

****added to the agenda

THE RURAL MUNICIPALITY OF STE ANNE
Council Meeting Wednesday, May 13th, 2009, 9:00 a.m.
AGENDA

1. Call to order and Invocation
Approval of Agenda.
2. Adoption of Minutes - Matters arising from minutes
3. **PUBLIC WORKS**
Foreman – Gilles Chartier
4. **HEARING**
 - 4.1 11:00 a.m. CU# 01-09 RE: N ½ NW ¼ 1-8-7E
 - 4.2 11:05 a.m. VO# 03-09 RE: Pt SE ¼ 7-7-8E
 - 4.3 11:10 a.m. VO# 04-09 RE: Lot 1, Plan 43333
 - 4.4 11:25 a.m. RD# 01-09 RE: Lot 3, Plan 39419
 - 4.5 11:25 a.m. VO#05-09 RE: Lot 2, Plan 16622
5. **DELEGATIONS**
 - 9:30 a.m. David Kropp RE: Road Conditions
 - 10:00 a.m. Fabian Penner RE: Invoice
 - 10:30 a.m. Andy Krawchuk RE: Driveway
 - 1:30 p.m. Claude Gagné RE: Mile 125.26
6. **FINANCE**
 - 6.1 Accounts Payables , Indemnity & others****
 - 6.2 Financial Report Period ending April 30, 2009
7. **UNFINISHED BUSINESS**
 - 7.1 Proposed Subdivision RE: Pt NW ¼ 9-7-7E
8. **CONSENT AGENDA**
 - 8.1 MAFRI RE: Grant
 - 8.2 RCMP RE: March Report
 - 8.3 RM of Taché RE: Hearing
 - 8.4 Ste Anne Hospital Fund RE: Golf Tournament
 - 8.5 PUB RE: Conditions Precedent
 - 8.6 Vic Toews, MP RE: News Release
 - 8.7 SRRC D RE: Sub-District 8 Minutes
 - 8.8 FCM RE: CMHC
 - 8.9 FCM RE: List of Candidates
 - 8.10 FCM RE: News Letter
 - 8.11 SRRC D RE: Buffer
 - 8.12 Nestle Waters RE: Bottled Water
 - 8.13 OWSIM RE: Letter to Minister
 - 8.14 Friends of Prayer RE: Thank-You Letter
 - 8.15 Kelvin Goertzen, MLA RE: Police Services
 - 8.16 MB Pork Council RE: Information
 - 8.17 SRRC D RE: Board Minutes
 - 8.18 Town of Virden, Mayor RE: FCM Candidate
 - 8.19 AMM RE: News Bulletin
 - 8.20 Goossen Family RE: Thank-You Note
 - 8.21 R.M. of Roland RE: Golf Tournament
 - 8.22 LTCAM RE: Seminar

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8.23	ERDI	RE: AGM
8.24	PBLE	RE: April Report
8.25	Caterpillar	RE: Safety Notice
8.26	All Terrain Magnet Rental	RE: Supplier
8.27	MB Pork Council	RE: Communication
8.28	SE Health	RE: Communication
8.29	EMO	RE: Emergency Powers
8.30	AMM	RE: DFA
8.31	FSTRP	RE: Forms
8.32	Richard Lepage	RE: Beavers
8.33	TBT Engineering Ltd.	RE: Update
8.34	Building Canada Fund	RE: News Release
8.35	LUD	RE: May Minutes

9. BY-LAWS:

10. NEW BUSINESS

10.1	Proposed Subdivision	RE: SE ¼ 21-7-7E
10.2	Proposed Subdivision	RE: Pt S ½ 18-8-6E
10.3	Proposed Subdivision	RE: Pt NE ¼ 17-8-8E
10.4	SRRCD	RE: Orthophoto
10.5	SRRCD	RE: Composters
10.6	RFD	RE: April Report
10.7	AMM	RE: AFMI
10.8	Administration	RE: Amend Schedule "A"
10.9	Building Permits	RE: Permit #'s 18 & 25-38
10.10	AMM	RE: 2009 District Meeting
10.11	R.M. of Taché	RE: AMM Eastman Golf
10.12	D. Bencharski	RE: Letter of Request

10.13	Stonylane Orchard	RE: Quote

Reeve, Councilors' and C.A.O.'s Report

12. NOTICE OF MOTION

13. PETITION

14. IN CAMERA

15. ADJOURNMENT

THE RURAL MUNICIPALITY OF STE ANNE

May 13, 2009

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 13, 2009.

