

****added to the agenda

THE RURAL MUNICIPALITY OF STE ANNE
Council Meeting Wednesday July 22, 2009 at 7:00 p.m.

AGENDA

- Call to order and Invocation
1. Approval of Agenda
 2. **Delegation:**
7:30 p.m. Staff Sergeant Davy Lee – Steinbach RCMP Detachment
 3. **Hearings:**
7:15 p.m. VO#07-09 RE: Lot 2 , Plan 19587
7:20 p.m. CU# 04-09 RE: Pt NW ¼ 21-8-6E
8:00 p.m. CU#02-09 RE: NE ¼ 18-7-7E
 4. **Subdivision:**
4.1 Proposed Subdivision RE: Pt NE ¼ 3-8-7E
 5. **Reception of Petition:**
 6. **By-Law:**
 7. **Consent Agenda**
7.1 WCB RE: Update
7.2 AMM RE: News Bulletin
7.3 FCM RE: Members Advisory
7.4 RCMP RE: Annual Performance Plan
7.5 RCMP RE: June Report
7.6 MB Water Stewardship RE: Employee Resignation
7.7 Senator Maria Chaput RE: Newsletter
7.8 Tire Stewardship RE: Scrap Tire Recycling
7.9 Dawson Trail Festival RE: Thank-you letter
7.10 R.M. of La Broquerie RE: Amendment to Zoning By-Law
7.11 SouthEastman Health RE: Media Bulletin
7.12 Michelin RE: Special Prices
 8. **Unfinished Business**
 9. **New Business**
9.1 Building Permits RE: Permit #'s 60 & 66- 71/09
9.2 Letter of Concern RE: Proulx Road
9.3 CUPW RE: Save Public Post Offices
9.4 Dave Young RE: Re-Zone
9.5 DTOU RE: Grant
9.6 J. Fillion RE: Permit
9.7 RFD RE: Brandon - Conference
9.8 MB Water Stewardship RE: License- install culvert
9.9 MB Water Stewardship RE: License- install 2 culverts
9.10 Ortho-Photo Map RE: Mun. Rd. 41E
9.11 LUD of Richer RE: Unsightly Properties
9.12 Culverts, Geo Textile, Signs RE: Quotes
9.13 Beaver Cones RE: Quotes

9.14 Development Permit RE: Permit #26-09

Reeve, Councilors' and CAO's Report

10. **Notice of Motion**
11. **Personnel and In Camera**
12. **Adjournment**

THE RURAL MUNICIPALITY OF STE ANNE

July 22, 2009

Minutes of the regular meeting of The Rural Municipality of Ste Anne held at the Municipal Office in the Town of Ste Anne on July 22, 2009.

Reeve Art Bergmann, called the meeting to order at 7:00 p.m. with the following members of council in attendance: Councillors Renald Courcelles, Jake Reimer, Daniel Brunel, Roger Massicotte, Laurie Evans, Assistant CAO Loni Eskildsen and CAO Yvette Courcelles.

ADOPTION OF AGENDA

293-09 Courcelles - Reimer

BE IT RESOLVED that the agenda for the regular meeting of July 22, 2009 be accepted as circulated.

Carried.

HEARING

Reeve Bergmann declared the hearing open at 7:15 p.m.

7:15 p.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

VO#07-09 Irene Dumont (owner)
Marc & Karen Saindon (applicant)
Pt SE ¼ 17-8-8E
Proposed Lots 1 & 3

Purpose: To vary the minimum site width of proposed Lot 1 and 3 from the required 200 feet in the "R" to approximately 174 feet and 60 feet; and
To vary the minimum site width and site area of proposed Lot 3 from the required 600 feet and 40 acres in the "AL" to approximately 60 feet and 26.20 acres.

Representation: None

In Support: None

Oppose: None

Reeve Bergmann asked if there were any more questions.
Reeve Bergmann closed the public hearing at 7:18 p.m.

VO#07-09

294-09 Courcelles - Reimer

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Marc and Karen Saindon regarding Variation Order #07-09, to vary the minimum site width of proposed Lot 1 and 3 from the required 200 feet in the Residential Zone to approximately 174 feet and 60 feet and to vary the minimum site width and site area of proposed Lot 3 from the required 600 feet and 40 acres in the Agricultural Limited Zone to approximately 60 feet and 26.20 acres;

BE IT RESOLVED that Variance Order #07-09 be hereby approved.

Carried.

HEARING

Reeve Bergmann declared the hearing open at 7:20 p.m.

7:20 p.m. A Public Hearing was conducted in accordance with Section 105 of the Planning Act.

July 22, 2009

CU# 04-09 Patrick and Camilla Wohlgemuth
Part NW ¼ 21-8-6E

Purpose: To build a Greenhouse and breezeway approximately 75' x
120' (9,000 sq ft)

Representation: None
In Support: None
Oppose: None

The CAO read a letter received from Manitoba Infrastructure and Transportation that they had no objections to the construction.

