

THE RURAL MUNICIPALITY OF SPRINGFIELD

COUNCIL MEETING

WEDNESDAY, APRIL 2nd, 2008

Present: Reeve Peter Skrupski
Councillor Bob Bodnaruk
Councillor Karen Lalonde
Deputy Reeve Brian Thompson
Councillor Ken Lucko
Councillor Lorne Vaags
Laurent Tétrault, CAO
Colleen Draper, Recording Secretary

Reeve Skrupski called the meeting to order at 6:35 p.m.

AGENDA

08-145 SKRUPSKI BE IT RESOLVED THAT the Agenda be amended as follows:
LUCKO Add: Unfinished Business - Firehall #3
Public Works Overtime
Union Negotiations
Land Purchase
Employee issue - In Camera
Clarification of Resolution 08-95
Access to Floodway
CARRIED (6-0)

MINUTES

08-146 SKRUPSKI WHEREAS the minutes of the Council meeting held March
THOMPSON 26, 2008 have been previously distributed to Council;
BE IT RESOLVED THAT the same be and are hereby amended
as follows:
Page 6 - recorded vote requested by Councillor Lalonde
for Resolution 08-144 CARRIED (6-0)

REPORTS - ELECTED OFFICIALS

Councillor Lalonde reported on her attendance at the Committee of the Whole meeting on March 27 and a Kin Board meeting and Recreation Commission meeting on March 31.

Councillor Bodnaruk reported on his attendance at the Committee of the Whole meeting and Red River Basin Commission meeting on March 27, Winnipeg River Brokenhead Community Futures Development Corporation meeting on March 31, Manitoba Conservation District Association board meeting on April 1 and Economic Development and Planning meeting on April 2.

Councillor Vaags reported on his attendance at the Committee of the Whole meeting on March 27 and Economic Development and Planning meeting on April 2.

Councillor Thompson reported on his attendance at the Economic Development and Planning meeting on April 2.

Councillor Lucko reported on his attendance at the Committee of the Whole meeting and Red River Basin Commission meeting on March 27, and a Union Negotiation meeting and Economic Development and Planning meeting on April 2.

Reeve Skrupski reported on his attendance at the Committee of the Whole meeting on March 27, and a Union Negotiation meeting and Economic Development and Planning meeting on April 2.

CAO, Laurent Tétrault reported on his attendance at a Workplace Safety and Health Seminar on March 30 and a Union Negotiation meeting and Economic Development and Planning meeting on April 2.

DELEGATION

Claude Roeland and David Audette, on behalf of the Springfield Tache Weed Control District, attended Council to provide a summary of their 2008 proposed budget. They advised that the most significant portion of their budget is diesel fuel and chemical purchases and with the increase in both of these items an increase over last years budget was unavoidable.

PUBLIC HEARINGS UNDER THE PLANNING ACT

Variance 08-14 - Linda Cantelon & Ken Sawatzky - NE 11-12-5E

Purpose: To permit the construction of an accessory building (12'x 12' lean-to-shelter) and the keeping of 1 livestock waste unit (two horses) having a site area of 4.97 acres and site frontage of 330 feet instead of the required 20 acres and 660 feet respectively, within the "A20" Limited Agricultural District.

In Attendance:
In Support: Linda Cantelon
In Opposition: None

The Development Officer read his report.

08-147 THOMPSON
LUCKO

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Linda Cantelon on behalf of the owners Linda Cantelon and Ken Sawatzky for a variation of the Springfield Zoning By-law 85-26 and amendments thereto;
AND WHEREAS Council is satisfied that the requirements of Sections 94, 96 and 97 have been met;
BE IT RESOLVED THAT Variation Order No. 08 - 14 be granted subject to the following conditions:

1. That no livestock is permitted on the subject site and no building permits be issued for accessory buildings until a building permit for a single family dwelling is obtained first.
2. No livestock shall be permitted on the land other than up to a maximum of 1.0 livestock waste units, which are to be kept no closer than 100 feet to any well or septic field.
3. No hogs shall be permitted on the site.
4. All livestock animals are to be owned by family members for personal use, no boarding of animals permitted.
5. If the variance order is not acted upon within 12 months, it will expire.

CARRIED (6-0)

Variance 08-15 - Chris Cunningham - SE 27-12-6E

Purpose: To permit the construction of accessory buildings (30'x 10' lean-to-shelter & a 45'x 40' barn) and the keeping of 2 livestock waste units (four horses) having a site area of 5 acres and site frontage of 331 feet instead of the required 20 acres and 660 feet respectively, within the "A20" Limited Agricultural District.

In Attendance:

In Support: Chris Cunningham
In Opposition: Lyle Nairn
V. Nairn

The Development Officer read his report.

Mr. Nairn advised that he was concerned with groundwater contamination.

Mrs. Nairn was concerned with the smell from the storage of manure and well contamination. She noted that there is a boil water advisory in effect in the Tyndall/Garson area.

