - BY-LAW NO. 09-2006**EVANS MASSICOTTE**

BE IT RESOLVED that By-law No. 09-2006 be given second reading.

Carried**PETITIONS**

none

CORRESPONDENCE:

No. 1 to 8, 10 to 13 - received as information

No. 9 - resolution #391

No. 391 - PROPOSED BURIED CABLE**PROULX EVANS**

WHEREAS MTS Communications Inc. has submitted a route plan for the installation of buried cable;
BE IT RESOLVED that MTS Communications Inc. be advised that this council has no objection to the installation of buried cable as to MTS File No. 9047167-06 affecting Municipal Road 39E on the west side of Section 27-8-7E in the R.M. of Ste. Anne on the following conditions:

1. That the cable be buried close to the property line and away from any culverts or crossings;
2. That the cable be buried to a minimum depth of 42";
3. That the Councillor be notified prior to commencement of work;

BE IT FURTHER RESOLVED that Councillor Proulx be in charge of overlooking the work.

Carried**8:00 PM**No. 392 - ADJOURN TO HEARING**COURCELLES SAINDON**

BE IT RESOLVED that we adjourn the regular meeting to hold a Public Hearing to consider Conditional Use Application No. 07-2006 made by Peter Gerzen on behalf of Gerzen Construction Ltd. to allow a gravel extraction operation on Part NE 7-7-7E zoned 'AG' Agricultural General.

Carried

See minutes of hearing attached as Schedule 'A'.

No. 393 - CLOSE HEARING**COURCELLES PROULX**

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

CarriedNo. 394 - CONDITIONAL USE NO. 07-2006**COURCELLES MASSICOTTE**

WHEREAS a Public Hearing was called in accordance with Section 105 of The Planning Act to receive representations from the applicant or any person regarding Conditional Use Application No. 07-2006 made by Peter Gerzen on behalf of Gerzen Construction Ltd. to allow a gravel extraction operation on Part NE 7-7-7E zoned 'AG' Agricultural General;

BE IT RESOLVED that Conditional Use Application No. 07-2006 and Development Permit No. 54-06 are hereby not approved.

Carried**UNFINISHED BUSINESS**

'Minutes'

August 17, 2006

No. 395 - AUTHORIZE ATTENDANCE**EVANS MASSICOTTE**

BE IT RESOLVED that Richer Fire Chief Wilfried Kropp, Firefighter Don McDougall and two additional firemen as approved by Councillor Saindon are hereby authorized to attend the Emergency Services Conference to be held in Brandon from October 12 to 14, 2006;

BE IT FURTHER RESOLVED that the advance registration is hereby authorized to be paid.

CarriedNo. 396 - FALSE FIRE ALARM FEE**COURCELLES PROULX**

WHEREAS every year the fire department responds to more and more fire calls which end up being false alarms;

AND WHEREAS false alarm fire calls are costly to the municipality as well as a waste of fire department resources;

AND WHEREAS Section 267(1) of The Municipal Act allows municipalities to fix a fee or other charge for its fire department responding to false alarms caused by automatic fire detection systems;

BE IT RESOLVED that a false alarm policy be established effective January 1, 2007, whereby the R.M. of Ste. Anne will charge a flat fee of \$300.00 to property owners for each false alarm call exceeding two false alarm calls per calendar year, to be invoiced by the municipality;

BE IT FURTHER RESOLVED that notification of the implementation of the false alarm policy be published in local newspapers.

CarriedDEVELOPMENT PERMITSNo. 397 - APPLICATION #63-06**COURCELLES EVANS**

BE IT RESOLVED that Development Permit Application No. 63-06 made by Lorne P. & Annie Penner for the construction of a 16' x 29' addition and major interior renovations to an existing house on Part NW/SW 20-7-7E owned by Triple P. Farms Ltd. be hereby approved subject to the requirements of Building Permit No. 41-2006 Plan Review.