Reeve Bergmann asked if there were any more questions.
Reeve Bergmann closed the public hearing at 7:22 p.m.

CU# 04-09

295-09 Massicotte - Reimer

WHEREAS a Public Hearing has been conducted under the Planning Act, to consider an application filed by Patrick and Camilla Wohlgemuth regarding Conditional Use Order #04-09, to build a Greenhouse and breezeway approximately 75' x 120' (9,000 sq ft);

BE IT RESOLVED that Conditional Use Order #04-09 be hereby approved with the following condition:

- a) That a Development Permit is required; and
- b) That this Order shall expire if not acted upon within 12 months of the date of decision.

Carried.

SUBDIVISION

Pt NE ¼ 3-8-7 E

296-09 Courcelles - Brunel

BE IT RESOLVED that the application to subdivide by Hubert Gagnon, File #4175-2009-4846, described as Pt NE¼ 3-8-7E, be hereby approved conditional upon the following:

- a) That proposed parcels "A" and "B" shall form one title; and
- b) That the applicant obtains a site area variation for proposed parcel "D" reducing the minimum site area from 80 acres in an "AG" zone to approximately 35.6 acres; and
- c) That the applicant obtains a site width variation for proposed parcels "B" and "C" reducing the minimum site width from the required 300 feet in an "AG" zone to approximately 65 feet each; and
- d) That the applicant obtains a Right-of-Way Agreement to provide access to proposed parcel "C" via proposed parcel "A"; and
- e) That the applicant enters into a Development Agreement with the Municipality that addresses but is not necessarily limited to, ensuring that the proposed dwellings for proposed parcels "B" and "C" are constructed a minimum of 500 feet from the aggregate deposit identified by the Mines department.
- f) That a contribution of \$500.00 per parcel created be paid to the Municipality for municipal purposes; and
- g) That all outstanding property taxes on the land proposed to be subdivided be paid in full; and
- h) That the mailing Cost for the Notice of the Proposed Subdivision of land be paid to the municipality.

Carried.

July 22, 2009

CONSENT AGENDA**297-09 Brunel - Massicotte**

BE IT RESOLVED that the consent agenda consisting of 12 items be adopted as circulated.

Carried.

NEW BUSINESS**Permit No's 60 & 66-71 /09****298-09 Evans - Massicotte**

BE IT RESOLVED that Development Permit No's 60 & 66-71/09 be hereby approved as presented to council, as per Zoning By-Law 12-1998.

Carried.

Proulx Road: RE: Damage in Ditch – Councillor Brunel will be making arrangements to fix the damage.

Councillor Mark Lanouette attended the meeting at 7:35 p.m.

DELEGATION

7:30 p.m. Staff Sergeant Davy Lee from the Steinbach RCMP Detachment appeared before council to discuss policing and concerns in the municipality.

Council welcomed Sergeant Lee to the area and wished him the best in his new position.

HEARING

Reeve Bergmann declared the hearing open at 8:00 p.m.

8:00 p.m. A Public Hearing was conducted in accordance with Section 114(2) of the Planning Act.

CU# 02-09 Benner Holsteins Ltd. (Donald, Peter & Burton Penner)
NE ¼ 18-7-7E

Purpose: For an expansion of a dairy operation from 290 A.U. to 600 A.U. and an addition to the existing barn, approximately 450' x 100' (45,000 sq ft).

Representation: Donald, Peter & Burton Penner

Bill Sawka, Regional Manager from Manitoba Intergovernmental Affairs, Geoffrey Stephens from Manitoba Conservation and Marla Riekman from Manitoba Agriculture, Food and Rural Initiatives appeared before council and presented their reports and recommendations, also present was Kari Schulz, Community Planner from Manitoba Intergovernmental Affairs.

The CAO read a letter received from Manitoba Infrastructure and Transportation that they had no objections to the construction.

In Support: R.M. of Hanover
R.M. of Taché
John Penner
Raymond Funk

Oppose: None

Reeve Bergmann asked if there were any more questions.
Reeve Bergmann closed the public hearing at 8:55 p.m.

July 22, 2009

CU#02-09**299-09 Courcelles - Reimer**

WHEREAS a Public Hearing was conducted on July 22, 2009 under section 114(2) of the Planning Act, to consider an application filed by Benner Holsteins Ltd., Donald, Peter & Burton Penner (owners), for a conditional use permit for an expansion of a dairy operation;

AND WHEREAS the Technical Review Committee submitted their recommendations;

BE IT RESOLVED that Conditional Use Order #02-09 be hereby approved.

Carried.

CUPSW: Received as information

Re-Zone

9:00 p.m. Dave Young, Consultant and Paul Gagnon owner, appeared before council to discuss re-zoning Lots 2, 3, 4 and 5, Plan 16825 and Lot A, Plan 10354 in the Pt SE ¼ 24-8-8E to permit the development of a recreation and commercial recreational area allowing for the development of seasonal sites.