The Development Officer reported that he had received a phone call inquiry from Mr. Marino regarding the application. He was concerned with what would be pasture land and if the tall grass would be dealt with.

08-148 THOMPSON
VAAGS

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by the owner Chris Cunningham for a variation of the Springfield Zoning By-law No. 85-26 and amendments thereto;

AND WHEREAS Council is satisfied that the requirements of Sections 94, 96 and 97 have been met;

BE IT RESOLVED THAT Variation Order No. 08 - 15 be granted subject to the following conditions:

1. That no livestock is permitted on the subject site and no building permits be issued for accessory buildings until a building permit for a single family dwelling is obtained first.
2. No livestock shall be permitted on the land other than up to a maximum of 1.5 livestock waste units, which are to be kept no closer than 100 feet to any well or septic field.
3. No hogs shall be permitted on the site.
4. All livestock animals are to be owned by family members for personal use, no boarding of animals permitted.
5. If this variance order is not acted upon within 12 months, it will expire.

CARRIED (4-2)

Variance 08-16 - Roger & Darlene Ingram - SE 11-12-5E

Purpose: To permit the construction of an accessory building (12'x 8' shelter) and the keeping of 2.0 livestock waste units (maximum 100 chickens and one horse) having a site area of 19.89 acres and site frontage of 325 feet instead of the required 20 acres and 660 feet respectively, within the "A20" Limited Agricultural District.

In Attendance:

In Support: Roger and Darlene Ingram
In Opposition: None

The Development Officer read his report.

08-149 THOMPSON
LUCKO

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by the owners Roger and Darlene Ingram for a variation under the Rural Municipality of Springfield Zoning By-law 85-26 and amendments thereto;

AND WHEREAS Council is satisfied that the requirements of Sections 94, 96 and 97 have been met;

BE IT RESOLVED THAT Variation Order No. 08 - 16 be granted subject to the following condition:

1. No livestock shall be permitted on the land other than up to a maximum of 2.0 livestock waste units, which are to be kept no closer than 100 feet to any well or septic field.
2. No hogs shall be permitted on the site.
3. All livestock animals are to be owned by family members for personal use and/or consumption.
4. If this variance order is not acted upon within 12 months, it will expire.

CARRIED (6-0)

Variance 08-18 - Deeley Fabbri Sellen c/o David Sellen
on behalf of Derek Shelby & Candace Holberg -
SE 22-11-5E

Purpose: 1. To permit the maintenance of a 12.15'x
8.1' frame shed having a North side yard
setback of 4.75' instead of the required 5';
2. To permit a separation distance of 7.15'
between the single-family dwelling and the
12.15'x 8.1' frame shed instead of the
required 10' respectively, within the "RA"
Suburban District.

In Attendance:

In Support: Mr. Ozol

The Development Officer read his report.

08-150 LALONDE
BODNARUK

WHEREAS a Public Hearing has been conducted under The
Planning Act to consider an application filed by Deeley
Fabbri Sellen c/o David Sellen on behalf of the owners
Derek Shelby and Candace Holberg, for a variation of
the Springfield Town Planning Scheme 1959 and
amendments thereto;

AND WHEREAS Council is satisfied that the requirements
of Sections 94, 96 and 97 have been met;

BE IT RESOLVED THAT Variation Order No. 08 - 18 be
granted subject to the following conditions: None

CARRIED (6-0)

Variance 08-19 - William Batstone - SE 18-12-6E

Purpose: To permit the establishment of an automotive
and equipment repair business on the land as
a "Home Occupation" within the existing 1,500
square foot accessory building, within the
"A20" Limited Agricultural District.

In Attendance:

In Support: William Batstone

In Opposition: None

The Development Officer read his report.

The Chair closed the evidentiary portion of the meeting
and advised that a decision would be made at the April
9th Council meeting.

Council took a short break.

BY-LAWS

By-law 08-06 - Schwartz on behalf of Bukowski - SE 24-12-5E

08-151 THOMPSON

BE IT RESOLVED THAT first reading be given to By-law 08-06 being a by-law of the Rural Municipality of Springfield to amend the Springfield Zoning By-law so that the area described under Part SE ¼ 24-12-5E under title 1220382 now designated "A" Rural & Agricultural District be hereby re-designated "A20" Limited Agricultural District.

CARRIED (6-0)

UNFINISHED BUSINESS

Navin Road

Reeve Skrupski advised that Council had previously passed a resolution to work out an agreement with CNR regarding the closure of Navin Road. To date this issue is still outstanding and Reeve Skrupski requested that it be finalized within the month.

PUBLIC HEARINGS UNDER THE PLANNING ACT

Subdivision 4189-06-5115 - Paul Hrynychuk Sr. - NW 35-11-5E

Intent: To re-align the boundaries to create a 2.75-acre parcel and a 51.45-acre parcel from the original lots of 19.77-acre parcel and a 34.5-acre parcel respectively, instead of a 5.0-acre parcel and a 49.2-acre parcel as previously distributed and approved by Council. (No additional lots are being created, only a re-alignment of boundaries.)

