

THE RURAL MUNICIPALITY OF SPRINGFIELD

COUNCIL MEETING

TUESDAY, April 4th, 2006

Present: Reeve John D. Holland
Councillor Bob Bodnaruk
Councillor Karen Lalonde
Councillor Robert Osiowy
Councillor William F. (Bill) Paulishyn
Councillor Douglas Shaver
Dave Donaghy, CAO
Dan Doucet, Development Officer
Anne Burns-Bensch, Manager of Administration
& Finance

Reeve Holland called the meeting to order at 6:35 p.m. and began proceedings with invocation.

AGENDA

06-159 OSIOWY BE IT RESOLVED THAT the Agenda be amended as follows:
LALONDE - Add Volunteer Awards 2006
CARRIED (6-0)

MINUTES

06-160 HOLLAND WHEREAS the minutes of the Council meeting held March
BODNARUK 28, 2006 have been previously distributed to Council;
BE IT RESOLVED THAT the same be and are hereby amended
as follows:
• Councillor Paulishyn report - replacement "for
manager for" ERDI
• Councillor Paulishyn report - NEAWMA
• Councillor Shaver - weed meeting March 14
• 06-155 - Councillor Shaver voted against
CARRIED (6-0)

REPORTS - ELECTED OFFICIALS

Councillor Paulishyn reported on his attendance at Committee of the Whole and Zoning meeting and RRBCNC meeting on March 30, and Public Works Committee meeting on April 3.

Councillor Shaver reported on his attendance at Committee of the Whole and Zoning meeting on March 30, and Public Works Committee meeting on April 3 and EDP meeting on April 4. He reported on many concerns regarding spring run off.

Councillor Bodnaruk reported on his attendance at Committee of the Whole and Zoning meeting on March 30 and RRBCNC meeting on March 30, and Public Works Committee meeting on April 3. He reported on many concerns regarding spring run off.

Councillor Osiowy reported on his attendance at Committee of the Whole and Zoning meeting on March 30, Public Works Committee meeting and Recreation Commission meeting on April 3 and EDP meeting on April 4. He reported that he was sand bagging on the weekend and had many concerns regarding spring run off.

Councillor Lalonde reported on her attendance at Committee of the Whole and Zoning meeting on March 30, Public Works Committee meeting, Resource Centre meeting and Recreation Commission meeting on April 3.

Reeve Holland reported on his attendance at Committee of the Whole and Zoning meeting and RRNBC meeting on March 30, and EDP meeting on April 4. He reported on many concerns regarding spring run off in particular Boundary Road creek.

STANDING COMMITTEE AND DEPARTMENT REPORTS

Legislative, Finance & Personnel Committee

Councillor Bodnaruk requested a recorded vote.

06-161 HOLLAND
BODNARUK

BE IT RESOLVED THAT the Policy regarding revenue from capital assets as recommended by the LFP Committee be approved.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (6-0)

Notice to rescind Resolution No. 06-18

Reeve Holland gave notice to rescind resolution number 06-18.

UNFINISHED BUSINESS

Unfinished business to be deferred to next meeting.

CONSENT AGENDA

06-162 HOLLAND
BODNARUK

WHEREAS a consent agenda has been submitted consisting of 3 items;
BE IT RESOLVED THAT the said consent agenda be adopted as circulated except for 8.3. CARRIED (6-0)

Canada Post Literacy Award

06-163 LALONDE
OSIOWY

BE IT RESOLVED THAT Council nominate Joan Donaldson for Canada Post Literacy Awards. CARRIED (6-0)

NEW BUSINESS

Request to Lease NE 24-10-7E

06-164 SHAVER
PAULISHYN

BE IT RESOLVED THAT Administration be authorized to enter into the following lease for a term of one year:

- NE ¼ 24-10-7E (161 acres) to Ralph Fredericksen in addition to a previously approved lease extension to Ralph Fredericksen regarding SE¼ 24-10-7E

AND BE IT FURTHER RESOLVED THAT Council authorize that the lease on the East ½ 24-10-7E allow the lessee to cut and remove standing trees on a 50-foot strip along the perimeter of this half section.

