

THE RURAL MUNICIPALITY OF SPRINGFIELD

COUNCIL MEETING

WEDNESDAY, JANUARY 7th, 2009

Present: Reeve Peter Skrupski
Councillor Bob Bodnaruk
Councillor Karen Lalonde
Councillor Brian Thompson
Councillor Ken Lucko
Councillor Lorne Vaags
Laurent Tétrault, CAO
Randall Znamirovski, CFO and Manager of
Administration

Reeve Skrupski called the meeting to order at 6:30 p.m.

AGENDA

09-01 SKRUPSKI BE IT RESOLVED THAT the Agenda be amended as follows:
BODNARUK Add: Red River Basin Conference
Gravel Pit Fees
Delegation: 9:00 p.m. - Doug Murray and Jack
Stafford
Cooks Creek Conservation District - Sub-district
appointments
Telus Communications
Livestock Operation Mapping
Subdivision policy
Delegations
Gravel Invoices
NEHA Appointments CARRIED (6-0)

MINUTES

09-02 SKRUPSKI WHEREAS the minutes of the Council meeting held
BODNARUK December 3, 2008 have been previously distributed to
Council;
BE IT RESOLVED THAT the same be and are hereby amended
as follows:
- amended to record the original motion, the original
vote and that a recorded vote was asked for and
performed. (08-616 Reconsideration of Resolution 08-
569) CARRIED (6-0)

09-03 SKRUPSKI WHEREAS the minutes of the Council meeting held
THOMPSON December 10, 2008 have been previously distributed to
Council;
BE IT RESOLVED THAT the same be and are hereby amended
as follows:
- adjournment vote is 6-0 not 5-0 CARRIED (6-0)

REPORTS - ELECTED OFFICIALS

Councillor Lucko reported that the Public Works staff
completed 500 miles of road clearing in 12 hours
including the use of 2 truck plows.

Consent Agenda

- 09-04 SKRUPSKI WHEREAS a consent agenda has been submitted consisting
VAAGS of 9 items;
BE IT RESOLVED THAT the said consent agenda be amended
as follows:
- 8.5 to unfinished business CARRIED (6-0)

UNFINISHED BUSINESS

Miller Environmental Corporation

- 09-05 VAAGS BE IT RESOLVED THAT a Hazardous Waste day be considered
BODNARUK for the 2009 budget process. CARRIED (6-0)

NEW BUSINESS

Recreation Commission Appointments - Tabled to January 14 council meeting.

Municipal Constable Appointment - Tabled to January 14 council meeting.

Fire Chief Appointment - The CAO was authorized to advertise for the position.

Stantec

Council was reminded of a meeting with Stantec to discuss the proposed new office building and mixed use-park.

AMM Education Seminars

Information regarding several seminars offered by the AMM was referred to Council. Council to notify the office if interested in attending.

Wellness Centre Committee Appointments - Tabled to January 14 council meeting.

Anola School

Councillor Lucko advised that Anola school's portable classrooms are very cold and wind blows under the door. School had to be cancelled. The CAO was instructed to send a letter to Sunrise School Division advising them of the poor conditions and requesting corrective action.

Red River Basin Conference

- 09-06 SKRUPSKI BE IT RESOLVED THAT the following people be delegated to
LALONDE attend the Red River Basin Commission Conference in
Winnipeg, January 20-22, 2009: All of Council
CARRIED (6-0)

Gravel Pit Fees

A discussion took place regarding two gravel pit invoices sent out dating back to 2001. The CAO advised in one case the owner of the land received the invoice who then notified the RM with the contact information for the gravel hauler. In the other case it was a son who took over the father's business. The CAO will look into the matter further and report back to Council.

PUBLIC HEARINGS UNDER THE PLANNING ACT

Variance 09-01 - Jason & Erika McDougall - SE ¼ 14-12-5E

Purpose: To permit the construction of a new single-family dwelling on the land, and the existing mobile home to remain as a temporary second dwelling, providing care for the mother of Mr. Jason McDougall, within the "A20" Limited Agricultural District.

Representation:

In Support: Erika McDougall

In Opposition: W. Chiu

The Development Officer read his report.

The Chair closed the evidentiary portion of the meeting.

09-07 THOMPSON
LUCKO

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by the owners Jason & Erika McDougall (Lot 1 Plan 25606 within SE ¼ 14-12-5E) for a variation of the Springfield Zoning By-law No. 85-26 & 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. 09 - 01 be granted subject to the following conditions:

1. That immediate family member, Ms. Darlene McDougall, shall only occupy the temporary second dwelling (mobile home).
2. That the temporary second dwelling (mobile home) be removed from the site, when no longer occupied by Ms. Darlene McDougall.
3. That the second dwelling (mobile home) shall be considered temporary and for occupancy only as a garden apartment or granny flat as described in Springfield Development Plan 1998.
4. That this order shall expire and become null and void December 31, 2014.
5. That the mobile home be subject to using a holding tank for sewage meeting conservation standards.

CARRIED (6-0)

Variance 08-95 - Brad & Joyce Kirsch - NW 22-11-5E

Purpose: To permit the establishment of a hair salon business on the land as a "Home Occupation" within the existing single-family dwelling, within the "RA" Suburban District.

Representation:

In Support: Brad and Joyce Kirsch

In Opposition: None

The Development Officer read his report.

