



STE. ANNE MUNICIPALITY

Rural Municipality of Ste. Anne

Meeting Agenda

November 4, 2020 - Regular Meeting of Council - 09:00 AM

1. CALL TO ORDER 9:00 AM
2. ADOPTION OF AGENDA
3. ADOPTION OF MINUTES
4. FINANCE
 - 4.1 Cheque Listing
 - 4.2 Financial Statements
5. HEARINGS - 11:00 AM
 - 5.1 Conditional Use #05-20 and Variation Order #09-20 - Bulk Fuel Storage Use
 - 5.2 Conditional Use #06-20 and Variation Order #12-20 - Restricted Retail Sales and Service
 - 5.3 Variation Order #11-20 - Agricultural Tarp Building
 - 5.4 Variation Order #10-20 and Conditional Use #04-20 - Previously Used Mobile Home
 - 5.5 2021 Board of Revision - CANCELLATION
6. DELEGATION(S)
 - 6.1 ***10:00 AM - HyLife - Update and Discussion - CANCELLED
 - 6.2 10:30 AM - Accueil Kateri Centre - Operational and Capital Funding Request
7. MUNICIPAL DELEGATE REPORTS
 - 7.1 20-10-20 to 22 - FCM Sustainable Communities Conference - Council and CAO
 - 7.2 20-10-28 - FCM Climate Change Workshop - Deputy Reeve Randy Eros
 - 7.3 20-10-28 - AMM/Praxis Consulting - Racism 101 - CAO
8. UNFINISHED BUSINESS
 - 8.1 Province of MB - Municipal Enforcement of Public Health Orders
 - 8.2 ***AMM - Bill 37 (Replaces Bill 48) - Amendments to The Planning Act
 - 8.3 TC Energy - Funding Approval for New Emergency Operations Centre
 - 8.4 Minister of Agriculture and Forestry - Hobby Farm Donations
 - 8.5 Roll #82225 - Request to Refund Taxes
 - 8.6 Town/RM of Ste. Anne - 2020 Inter-Municipal Dinner Meeting - Cancellation
9. NEW BUSINESS
 - 9.1 Authorized Attendance
 - 9.2 Minister of Municipal Relations - Federal Safe Restart Funding

- 9.3 Seine River Services for Seniors - Letter of Support
- 9.4 MB Provincial 911 & Police Dispatch - 2021 911 Services Agreement
- 9.5 Office of the Fire Commissioner - Notice of Reduced Service Level

- 10. **PLANNING & DEVELOPMENT**
- 10.1 Permit #106-20 - Revision - Change to Building Size
- 10.2 Development Permit Revocation Authorization
- 10.3 Permit #04-20 - Request for Extension
- 10.4 RM of Hanover - Notice of Public Hearing
- 10.5 Development Permit #123-20 - Home Occupation

- 11. **BY-LAWS - NONE.**

- 12. **DEPARTMENT MANAGER REPORTS - NONE.**

- 13. **COMMITTEE REPORTS & MINUTES - NONE.**

- 14. **NOTICE OF MOTION / PETITIONS - NONE.**

- 15. **CONSENT AGENDA**
- 15.1 AMM - Various Matters
- 15.2 Steinbach Chamber of Commerce - Newsletter
- 15.3 CN - CN in Your Community

- 16. **IN CAMERA**

- 17. **COMMITTEE OF THE WHOLE MEETING - CLIMATE ACTION STRATEGIC PLANNING - 1:00 PM**

- 18. **ADJOURNMENT**



**Regular Council Meeting Minutes
November 4, 2020 - 09:00 AM**

Regular Meeting of Council held virtually via Skype on November 4, 2020.

Deputy Reeve Randy Eros called the meeting to order at 9:00 am with the following members of Council present: Councillors Sarah Normandeau, Jake Reimer, Brent Wery and Brad Ingles. Also present were CAO Jennifer Gilmore and Assistant CAO Nadine Vielfaure.

Reeve Paul Saindon was present via other means of communication (tele-conference).

The meeting was physically closed to the public but was made available via live-streaming through the Municipal website due to the Coronavirus (COVID-19) pandemic.