CARRIED (6-0)

Council meeting adjourned to hear applications under The Planning Act.

PUBLIC HEARINGS UNDER THE PLANNING ACT

Variance No. 06-06 - Mr. Ryan & Ms. Vicki Anderson - NE ¼ 13-12-5E

Purpose: To permit a second temporary dwelling (mobile home on an existing yard site providing for the father (Mr. Dale Manness) of Ms. Vicki Anderson within the "A" Rural & Agricultural District.

Representations:

- In Support: Mr. Ryan Anderson
Mr. Dale Manness
- In Opposition: None

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-165 OSIOWY
LALONDE

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Ryan and Vicki Anderson, owners, 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. 06-06 be granted subject to the following conditions:

1. That the dwelling shall only be occupied by Dale Manness;
2. That the dwelling (mobile home) be removed from the site within 60 days when the mobile home is no longer occupied by Dale Manness;
3. That the mobile home be serviced by only a holding tank;
4. That this order shall expire and become null and void December 31, 2010.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				
					CARRIED (6-0)

Variance No. 06-08 Mr. Paul and Kathleen Jensson -
NW ¼ 28-11-4E

Purpose: To permit the storage of pre-bagged commodities & pet products for a re-distribution on the land as a "Home Occupation" within the "A" Rural & Agricultural District within a proposed attached garage.

Representations:

In Support: Paul and Kathleen Jensson
Concerns: Geoff Nanton

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-166 BODNARUK
SHAVER

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Paul and Cathleen Jensson, owners, 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. 06 - 08 be granted subject to the following conditions:

1. All business activities shall be conducted within the proposed 2400 square foot accessory building;
2. No outside storage, unless stored at the rear of the accessory building;
3. Business activities shall be limited to the hours of 8:00 a.m. to 5:00 p.m., Monday to Friday and 8:00 a.m. to 12:00 p.m. on Saturdays (excluding Public Holidays);
4. Not more than one advertising sign shall be displayed on the land and the size of the sign permitted shall not exceed 8 square feet in total area;
5. Developer shall provide adequate and timely dust control on Hazelridge Road.
- 6 This order shall expire and become null and void on the date the land is transferred by the applicant or business ceases to be in operation.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				CARRIED (6-0)

Variance No. 06-09 Mr. Rick & Ms. Maureen Dufort -
NW ¼ 18-11-7E

Purpose: To permit the operation of an organic-based produce business on the land as a "Home Occupation", within a proposed 2400 sq. ft. accessory building (greenhouse), having a site area of 40 acres instead of the required 80 acres within the "A" Rural & Agriculture District.

Representations:

In Support:	Mr. Rick Dufort
Concerns::	Mr. Mark Boriskewich
	Ms. Eileen Bell

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-167 PAULISHYN
SHAVER

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Rick and Maureen Dufort, owners, 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. 06 - 09 be granted subject to the following conditions:

1. All business activities shall be conducted within the proposed 2400 square foot accessory building;
2. No outside storage, unless stored at the rear of the accessory building;
3. Not more than one advertising sign shall be displayed on the land and the size of the sign permitted shall not exceed 8 square feet in total area;
4. This order shall expire and become null and void on the date the land is transferred by the applicant outside of the immediate family or business ceases to be in operation.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				CARRIED (6-0)

Variance No. 06-10 Mr. Mike & Ms. Tracy Jones -
12 Holly Drive

Purpose: To permit a "Home Occupation", cake decoration & baking business, on the land within the "RA" Suburban District.