Reeve Art Bergmann called the meeting to order at 9:00 a.m. with the following members of council present: Councillors Renald Courcelles, Jake Reimer, Roger Massicotte, Laurie Evans, Assistant CAO, Loni Eskildsen and CAO, Yvette Courcelles.

Councillor Daniel Brunel attended the meeting at 9:15 a.m.

Councillor Mark Lanouette was not present.

Council opened the meeting with the Lord's Prayer.

ADOPTION OF AGENDA

176-09 Reimer - Massicotte

BE IT RESOLVED that the agenda for the regular meeting of May 13, 2009 be accepted as circulated and amended. **Carried.**

MINUTES

177-09 Evans - Courcelles

BE IT RESOLVED that the minutes of the meetings held April 8th, 21st, and 22nd, 2009 be adopted as circulated. **Carried.**

PUBLIC WORKS

9:00 a.m. Public Works Foreman, Gilles Chartier presented his report.

HEARINGS

Reeve Bergmann declared the hearing open at 11:00 a.m.

11:00 a.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

CU#01-09 Janelle Wilson
N ½ NW ¼ 1-8-7E

Purpose: To allow a Single Family Dwelling, including RTM, a Mobile Home and/or a Modular Home, in a Natural Environment Zone.

Representation: Janelle Wilson

In Support: None

Oppose: Lorraine Curtaz and Eugene Faucher

Reeve Bergmann asked council if there were any more questions.

11:05 a.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

VO#03-09 Albert and Monique Bédard
Pt SE ¼ 7-7-8E

Purpose: To vary the residual portion from 80 acres to approximately 77.29 acres and to vary the site width from the required 1000 feet to approximately 650 feet.

Representation: Albert Bédard

In Support: None

Oppose: None

Reeve Bergmann asked council if there were any more questions.

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11:10 a.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

VO#04-09 Owner: Shirley Hiebert
Applicant: Tony Poetker
Pt NE ¼ 5-7-7E Lot 1, Plan 43333

Purpose: To move a Pigeon Loft on the premises from the required 50 feet from the site boundary to approximately 30 feet from the westerly side of the property and approximately 15 feet from the rear.

Representation: None
In Support: None
Oppose: None

Reeve Bergmann asked council if there were any more questions.

Reeve Bergman closed the Public Hearing at 11:15 a.m.

CU# 01-09

178-09 Courcelles - Massicotte

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Janelle Wilson regarding Conditional Use Order #01-09, to allow a Single Family Dwelling, including RTM, a Mobile Home and/or a Modular Home as a Single Family Dwelling, in a Natural Environment Zone;

BE IT RESOLVED that Conditional Use Order #01-09 be hereby approved conditional upon the following:

- a) That the R.M. of Ste Anne is not responsible for any damages due to flooding; and
- b) That all building(s) be situated on the highest elevation west of the property facing Municipal Road 41E.

Carried.

VO# 03-09

179-09 Courcelles - Massicotte

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Albert and Monique Bédard regarding Variation Order #03-09, to vary the residual portion from the minimum required 80 acres to approximately 77.29 acres and to vary the site width from the required 1000 feet to approximately 650 feet;

BE IT RESOLVED that Variation Order #03-09 be hereby approved.

Carried.

VO# 04-09

180-09 Reimer - Brunel

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Tony Poetker regarding Variation Order #04-09, to vary the distance of the Pigeon Loft moved on the premises from the minimum required 50 feet from the site boundary to approximately 30 feet from the westerly side of the boundary line and approximately 15 feet from the rear;

BE IT RESOLVED that Variation Order #04-09 be hereby approved.

Carried.

HEARINGS

Reeve Bergmann declared the hearing open at 11:25 a.m.