Councillor Robert Sarrasin was absent.

ADOPTION OF AGENDA

2020-459

Reeve Saindon

Councillor Normandeau

BE IT RESOLVED that the agenda for the regular meeting of November 4, 2020 be adopted as circulated and amended.

CARRIED

ADOPTION OF MINUTES

2020-460

Councillor Ingles

Councillor Wery

BE IT RESOLVED that the minutes of the regular meeting held on October 21, 2020 be adopted as circulated.

CARRIED

FINANCE

Cheque Listing

2020-461

Councillor Wery

Councillor Reimer

BE IT RESOLVED that the following cheques numbered 20201240 – 20201265 (inclusive) in the amount of \$67,190.61 be approved for payment.

CARRIED

Councillor Robert Sarrasin arrived at 9:04 am during discussions and prior to the vote on the following matter:

Financial Statements

2020-462

Councillor Normandeau

Councillor Ingles

BE IT RESOLVED that the Financial Statements for the period ending October 31, 2020 be approved and adopted as presented.

CARRIED

MUNICIPAL DELEGATE REPORTS

20-10-20 to 22 - FCM Sustainable Communities Conference - Council and CAO
Referred to the Environment Committee.

20-10-28 - FCM Climate Change Workshop - Deputy Reeve Randy Eros

20-10-28 - AMM/Praxis Consulting - Racism 101 – CAO

UNFINISHED BUSINESS

Province of MB - Municipal Enforcement of Public Health Orders
Received as information.

AMM - Bill 37 (Replaces Bill 48) - Amendments to The Planning Act
Tabled.

TC Energy - Funding Approval for New Emergency Operations Centre
CAO to respond.

Alberta Minister of Agriculture and Forestry - Hobby Farm Donations
CAO to respond.

Roll #82225 - Request to Refund Taxes

2020-463

Councillor Normandeau

Councillor Ingles

WHEREAS Resolution #2020-448 approved a request for a supplemental tax refund for property identified as Roll #82225.000, NW 10-8-7E, Lot 1 Plan 50243, for a structure assessed but never located on the subject property, with the reduction to be affected retroactively to the date the current owners purchased the property;

AND WHEREAS assessment information is not readily available for the years 2000 (the date the current owners purchased the property) to 2005, preventing Administration from calculating a tax refund for said years;

BE IT RESOLVED that Administration be instructed to calculate the above-described tax refund for the years 2000 to 2005 inclusively based on the property's 2006 assessment data.

CARRIED

Town/RM of Ste. Anne - 2020 Inter-Municipal Dinner Meeting - Cancellation
Received as information.

LUD of Richer - Snow Clearing Contract and Quotation

2020-464

Councillor Sarrasin

Councillor Normandeau

BE IT RESOLVED that Council enter into an agreement with MJL Backhoe Service and Snow Removal for sidewalk snow clearing services within the LUD of Richer from Fall 2020 to Summer 2023 as per quotation dated November 3, 2020.

CARRIED

NEW BUSINESS

Minister of Municipal Relations - Federal Safe Restart Funding
Received as information.

Seine River Services for Seniors - Letter of Support
Received as information.

MB Provincial 911 & Police Dispatch - 2021 911 Services Agreement
Received as information.

Office of the Fire Commissioner - Notice of Reduced Service Level
Received as information.

PLANNING & DEVELOPMENT

Permit #106-20 - Revision to Building Size
Received as information.

Development Permit Revocation Authorization

2020-465

Reeve Saindon

Councillor Reimer

BE IT RESOLVED that the CAO, Assistant CAO and Development Officer be authorized to revoke Development Permits which have not been acted upon within a period of 12 months or more of the approval date.

CARRIED

Councillor Robert Sarrasin left the meeting at 9:41 am.

Permit #04-20 - Request for Extension

2020-466

Councillor Wery

Councillor Normandeau

BE IT RESOLVED that Permit #04-20 approval be extended for a twelve-month period, as per request dated October 21, 2020.