Representations:

In Support: Mr. Mike Jones
Mr. Larry Wiebe
In Opposition: None

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-168 LALONDE
OSIOWY

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Decks & Dormers Inc., owner, c/o Larry Wiebe on behalf of the owners 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. 06 - 10 be granted subject to the following conditions:

1. All business activities shall be conducted within the dwelling unit;
2. Not more than one advertising sign shall be displayed on the land and the size of the sign permitted shall not exceed 1.5 square feet in total area;
3. The provincial health inspector shall conduct an on site inspection prior to the start of business operations;
4. This order shall expire and become null and void on the date the land is transferred by the applicant or business ceases to be in operation.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (6-0)

Variance No. 06-07 - 3764614 Manitoba Ltd. - Part Lot 1
Plan 14047 within SE ¼ 5-11-5E

Purpose:

1. Lot 2 - To permit a site width of 40 feet instead of the required 300 feet;
2. Lot 2 - To permit the maintenance of a 74.65'x 25' accessory building (barn) having a rear yard setback of 24.8 feet instead of the required 25 feet;

- 3. Lot 2 - To permit the maintenance of a 31.85'x 20.35' accessory building (shed) having a side yard setback of zero feet instead of the required 25 feet;
- 4. Lot 2 - To permit the maintenance of the 74.65'x 25' accessory building (barn) and the 31.85'x 20.35' accessory building (shed) having a separation distance of 23.5 feet instead of the required 25 feet, within the "A" Rural District.(re: subdivision 4189-04-4942)

Representations:

In Support: Mr. Sheldon Brounstein
 In Opposition: Ms. A. Patkau
 Mr. J. Woligroski
 Ms. A. Bomhoff
 Mr. & Ms. Lyle Cook

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-169 BODNARUK
SHAVER

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by 3764614 Manitoba Ltd. c/o Sheldon Brounstein, owner, 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. 06 - 07 be granted subject to the following conditions:

- 1. That the owner enter into an encroachment agreement with the neighbouring landowner for the accessory building which encroaches along the north property limit. The encroachment agreement shall be registered on each title in conjunction with the filing of the subdivision at Winnipeg Land Titles Office;
- 2. This Order shall come into force and take effect on the date of registration of a final certificate of approval on the matter of subdivision application No. 4189-04-4942.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (6-0)

Subdivision No. 4189-04-4492 - 3764614 Manitoba Ltd. - Part Lot 1 Plan 14047 within SE ¼ 5-11-5E

Intent: To reconsider conditions granted under Resolution of Council No. 05-588 for the approved subdivision on October 4, 2005.

Representations:

In Support: Mr. Sheldon Brounstein
 In Opposition: Ms. A. Patkau
 Mr. J. Woligroski
 Ms. A. Bomhoff
 Mr. & Ms. Lyle Cook

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-170 BODNARUK
PAULISHYN

WHEREAS 3764614 Manitoba Ltd. c/o Mr. Sheldon Brounstein applied to subdivide the existing 10.64 acre parcel into a 5 acre and 5.6 acre site for rural residential purposes; and
 WHEREAS this subdivision was approved, with 5 conditions, by the Municipality through Resolution 05-588 on October 4, 2005; and
 WHEREAS the Province gave conditional approval on October 24, 2005; and
 WHEREAS the owner has requested that conditions 4 and 5 be modified;
 BE IT RESOLVED THAT conditions 4 and 5 applicable to subdivision No. 4189-04-4942 be modified to read as follows:

4. That the existing abandoned sewage disposal field not be used without the prior approval of Manitoba Conservation;
5. That a drainage plan be prepared for the area by a professional engineer and submitted prior to final approval of the subdivision, and the drainage work constructed prior to the issuance of any building permits for the property, showing localized runoff for this development.
- Add: 6. A declaration of right of way to be registered on both parcels to allow access through Lot 1.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (6-0)

Subdivision No. 4189-05-5004 - Mr. Wallace & Ms. Janet Ruchkall - Part SE ¼ 26-11-6E

Intent: To subdivide two (2) yard sites from a holding of 160 acres: Lot 1 having an approximate yard site of 18 acres; and Lot 2 having an approximate yard site of 6.44 acres.