11:25 a.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

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RD#01-09 Henri and Lucette Proteau
Pt NE ¼ 17-8-8E Lot 3, Plan 39419

Purpose: To propose the creation of a new Public Road.

Representation: None
In Support: None
Oppose: None

Reeve Bergmann asked council if there were any more questions.

11:25 a.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

VO#05-09 Agathe Ross
Pt SE ¼ 3-7-7E Lot 2, Plan 16622

Purpose: To build a 3 season sunroom from the minimum required 10 feet from any accessory building to approximately 4 feet.

Representation: None
In Support: None
Oppose: None

Reeve Bergmann asked council if there were any more questions.

Reeve Bergman closed the Public Hearing at 11:30 a.m.

RD# 01-09

181-09 Courcelles - Reimer

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Henri and Lucette Proteau regarding Road Order #01-09, to create a new Public Road;

BE IT RESOLVED that Road Order #01-09 be hereby approved.

Carried.

VO# 05-09

182-09 Courcelles - Evans

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Agathe Ross regarding Variance Order #05-09, to build a 3 season sunroom from the minimum required 10 feet from any accessory building to approximately 4 feet;

BE IT RESOLVED that Variance Order #05-09 be hereby approved.

Carried.

DELEGATION

9:30 a.m. David Kropp did not attend the meeting.

10:00 a.m. Fabian Penner appeared before council to discuss an invoice sent to him. Councillor Courcelles advised Mr. Penner his invoice will be cancelled and apologized for the error.

10:30 a.m. Andy Krawchuk appeared before council to discuss his driveway situated on Parcel "C", Plan 41435, RL 70, Plan 3626. Councillor Brunel will advise Mr. Krawchuk with an update.

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1:30 p.m. Claude Gagné, Operations Manager for the Town of Ste Anne appeared before council to discuss the crossing at Mile 125.26 and a culvert at the end of Town.

FINANCE

Accounts

183-09 Courcelles - Evans

BE IT RESOLVED that cheque numbers 20090383 to 20090476 totalling \$126,890.74 be approved for payment.

Carried.

Financial Reports

184-09 Evans - Brunel

BE IT RESOLVED that the Financial Statement for the period ending April 30, 2009 be hereby approved and adopted as presented to council.

Carried.

UNFINISHED BUSINESS:

Pt NW ¼ 9-7-7E

185-09 Courcelles - Reimer

BE IT RESOLVED that the application to subdivide by Johann and Irene Tessmann, File #4175-2009-4830, described as Pt. NW¼ 9-7-7E, be hereby denied.

Carried.

CONSENT AGENDA

186-09 Courcelles - Brunel

BE IT RESOLVED that the consent agenda consisting of 35 items be adopted as circulated.

Carried.

NEW BUSINESS

Pt SE ¼ 21-7-7E

187-09 Courcelles - Massicotte

BE IT RESOLVED that the application to subdivide by Andreas and Diana Dietrich, File #4175-2009-4831, described as Pt. SE ¼ 21-7-7E, be hereby approved, conditional upon the following:

- a) That the applicant obtain a Building Location Certificate, prepared by a Manitoba Land Surveyor, to determine the location of all buildings and/or structures including on-site wastewater management system to the proposed lots, meet the siting requirements of the Zoning By-Law, in relation to the proposed property line; and
- b) That the applicant obtains any necessary variations as a result of the building location certificate; and
- c) That the applicant obtain the necessary permit from MIT for the existing driveway on PR 311; and
- d) That a contribution of \$500.00 per parcel created be paid to the Municipality for municipal purposes; and
- e) That all outstanding property taxes on the land proposed to be subdivided be paid in full; and
- f) That the mailing Cost for the Notice of the Proposed Subdivision of land be paid to the municipality.

Carried.

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188-09 Courcelles - Reimer

BE IT RESOLVED that council adjourn at noon and reconvene at 1:00 p.m.

Carried.

Pt S ½ 18-8-6E**189-09 Massicotte - Courcelles**BE IT RESOLVED that the application to subdivide by Travis and Kayla Warkentin, File #4175-2009-4841, described as Pt. S½ 18-8-6E, be hereby **denied.**

Carried.