CARRIED

RM of Hanover - Notice of Public Hearing

Administration to respond.

Development Permit #123-20 - Home Occupation

2020-467

Councillor Wery

Councillor Normandeau

BE IT RESOLVED that Permit #123-20 for a Home Occupation, namely a wood and metal working craft business called "Soapy Waters Arts & Crafts", be approved as presented to Council.

CARRIED

BY-LAWS - None.

DEPARTMENT MANAGER REPORTS - None.

COMMITTEE REPORTS & MINUTES - None.

NOTICE OF MOTION / PETITIONS - None.

CONSENT AGENDA

2020-468

Councillor Normandeau

Reeve Saindon

BE IT RESOLVED that the consent agenda consisting of the following 3 items be adopted as circulated:

AMM - Various Matters

Steinbach Chamber of Commerce - Newsletter

CN - CN in Your Community

CARRIED

IN CAMERA

2020-469

Councillor Normandeau

Councillor Ingles

BE IT RESOLVED that Council move In Camera to discuss items under Section 152(3) of *The Municipal Act*.

CARRIED

Out of Camera

2020-470

Reeve Saindon

Councillor Ingles

BE IT RESOLVED that this meeting reconvene into regular session and that all information discussed In Camera be kept in confidence until the matter is discussed at a public meeting of Council or Committee.

CARRIED

Council recessed for 7 minutes at 10:27 am.

DELEGATION(S)

10:00 AM - HyLife - Update and Discussion – CANCELLED

Councillor Robert Sarrasin joined the meeting at 10:46 am during the following delegation:

10:30 AM - Accueil Kateri Centre - Operational and Capital Funding Request

At 10:34 am, Aurele Boisvert and Jean Balcaen attended the meeting on behalf of Accueil Kateri Centre to present to Council their purchase of the Knights of Columbus building at 132 Central Avenue in the Town of Ste. Anne and request funding for both capital and increased operational expenses as a result.

CARRIED

Accueil Kateri Centre - 2020 Operating Grant

2020-471

Councillor Wery

Councillor Normandeau

BE IT RESOLVED that Council supports the Accueil Kateri Centre with an additional operating grant for the year 2020 in the amount of \$5,410.00, with operating and capital costs for future years to be referred to 2021 Financial Plan discussions.

CARRIED

Councillor Robert Sarrasin left the meeting at 10:52 am.

PBLE - Council Resolution to Remedy Property - 26 1st Ave. Giroux

2020-472

Councillor Normandeau

Councillor Ingles

WHEREAS the property located at Lot 4 Block 2 Plan 904 Roll #36400.000, Civic address of 26 1st Street, Giroux, in the RM of Ste. Anne has been issued a Municipal Order in contravention of By-Law #04-2010 Unightly Property By-Law;

AND WHEREAS the registered owner of the property has been issued all the warnings, orders and other documents required under *The Municipal Act*;

AND WHEREAS the registered owner did not comply with the provisions of the order within the time specified in the order;

AND WHEREAS an appeal has not been initiated during the allowable time nor after the allowable time period as provided in *The Municipal Act*;

BE IT RESOLVED that Council approve the designated officers of Prairie By-law Enforcement on behalf of the RM of Ste. Anne to carry out, or cause to be carried out, the terms of the order at the sole cost and expense of the Registered Owner.

CARRIED

PBLE - Council Resolution to Remedy Property - 28 1st Ave. Giroux

2020-473

Councillor Normandeau

Councillor Ingles

WHEREAS the property located at Lot 5 Block 2 Plan 904 Roll #36450.000, Civic address of 28 1st Street in Giroux, in the RM of Ste. Anne has been issued a Municipal Order in contravention of By-Law #04-2010 Unsightly Property By-Law.

AND WHEREAS the registered owner of the property has been issued all the warnings, orders and other documents required under *The Municipal Act*;

AND WHEREAS the registered owner did not comply with the provisions of the order within the time specified in the order;

AND WHEREAS an appeal has not been initiated during the allowable time nor after the allowable time period as provided in *The Municipal Act*;

BE IT RESOLVED that Council approve the designated officers of Prairie By-law Enforcement on behalf of the RM of Ste. Anne to carry out, or cause to be carried out, the terms of the order at the sole cost and expense of the Registered Owner.