In Attendance:

In Support: Paul Hrynychuk

In Opposition: None

The Development Officer read his report.

08-152 VAAGS
THOMPSON

WHEREAS the owner Paul Hrynychuk Sr. has applied to re-align the boundaries to create a 3.3-acre parcel and a 49.2-acre parcel from the original lots of 19.77-acre parcel and 34.5-acre parcel respectively, with no additional lots being created, only a re-alignment of title boundaries;

BE IT RESOLVED THAT application for subdivision No. 4189-06-5115 be approved subject to the following conditions:

1. Payment of requisite fees (Administration fee).
2. A Surveyor's Building Location Certificate is prepared and submitted showing all existing buildings in relation to the proposed lot lines for both lots.
3. A site area variation order be obtained for proposed Lot 1.
4. Any other variation orders are obtained, if required as a result of the Surveyor's Building Location Certificate.
5. That the residual parcel of CT# 1567314 be consolidated with all those lands described in CT# 1461982 (Lot 1 Plan 33845).

CARRIED (6-0)

Subdivision 4189-07-5197 - Aikins MacAulay and Thorvaldson c/o Mr. Chappell on behalf of Premier Home Builders - SE 3-10-4E

Intent: To subdivide three (3) 5-acre lots in half, to create a total of six (6) 2.5-acre lots for residential purposes.

In Attendance:

In Support: Chuck Chappell
Irv Vrooman
In Opposition: Loic Feuillatre
Bill and Marlene McBean
Gerald and Karla Fillion
Bruce and Susan Bedard
Chontle Paterson

The Development Officer read his report.

Several residents in the area attended regarding their concerns with drainage in the area. They advised that the ground is saturated from all of the septic fields in the area and one well has become contaminated already. They believe that since the installation of Wild Rose Lane in the new subdivision flooding has worsened.

Councillor Bodnaruk requested that the decision be held over so that he is able to provide pictures of flooding in the area.

The Chair closed the hearing and advised the decision would be deferred to a later date.

UNFINISHED BUSINESS CONT'D

Council Indemnity

A discussion took place regarding a proposal to place a cap on council indemnities. Mileage rates were also discussed. Council indemnity by-law to be amended at a later date.

Firehall #3

The CAO advised that land transfers are currently being completed. He also reported that a meeting is being planned between the municipality and the City of Winnipeg to discuss a proposal for fire protection in the area.

Consent Agenda

08-153 SKRUPSKI
LALONDE

WHEREAS a consent agenda has been submitted consisting of 3 items;
BE IT RESOLVED THAT the said consent agenda be adopted as circulated. CARRIED (6-0)

NEW BUSINESS

Springfield Agricultural Society

Correspondence regarding financial support for the Springfield Agricultural Society fair to be considered as a budget item.

Association for Community Living

Correspondence regarding financial support for the Association for Community Living to be considered as a budget item.

Eastman Regional Development Inc.

08-154 THOMPSON
VAAGS

BE IT RESOLVED THAT the following members of council be delegated to attend the Eastman Regional Development Incorporated annual general meeting on April 21st in Lockport:
Councillor Bodnaruk
Councillor Lalonde
Councillor Lucko CARRIED (6-0)

Dugald Community Club - HVAC

08-155 VAAGS
THOMPSON

BE IT RESOLVED that Council accept the quotation from H. Penner Construction for the installation of a new HVAC system for the Dugald Community Club at a cost not to exceed \$40,000.00. CARRIED (6-0)

Terracon - Aspen Lakes Development

A discussion took place regarding the size of lot frontages.

Red River North Trail Association - Received as information.

Drainage - 28-12-5E

A letter regarding drainage within 28-12-5E was discussed. The CAO was directed to respond.

Public Works Overtime

Councillor Lucko questioned the policy of public works overtime being approved by the CAO on weekends. The CAO advised that in an emergency previous approval is not required.

Clarification of Resolution 08-95

Councillor Lalonde asked that clarification of Resolution 08-95 be put in the minutes regarding the congregate meal program. She advised that although the resolution states Oakbank Springfield Kinsmen the meal program is available to all seniors in the municipality.

Access to Floodway

Councillor Bodnaruk advised that a barricade on Lornehill Road had been destroyed and that the Manitoba Floodway Authority has agreed to remove an existing culvert at the crossing and install a gate at their cost when the crossing is no longer required. The CAO was directed to send correspondence approving the work.

In Camera

- 08-156 SKRUPSKI THOMPSON BE IT RESOLVED THAT this meeting recess to in camera to discuss personnel issues.
AND BE IT FURTHER RESOLVED THAT all matters shall remain confidential until a report is made public.
CARRIED (4-2)
- 08-157 LUCKO THOMPSON BE IT RESOLVED THAT this meeting reconvenes from in camera.
CARRIED (6-0)

Adjournment

- SKRUPSKI THAT this meeting stand adjourned the time being 10:00 p.m.
CARRIED (5-0)

Peter Skrupski
Reeve

Laurent Tétrault
Chief Administrative Officer