Pt NE ¼ 17-8-8E: Tabled**SRRCD:** Orthophoto Project – Received as information**SRRCD:** Composters – Received as information**RFD - Report****190-09 Brunel - Reimer**

BE IT RESOLVED that the Richer Fire Department report for the month of April 2009 be accepted as circulated.

Carried.

AFMI: Received as information**Building By-Law Amending Schedule "A"****191-09 Brunel - Evans**

BE IT RESOLVED that By-Law 5-2004, Building Permit Fee Schedule "A" be amended to include Final Inspections.

Carried.

Permit No's 18 & 25-35 & No. 37-09**192-09 Courcelles - Massicotte**

BE IT RESOLVED that Development Permit No 18 & No's 25-35 & No. 37-09 be hereby approved as presented to council, as per Zoning By-Law 12-1998.

Carried.

Permit No. 36-09: Tabled**Permit No 38-09****193-09 Reimer - Brunel**

BE IT RESOLVED that Development Permit No 38-09 be hereby approved as presented to council, conditional upon the following:

- a) That the old residence be removed from the property within 12 months after the new house has been built and occupied.

Carried.

Eastern District Meeting**194-09 Courcelles - Reimer**

BE IT RESOLVED that all council members, Assistant CAO, Loni Eskildsen and CAO, Yvette Courcelles be delegated to attend the AMM 2009 Eastern District Meeting to be held in East St Paul on June 15, 2009.

Carried.

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R.M. of Taché: Received as information

D. Bencharski

195-09 Brunel - Courcelles

WHEREAS D. Bencharski has requested permission to drive a boom truck from Vermont, BC, to his residence, located on the SE /14 15-8-7E (1-16873), driving in and out once, down roads marked "No Truck Routes", between May 18th - 31st, 2009;

BE IT RESOLVED that the above request be hereby **denied.**

Carried.

Landscaping

196-09 Brunel - Reimer

BE IT RESOLVED that Stonelane Orchard be hired to do landscaping at the municipal office building yard site, as per quote dated May 11, 2009, including the coloured mulch and excluding the proposal for the main walkway.

Carried.

Cancel Invoice No. 20090037

197-09 Courcelles - Reimer

BE IT RESOLVED that Accounts Receivable Invoice No. 20090037 is hereby cancelled.

Carried.

Agreement No. 3-2009

198-09 Evans - Reimer

BE IT RESOLVED that the wage and benefits Agreement 3-2009, be amended and is hereby retroactive as of January 1st, 2009 for the grader operator #2 and that the Reeve and CAO be authorized to sign the amended agreement.

Carried.

Lot 3, Plan 45684

199-09 Courcelles - Reimer

WHEREAS a deposit of \$500.00 to purchase Lot 3, Plan 45684 in NW ¼ 21-7-8E has been submitted to council;

AND WHEREAS the deposit is to hold the lot, conditional upon a residence being built and lived in for one year on Lot 3, in the LUD of Richer and upon selling the property the R.M. will be paid the balance of money owing for Lot 3, Plan 45684;

BE IT RESOLVED that the request be hereby **denied.**

Carried.

Assistance CAO Loni Eskildsen left the meeting at 4:15 p.m.

In Camera

200-09 Courcelles - Brunel

BE IT RESOLVED that this meeting recess to go in camera to discuss personnel and legal issues and that all matters shall remain confidential until a report is made public.

Carried.

201-09 Evans - Reimer

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

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ADJOURNMENT

202-09 Courcelles - Massicotte

BE IT RESOLVED that the regular meeting be adjourned at 4:50 p.m.

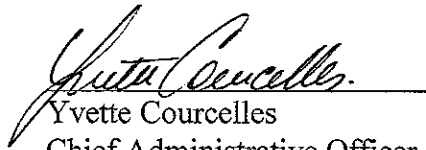
Carried.

NEXT MEETING

Regular meeting – May 27, 2009 at 7:00 p.m.



Art Bergmann
Reeve
R.M. of Ste Anne



Yvette Courcelles
Chief Administrative Officer
R.M. of Ste Anne