CARRIED

Robert Dowhan - Lagoon Land Expropriation

2020-474

Councillor Wery

Councillor Normandeau

BE IT RESOLVED that an application for expropriation be made and that Declaration of Expropriation and a Notice of Intended Expropriation be issued pursuant to sections 250, 251, and 254 of the Municipal Act concerning part of the lands contained in Certificate of Title No. 2427866/1 and legally described as follows:

PARCEL 1: ALL THAT PORTION OF RL 26 PARISH OF STE ANNE LYING TO THE NORTH OF THE NORTHERN LIMIT OF WATER CONTROL WORKS AND PUBLIC ROAD PLAN 7779 WLTO WHICH LIES TO THE SOUTH OF THE SOUTHERN LIMIT OF THE WIDENING OF RIVER ROAD PLAN 5896 WLTO EXC PUBLIC ROAD PLAN 19069 WLTO

PARCEL 2: ALL THAT PORTION OF THE ELY 528 FEET OF RL 27 PARISH OF STE ANNE LYING TO THE NORTH OF THE NORTHERN LIMIT OF SAID PLAN 7779 WLTO WHICH LIES TO THE SOUTH OF THE SOUTHERN LIMIT OF THE WIDENING OF RIVER ROAD PLAN 5896 WLTO

EXC FIRSTLY: PUBLIC HIGHWAY PLAN 603 WLTO

AND SECONDLY: PUBLIC ROAD PLAN 19069 WLTO SAID PARCEL 2 BEING SUBJECT TO THE RESERVATIONS CONTAINED IN THE CROWN LANDS ACT

and part of the lands contained in Certificate of Title No. 2689327/1 and legally described as follows:

PARCEL 1: ALL THAT PORTION OF RL 24 PARISH OF STE ANNE LYING TO THE NORTH OF THE NORTHERN LIMIT OF ROAD PLAN 7779 WLTO WHICH LIES TO THE SOUTH AND WEST OF THE SOUTHWESTERN LIMIT LIMIT OF ROAD PLAN 14143 WLTO

PARCEL 2: ALL THAT PORTION OF RL 25 OF THE PARISH OF STE ANNE LYING TO THE SOUTH OF THE SOUTHERN LIMIT OF ROAD PLAN 5896 WLTO WHICH LIES TO THE NORTH OF THE NORTHERN LIMIT OF ROAD PLAN 7779 WLTO

EXC FIRSTLY: ROAD PLANS 14143 , 16449 AND 19069 WLTO

SECONDLY: PLAN 33913 WLTO AND EXC OUT OF THE WLY 528 FEET OF SAID PARCEL TWO THE RESERVATIONS AND PROVISIOES CONTAINED IN THE CROWN LANDS ACT

as set out in the expropriation plan attached to the declaration, for the purpose of the construction of a lagoon in order to provide waste disposal services that, in the opinion of the Municipality, are necessary and advisable for all or part of the Municipality to develop safe and viable communities within the Municipality.

CARRIED

Council recessed for 5 minutes at 10:55 am.

HEARINGS - 11:00 am

2020-475

Councillor Normandeau

Councillor Ingles

BE IT RESOLVED that Council recess this regular meeting and go into public hearings at 11:02 am.

CARRIED

Councillor Robert Sarrasin joined the meeting at 11:05 am during the following Public Hearing:

Conditional Use #'s 05-20 and 06-20 and Variation Order #'s 09-20 and 12-20 - Bulk Fuel Storage Use and Restricted Sales and Service

At 11:02 am the Deputy Reeve called to order the Public Hearing for Conditional Use Order #'s 05-20 and 06-20 and Variation Order #'s 09-20 and 12-20 on NE 17-8-8E in the LUD of Richer, 43160 and 43164 HWY 1E, zoned Highway Commercial, as follows:

Conditional Use Order #05-20:

To allow for a bulk fuel storage use for a gas bar/service station.