CarriedNo. 398 - APPLICATION #64-06**SAINDON COURCELLES**

BE IT RESOLVED that the approval of Development Permit Application No. 64-06 submitted by Frank Osika for the installation of a 16' x 32' swimming pool and the construction of a fence and 24' x 12' deck on Lot 6, Plan 13858 in Part NE 15-8-8E be hereby ratified as per Resolution #381-06 subject to the requirements of Building Permit No. 42-2006 Plan Review.

CarriedNo. 399 - APPLICATION #65-06**SAINDON PROULX**

BE IT RESOLVED that Development Permit Application No. 65-06 submitted by Richard Heldt & Lucille Wilde to establish a floral arrangement shop as a home occupation on Part SW 20-8-8E be hereby approved subject to the conditions established by resolution number 221-98.

CarriedNo. 400 - APPLICATION #66-06**PROULX MASSICOTTE**

BE IT RESOLVED that Development Permit Application No. 66-06 made by Herbert H. Dueck to move a 1976 14' x 68' Challenger Mobile Home with a 12' x 12' porch addition on proposed Lot 1 of a new subdivision of Part SW 36-8-7E be hereby approved subject to the conditions established by resolution number 221-98 and that he obtain all the necessary Provincial permits;

BE IT FURTHER RESOLVED that the applicant be given one year to repair the mobile home and that he be requested to submit a copy of the re-inspection report to the municipal office prior to occupancy;

BE IT FURTHER RESOLVED that if the mobile has not been repaired within one year, it must be removed from the property.

Carried

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No. 401 - APPLICATION #67-06

SAINDON PROULX

BE IT RESOLVED that Development Permit Application No. 67-06 made by Graham Harris for the construction of a 26' x 36' detached garage on Lot 2, Plan 9344 in Part NW 16-8-8E in Richer be hereby approved subject to the requirements of Building Permit No. 43-2006 Plan Review.

Carried

No. 402 - APPLICATION #68-06

COURCELLES EVANS

BE IT RESOLVED that Development Permit Application No. 68-06 made by Bernard Cure and Diane Paquette to move a 1977 14' x 76' Dutch Villa Mobile Home with a 14' x 14' porch addition on Part SW 1-8-7E be hereby approved subject to the conditions established by resolution number 221-98 and that they obtain all the necessary Provincial permits.

Carried

GENERAL BUSINESS

NOTICE OF MOTION

ADJOURNMENT


No. 403 - ADJOURN


SAINDON MASSICOTTE

BE IT RESOLVED that we adjourn to meet in regular session on September 13, 2006 at 9:00 A.M.

Carried

Adjourn - 9:05 P.M.


Chief Administrative Officer


Reeve

'Minutes'

August 17, 2006

SCHEDULE 'A'8:00 PMPUBLIC HEARING REGARDING CONDITIONAL USE APPLICATION NO. 07-2006

The minutes of a public hearing to consider Conditional Use Application 07-2006 made by Peter Gerzen on behalf of Gerzen Construction. Public notice was sent by regular mail to all assessed owners of property within 100 metres of the subject property in accordance with Section 105 of the Planning Act.

Owner/Applicants: Peter Gerzen on behalf of Gerzen Construction

Subject: To allow a gravel extraction operation in an area zoned 'AG' Agricultural General.

Location: Part NE 7-7-7E

Reeve Art 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.

The applicant Peter Gerzen was in attendance at the hearing and answered Council's questions regarding his application.

Gilmer Penner attended and made a presentation in opposition to the application. His major concerns were: damage to roads, dust, the effect of excess noise and dust on his dairy operation, and the resulting water hole after the gravel has been mined. He felt that there were enough gravel pits in the area already.

Reeve Bergmann asked if anyone else wished to speak to Conditional Use Application No. 07-2006. No one else responded.

(Conditional Use No. 07-2006 was not approved; resolution #394-06)

This hearing was closed and council reconvened to regular session.


Chief Administrative Officer