Representations:

In Support: Mr. Wallace & Ms. Janet Ruchkall
 In Opposition: None

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-171 SHAVER
PAULISHYN

WHEREAS Wallace and Janet Ruchkall, owners, have applied to subdivide two yard sites from a holding of 160 acres, Lot 1 having an approximate yard site of 18 acres; and Lot 2 having an approximate yard site of 6.44 acres, in an area designated as Agricultural Preserve;

BE IT RESOLVED THAT application for subdivision No. 4189-05-5004 be approved subject to the following conditions:

1. That the proposed subdivision be accepted as per the sketch from Intergovernmental Affairs and Trade dated March 2003 (original application);
2. Payment of requisite fees (administration fee);
3. A Surveyor's Building Location Certificate be prepared for both lots and submitted showing all existing buildings and the sewage disposal systems in relation to the proposed lot lines;
4. Site area and site width variation orders be obtained for both lots;
5. That any other variation orders be obtained, if required as a result of the Surveyor's Building Location Certificate;
6. The owner satisfies the concerns of Manitoba Conservation regarding the existing sewage disposal systems and submits confirmation to the municipality for both yard sites;
7. A building restriction agreement be entered into and registered relative to the residual parcel.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				
					CARRIED (6-0)

Subdivision No. 4189-05-5011 - Ms. Heather Florence Nykoluk - Lot 2 Plan 13353 within SE ¼ 4-12-5E

Intent: To subdivide a 9.57 acres parcel into two (2) lots.

Representations:

- | | |
|----------------|----------------------|
| In Support: | Ms. Florence Nykoluk |
| | Ms. Wendy Nykoluk |
| In Opposition: | Ms. Patty McGimpsey |
| | Ms. Susan Sigurdson |
| | Ms. Shirley Labuik |

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

Council decided to defer the application and will communicate with applicant within 2 months.

Subdivision No. 4189-05-5061 - Mr. Gilles Pelletier & Ms. Margaret Menzul - Lot 1 Plan 37115 within SE ¼ 3-10-4E

Intent: To subdivide a 5-acre parcel into two (2) lots (2.95 acres & 2.06 acres).

Representations:

In Support:	Mr. Gilles Pelletier
	Ms. Margaret Menzul
In Opposition:	Mr. Loic Feuillatre

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-172 LALONDE
SHAVER

WHEREAS Gilles Pelletier and Margaret Menzul, owners, have applied to subdivide a 5-acre parcel into two lots (2.95 acres and 2.06 acres) in an area designated as a Hamlet District;

BE IT RESOLVED THAT application for subdivision No. 4189-05-5061 be approved subject to the following conditions:

1. Payment of requisite fees (administration fee, capital lot levy, land dedication fees);
2. To rezone the property from 'A' to 'A-2' Rural Agricultural District;
3. A Surveyor's Building Location Certificate be prepared and submitted showing all existing buildings and the sewage disposal systems in relation to the proposed lot lines;
4. That any other variation orders be obtained, if required, as a result of the Surveyor's Building Location Certificate;
5. That a Lot Grade Plan be prepared by a professional engineer, and constructed prior to the issuance of any building permits for the property, showing localized runoff for this development;
6. A holding tank be installed on lot 2 subject to the approval of Manitoba Conservation.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk		x			
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (5-1)

Subdivision No. 4189-05-5066 - Mr. Henry & Ms. Gail Wassing - Part SW ¼ 13-11-6E

Intent: To subdivide 10-acre lot from an 80-acre parcel for rural residential purposes.

Representations:

- In Support: Mr. Henry Wassing
- Ms. Gail Wassing
- In Opposition: Ms. Darlene Van Amelsvoort

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-173 SHAVER
PAULISHYN

WHEREAS Henry and Gail Wassing, owners, have applied to subdivide a 10-acre lot from an 80-acre parcel for rural residential purposes in an area designated Mixed Rural and Agricultural;

BE IT RESOLVED THAT application for subdivision No. 4189-05-5066 be approved subject to the following conditions:

1. That Council approve a 5-acre yard site immediately south of the existing yard site as per attached sketch.
2. Payment of requisite fees (administration fee, capital lot levy and land dedication fee);
3. A Surveyor's Building Location Certificate be prepared for the existing buildings on the residual lot and submitted showing all existing buildings and the sewage disposal systems in relation to the proposed lot lines;
4. Site area and site width variation orders be obtained for the 5-acre yard site;
5. A site area variation order be obtained for the residual lot;
6. That any other variation orders be obtained, if required, as a result of the Surveyor's Building Location Certificate;
7. The owner satisfies the concerns of Manitoba Conservation regarding the existing sewage disposal system and submits confirmation to the municipality;
8. That a Lot Grade Plan be prepared by a professional engineer, and constructed prior to the issuance of any building permits for the property, showing localized runoff for this development.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (6-0)

Subdivision No. 4189-05-5068 - Mr. Jack & Ms. Linda Kelly - Part NE ¼ 7-11-7E

Intent: To subdivide 10-acre lot (existing yard site) from a 39.82-acre parcel.

Representations:

In Support: Mr. Jack Kelly
Concerns: Mr. Alfred Jakob

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-174 PAULISHYN
SHAVER

WHEREAS Jack and Linda Kelly, owners, have applied to subdivide a 10-acre lot (existing yard site) from a 39.82-acre parcel in an area designated Mixed Rural and Agricultural;

BE IT RESOLVED THAT application for subdivision No. 4189-05-5068 be approved subject to the following conditions:

1. Payment of requisite fees (administration fee, capital lot levy);
2. A Surveyor's Building Location Certificate be prepared and submitted showing all existing buildings and the sewage disposal systems in relation to the proposed lot lines;
3. A site area variation order be obtained for Lot 1;
4. A site area variation order be obtained for Lot 2;
5. That any other variation orders be obtained, if required, as a result of the Surveyor's Building Location Certificate;
6. The owner satisfies the concerns of Manitoba Conservation regarding the existing sewage disposal system and submits confirmation to the municipality;
7. That a drainage plan be prepared for the area by a professional engineer, showing how and where surface runoff for this development will be accommodated;
8. That a development agreement be completed regarding lot grades, drainage, roads, and any other public works deemed necessary by council.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (6-0)

Subdivision No. 4189-05-5073 - Mr. Geert & Ms. Maria Dejaeger - Part N ½ 7-10-5E

Intent: To subdivide 16.9-acre lot (existing yard site) from a 119-acre parcel.

Representations:

In Support: Geert & Maria Dejager
Concerns: Mr. Elroy Schlag

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-175 BODNARUK
SHAVER

WHEREAS Geert and Maria Dejaeger, owners, have applied to subdivide a 16.9-acre lot (existing yard site) from a 119-acre parcel in an area designated as Agricultural Preserve;

BE IT RESOLVED THAT application for subdivision No. 4189-05-5073 be approved subject to the following conditions:

1. That the proposed subdivision be revised in accordance with the attached sketch of approximately 9.25 acres;
2. Payment of requisite fees (administration fee, capital lot levy, land dedication fees);
3. A Surveyor's Building Location Certificate be prepared and submitted showing all existing buildings and the sewage disposal system in relation to the proposed lot lines;
4. That any other variation orders be obtained, if required, as a result of the Surveyor's Building Location Certificate;
5. The owner satisfies the concerns of Manitoba Conservation regarding the existing sewage disposal system and submits confirmation to the municipality;
6. That the developer, enter into a building restriction agreement to restrict any dwellings on the residual parcel;
7. That a Lot Grade Plan be prepared by a professional engineer, and drainage swales constructed for the property, showing localized runoff for this development;
8. The proposed subdivision shall include a Declaration of Right of Way on the yard site for access to the residual agricultural lands.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				
					CARRIED (6-0)

Subdivision No. 4189-05-5075 - Ms. Nona Ward - Part SW ¼ 13-10-6E

Intent: To subdivide 4.2-acre parcel (existing yard site) from a 20-acre holding.

Representations:

In Support: Ms. Nona Ward
Concerns: None

The Development Officer read his report.