Conditional Use Order #06-20:

To allow for Retail Sales and Service (tobacco, liquor and lottery) in the gas bar/convenience store proposed under Conditional Use #05-20 and Variation Order #09-20.

Variation Order #09-20:

To vary the following minimum bulk requirements of Part VI, Table VI - 13 of amended Zoning By-Law 10-2010 for a gas bar / service station on the subject property:

1. minimum front yard setback from 200 ft to approx. 40 ft; and
2. minimum site area from 4 acres to 1.9 acres.

Variation Order #12-20:

To vary Part V - Special Provisions, Section 1.6 a. to allow for the proposed restricted retail and services use approx. 640 ft away from the property line of a school, proposed under Conditional Use Order #06-20.

The CAO read the notice.

The applicant and their General Contractor Brian Edmunds spoke in regards to the proposal.

Eight members of the public made presentations in objection to the proposal, in both verbal or written form, generally for reasons concerning insufficient site area, nuisance noise and light, traffic safety, environmental impacts including groundwater quality and ground contamination risks and liabilities, saturated economic markets in the community and the effect of the pandemic on the economy.

TC Energy submitted a written letter of conditions of development.

The LUD of Richer Committee submitted a written letter of consideration.

General Contractor Brian Edmunds responded to issues raised by objectors.

Councillor Robert Sarrasin declared an interest in the following matter and left his seat at 11:57 am:

Variation Order #11-20 - Agricultural Tarp Building

At 11:54 am the Deputy Reeve called to order the Public Hearing for Variation Order #11-20 to vary the following minimum requirements of Part VI, Table VI-8 and Part V, Section 1.1.c. of amended Zoning By-Law 10-2010 in order to allow for the proposed agricultural tarp building under Permit #113-20, on River Lot 31 in the Parish of Ste. Anne, zoned Part Agriculture and Part Rural Mixed:

1. East side yard setback from 25 ft to approx. 20 ft,
2. Site width requirement for agricultural activities from 1000 ft to approx. 390 ft; and
3. Seine River setback requirement from 200 ft to approx. 50 ft.

The CAO read the notice.

The applicant spoke in regards to the proposal.

No members of the public made presentations in regards to the proposal.

Councillor Robert Sarrasin returned to his seat at 11:59 am.

Variation Order #10-20 and Conditional Use #04-20 - Previously Used Mobile Home

At 12:00 pm the Deputy Reeve called to order the Public Hearing for Variation Order #10-20 and Conditional Use #04-20 on NW 16-8-8E in the LUD of Richer, Lot 2 Plan 62307, zoned Residential, as follows:

Variation Order #10-20:

To vary the "Previously used buildings" definition of Zoning By-law 10-2010 as amended to include buildings under the Mobile Homes Act.

Conditional Use Order #04-20:

To allow for a Previously Used (1986) Mobile Home.

The CAO read the notice.

The applicant did not make a presentation in regards to the proposal.

No members of the public made presentations in regards to the proposal.

The LUD of Richer Committee submitted a letter of consideration.

2021 Board of Revision - CANCELLATION

Tabled to 'Out of Hearing'.

Out of Hearing

2020-476

Councillor Wery

Councillor Normandeau

BE IT RESOLVED that this meeting reconvene into regular session at 12:14 pm.

CARRIED

2021 Board of Revision - CANCELLATION

2020-477

Councillor Ingles

Councillor Sarrasin

BE IT RESOLVED that the 2021 Board of Revision be cancelled.

CARRIED

Conditional Use #05-20 and Variation Order #09-20 - Bulk Fuel Storage Use

2020-478

Councillor Wery

Councillor Sarrasin

WHEREAS a Public Hearing was held for Conditional Use Order #05-20 and Variation Order #09-20 on NE 17-8-8E in the LUD of Richer, 43160 and 43164 HWY 1E, zoned Highway Commercial, as follows:

Conditional Use Order #05-20:

To allow for a bulk fuel storage use for a gas bar/service station; and

Variation Order #09-20:

To vary the following minimum bulk requirements of Part VI, Table VI - 13 of amended Zoning By-Law 10-2010 for a gas bar / service station on the subject property:

1. minimum front yard setback from 200 ft to approx. 40 ft; and
2. minimum site area from 4 acres to 1.9 acres;

BE IT RESOLVED that Conditional Use Order #05-20 and Variation Order #09-20 be approved on the following conditions:

- a) That the applicant obtain all required Provincial permits/licenses;
- b) That the applicant enter into a Development Agreement with the Municipality to address nuisance noise and light pollution and traffic concerns, as well as the construction of a masonry fence (or another fence of comparable construction) to mitigate these potential nuisances.