Mr Young and Mr. Gagnon were advised to make arrangements with the CAO for a Conditional Use.

DTOU**300-09 Evans - Brunel**

BE IT RESOLVED that DTOU be given a grant in the amount of \$524.05 for the year 2009.

Carried.

Lot 3, Plan 44390**301-09 Lanouette - Reimer**

WHEREAS the R.M. of Ste Anne has received a request to move an 8'x 40' storage container located on Lot 3, Plan 44390 in Pt NE ¼ 20-8-8E;

BE IT RESOLVED that the request is hereby denied.

Carried.

RFD - Authorization**302-09 Brunel - Lanouette**

BE IT RESOLVED that 6 Volunteer Richer Fire Firefighters be delegated to attend the Manitoba Emergency Services Conference to be held from October 15 - 17, 2009 in Brandon and that out-of-pocket expenses be reimbursed.

Carried.

MB Water Stewardship**303-09 Brunel - Reimer**

BE IT RESOLVED that an application for a license to install a culvert across Municipal Road 45E, between the NW ¼ 27-8-8E and NE ¼ 28-8-8E be forwarded to MB Water Stewardship.

Carried.

MB Water Stewardship**304-09 Courcelles - Massicotte**

BE IT RESOLVED that an application for a license to install 2 - 18" culverts across Municipal Road 46E, between the NW ¼ 2-7-8E and NE ¼ 3-7-8E be forwarded to MB Water Stewardship.

Carried.

July 22, 2009

Ortho-Photo Map: RE: Municipal Rd 41E for information

MB Water Stewardship

305-09 Courcelles - Reimer

BE IT RESOLVED that an application for a license to install a culvert across Municipal Road 38N, between the SE¼ 13-7-8E and NE¼ 12-7-8E be forwarded to MB Water Stewardship.

Carried.

LUD - Unsightly Properties

306-09 Lanouette - Brunel

WHEREAS the R.M. of Ste Anne has received a list of unsightly properties situated in the Village of Richer from the LUD of Richer;

BE IT RESOLVED that the R.M. of Ste Anne forward the list to the By-Law Officer.

Carried.

Culverts

307-09 Courcelles - Evans

BE IT RESOLVED that the R.M. of Ste Anne order Culverts, Geo-Textile and Sign Posts from Armtec Ltd, as per quote dated July 3, 2009.

Carried.

Beaver Cones: Quotes -- received as information

D/P #26-09

308-09 Courcelles - Massicotte

BE IT RESOLVED that Development Permit #26-09 submitted by Benner Holsteins Ltd., Donald, Peter & Burton Penner (owners), applying to construct a 45' x 100' (45,000 sq ft) addition to an existing dairy barn on NE ¼ 18-7-7E zoned "AG" Agriculture General be hereby approved as per Zoning By-Law 12-1998 and Conditional Use #02-09.

Carried.

Assistant CAO Loni Eskildsen left the meeting at 10:30 p.m.

Agreement No. 5-2009

309-09 Courcelles - Massicotte

BE IT RESOLVED that the wage and benefits Agreement No. 5-2009, effective August 10, 2009 for the grader operator #3 be approved and that the Reeve and the CAO be authorized to sign the said agreement.

Councillor Dan Brunel requested a recorded vote:

FOR: Councillors Renald Courcelles, Jake Reimer, Mark Lanouette, Roger Massicotte, Laurie Evans and Reeve Art Bergmann

AGAINST: Councillor Dan Brunel

Carried.

In Camera

310-09 Evans - Massicotte

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.

311-09 Lanouette - Courcelles

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

July 22, 2009

Personnel & Policy

312-09 Brunel - Reimer

BE IT RESOLVED that Councillor Laurie Evans and CAO Yvette Courcelles be appointed to the Personnel & Policy Committee for the remainder of the year 2009.

Councillor Dan Brunel requested a recorded vote:

FOR: Councillors, Jake Reimer, Mark Lanouette and Dan Brunel

AGAINST: Councillors Renald Courcelles, Roger Massicotte and Reeve Art Bergmann

ABSTAIN: Councillor Laurie Evans

Defeated.

ADJOURNMENT

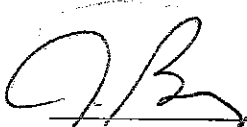
313-09 Brunel - Massicotte

BE IT RESOLVED that the meeting be adjourned at 11:10 p.m.

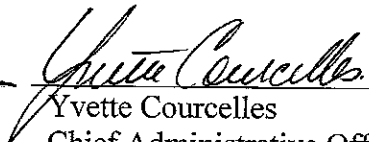
Carried.

NEXT MEETING

Regular meeting August 12, 2009 at 9:00 a.m.



Art Bergmann
Reeve
R.M. of Ste Anne



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