Councillor Bodnaruk requested a recorded vote.

06-176 SHAVER
PAULISHYN

WHEREAS Nona Ward, owner, has applied to subdivide a 4.2-acre parcel (existing yard site) from a 20-acre holding in an area designated Mixed Rural and Agricultural;

BE IT RESOLVED THAT application for subdivision No. 4189-05-5075 be approved subject to the following conditions:

1. That the proposed subdivision be increased in area to 5 acres together with a frontage width of 330 feet;
2. Payment of requisite fees (administration fee, capital lot levy and land dedication fee);
3. A Surveyor's Building Location Certificate be prepared and submitted showing all existing buildings and the sewage disposal systems in relation to the proposed lot lines;
4. Site area and site width variation orders be obtained for both lots;
5. That any other variation orders be obtained, if required, as a result of the Surveyor's Building Location Certificate;
6. The owner satisfies the concerns of Manitoba Conservation regarding the existing sewage disposal system and submits confirmation to the municipality;
7. That a Lot Grade Plan be prepared by a professional engineer, and submitted prior to final approval of the subdivision, and constructed prior to the issuance of any building permits for the property, showing localized runoff for this development.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde	x				
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (6-0)

BY-LAWS

By-Law No. 06-06 - (Payette)

Representations:

In Support: Angela Driver
Randy Burtney
Mike Hirt
F. Patrick
Eleanor Chuckry
Mary Lou Fosty
W. Fuhr
Mike Malone
Steve Patrick
George Chuckry
Clarence de Jong
Elizabeth Sparrow
CJ Jonker
John Jonker
Russell Turtk
Bill Chuckry
G. Payette

In Opposition: Candace Cook
Lawrence Zelinsky
Pam Schmidt
Dave Rivest
W. Shinn
Brian Hunter
Helmut Sawatzky
Carole Shinn
Bill Shinn
N. Chaudhary

Undecided: Robert Marsh
S. Gerylo

A discussion regarding concerns for both those for and opposed was made. Council advised those in attendance that the matter would be automatically heard at a Municipal Board hearing where their views would be heard.

Councillor Bodnaruk requested a recorded vote.

06-177 BODNARUK
SHAVER

BE IT RESOLVED THAT second reading be given to By-Law #06-06 (Payette) being a By-Law of the Rural Municipality of Springfield to amend the Rural Municipality of Springfield Development Plan By-Law No. 98-22.

	For	Against	Absent	Abstain	Reason
Holland	x				
Bodnaruk	x				
Lalonde		x			
Osiowy	x				
Paulishyn	x				
Shaver	x				

CARRIED (5-1)

06-178 HOLLAND BE IT RESOLVED THAT Council agree to extend the April
BODNARUK 4, 2006 meeting to 11:30pm. CARRIED (6-0)

The Council meeting was reconvened.

NEW BUSINESS

Indemnity Agreement for Phase II

06-179 LALONDE WHEREAS the Municipality has entered into Development
OSIOWY and Servicing Agreements with Aspen Lakes Development
Corp. pertaining to Aspen Lakes residential
development; and
WHEREAS it is deemed appropriate to enter into further
specific agreements under the umbrella of these
Agreements; and
WHEREAS the Developer previously received approval
(Resolution 06-112, March 7, 2006) for the construction
of 2 display and 2 speculation homes in Phase II; and
WHEREAS THE Developer now wishes to construct 5 display
homes and 4 speculation homes in Phase II;

BE IT RESOLVED THAT Council authorize the Municipality
to enter into the following agreement, and that the
Reeve and CAO be authorized to execute this agreement
on behalf of the Municipality:

- Indemnity Agreement for Phase II Construction (to
replace agreement approved by resolution 06-112)
CARRIED (6-0)

ADJOURNMENT

SHAVER THAT this meeting stand adjourned the time being 11:35
PAULISHYN p.m. CARRIED (6-0)

John D. Holland
Reeve

D. I. Donaghy
Chief Administrative Officer