CARRIED

Conditional Use #06-20 and Variation Order #12-20 - Restricted Retail Sales and Service

2020-479

Councillor Wery

Councillor Ingles

WHEREAS a Public Hearing was held for Conditional Use Order #06-20 and Variation Order #12-20 on NE 17-8-8E in the LUD of Richer, 43160 and 43164 HWY 1E, zoned Highway Commercial, as follows:

Conditional Use Order #06-20:

To allow for Retail Sales and Service (tobacco, liquor and lottery) in the gas bar/convenience store proposed under Conditional Use #05-20 and Variation Order #09-20; and

Variation Order #12-20:

to vary Part V - Special Provisions, Section 1.6 a. to allow for the proposed restricted retail and services use approx. 640 ft away from the property line of a school, proposed under Conditional Use Order #06-20;

BE IT RESOLVED that Conditional Use #06-20 and Variation Order #12-20 be approved on the following condition:

- a) That the applicant obtain all required Provincial permits/licenses.

CARRIED

Councillor Robert Sarrasin declared an interest in the following matter and left his seat at 12:25 pm:

Variation Order #11-20 - Agricultural Tarp Building

2020-480

Councillor Wery

Councillor Normandeau

WHEREAS a Public Hearing was held for Variation Order #11-20 to vary the following minimum requirements of Part VI, Table VI-8 and Part V, Section 1.1.c. of amended Zoning By-Law 10-2010 in order to allow for the proposed agricultural tarp building under Permit #113-20, on River Lot 31 in the Parish of Ste. Anne, zoned Part Agriculture and Part Rural Mixed:

1. East side yard setback from 25 ft to approx. 20 ft,
2. Site width requirement for agricultural activities from 1000 ft to approx. 390 ft; and
3. Seine River setback requirement from 200 ft to approx. 50 ft;

BE IT RESOLVED that Variation Order #11-20 be approved.

CARRIED

Variation Order #10-20 and Conditional Use #04-20 - Previously Used Mobile Home

2020-481

Councillor Wery

Reeve Saindon

WHEREAS a Public Hearing was held for Variation Order #10-20 and Conditional Use #04-20 on NW 16-8-8E in the LUD of Richer, Lot 2 Plan 62307, zoned Residential, as follows:

Variation Order #10-20:

To vary the "Previously used buildings" definition of Zoning By-law 10-2010 as amended to include buildings under the Mobile Homes Act.

Conditional Use Order #04-20:

To allow for a Previously Used (1986) Mobile Home;

BE IT RESOLVED that Variation Order #10-20 and Conditional Use #04-20 be denied.

CARRIED

Councillor Robert Sarrasin returned to his seat at 12:31 pm.

Committee of the Whole Meeting - Climate Action Strategic Planning - 1:00 PM

Tabled.

ADJOURNMENT

2020-482

Councillor Normandeau

Councillor Wery

BE IT RESOLVED that this regular meeting be adjourned at 12:32 pm.

CARRIED

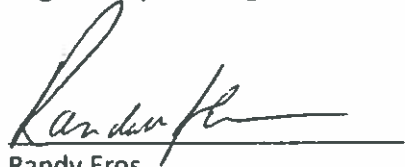
NEXT MEETING(s)

Regular Evening Meeting

Regular Day Meeting

November 25, 2020 @ 5:00 pm

December 16, 2020 @ 9:00 am



Randy Eros
Deputy Reeve



Jennifer Gilmore, CMMA
Chief Administrative Officer