Dawn Block, President of the Chamber of Commerce, advised the chamber has no concerns with the variance.

The Chair closed the evidentiary portion of the meeting.

09-08 LALONDE
SKRUPSKI

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by the owners Brad & Joyce Kirsch (Lot 5 Block 1 Plan 5231 within NW ¼ 22-11-5E) for a variation of the Springfield Town Planning Scheme By-law No. 1575 & 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 - 95 be granted subject to the following condition:

1. All home occupation activities shall be conducted within the basement of the existing single-family dwelling.
2. There shall be no more than two (2) customers at any given time.
3. All customer vehicles shall be parked on the driveway.
4. Business activities shall be limited to the hours of 8:00 a.m. to 8:00 p.m., Monday to Friday and 8:00 a.m. to 6:00 p.m. on Saturdays (excluding Public Holidays).
5. 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.
6. Approval is required from the Environmental Health Officer prior to opening to the public.
7. This order shall expire within 3 years and/or become null and void on the date the land is transferred by the applicant or business ceases to be in operation.

CARRIED (5-1)

Subdivision 4189-97-4316 (Revised) - D.A. Developments Ltd. c/o D & A Percy - NE ¼ 30-10-7E

Intent: To subdivide the approximate 160-acre holding to create thirty (30) lots for rural residential purposes.

Representation:

In Support: Delmer and Anne Percy

In Opposition: Edmund Ammeter
Patricia Hollingshead

For Information: Doug Shaver

The Development Officer read his report.

Mr. Shaver advised that he is concerned with the buffer zones and he would like to be able to continue his agricultural operations. Drainage is an issue but he has no specifics on this site and wished the applicant the best.

Ms. Hollingshead is concerned with the number of lots proposed. She is also concerned with drainage as her property currently gets flooded. She noted that she would like to be notified of any further meetings on this matter.

Mr. Ammeter's property has been flooding for years and he feels this development will drain onto his land. Water from the town was drained onto his property one year after heavy rainfall.

The Chair adjourned the hearing to a later date so the owners can address the concerns expressed.

Subdivision 4189-04-4956 (Revised) - Leon & Dellwyn Pelletier - N ½ 7-11-8E

Intent: To subdivide an approximate 10.56-acre parcel from the approximate 98.81-acre holding, for rural residential purposes.

Representation:

In Support: Leon and Dellwyn Pelletier

In Opposition: None

The Development Officer read his report.

The Chair closed the evidentiary portion of the meeting.

09-09 LUCKO
LALONDE

WHEREAS the owners Leon & Dellwyn Pelletier (Part N ½ 7-11-8E) have applied to subdivide an approximate 10.56-acre parcel from the approximate 98.81-acre holding, for rural residential purposes;

BE IT RESOLVED THAT application for subdivision No. 4189-04-4956 (Revised) be approved subject to the following conditions:

1. Payment of requisite fees (administration, land dedication, capital levies fees),
2. That site area variation order be obtained for proposed Lot 1,
3. That site width variation order be obtained for residual lot,
4. That any variation orders be obtained, if required, as a result of the Surveyor's Building Location Certificate,
5. That a lot grade plan be prepared and sealed by a professional engineer and approved by the Public Works Dept. as per the municipal drainage policy, and any drainage improvements shall be constructed prior to the issuance of any building permits for the property.

CARRIED (6-0)

Boitiu Subdivision

09-10 SKRUPSKI THOMPSON BE IT RESOLVED THAT the motion 08-355 be rescinded. CARRIED (4-2)

09-11 SKRUPSKI THOMPSON BE IT RESOLVED THAT motion 08-055 be amended to remove condition #4. CARRIED (4-2)

BY-LAWS

By-law 08-25 - Public Drain - E ½ 8 and 17-11-5E

09-12 THOMPSON LUCKO BE IT RESOLVED THAT second reading be given to By-law No. 08-25 being a by-law of the Rural Municipality of Springfield to open a Public Drain across part of E ½ 8 and 17-11-5EPM. CARRIED (6-0)

09-13 THOMPSON LUCKO BE IT RESOLVED THAT third and final reading be given to By-law No. 08-25 being a by-law of the Rural Municipality of Springfield to open a Public Drain across part of E ½ 8 and 17-11-5EPM.

	For	Against	Absent	Abstain	Reason
Reeve	x				
Ward 1	x				
Ward 2	x				
Ward 3	x				
Ward 4	x				
Ward 5	x				

CARRIED (6-0)

By-law 08-27 - Public Drain - NW 3-10-5E

09-14 THOMPSON LUCKO BE IT RESOLVED THAT second reading be given to By-law No. 08-27 being a by-law of the Rural Municipality of Springfield to open a Public Drain across part of NW ¼ 3-10-5EPM. CARRIED (6-0)

09-15 THOMPSON LUCKO BE IT RESOLVED THAT third and final reading be given to By-law No. 08-27 being a by-law of the Rural Municipality of Springfield to open a Public Drain across part of NW ¼ 3-10-5EPM.

	For	Against	Absent	Abstain	Reason
Reeve	x				
Ward 1	x				
Ward 2	x				
Ward 3	x				
Ward 4	x				
Ward 5	x				
					CARRIED (6-0)

By-law 08-24 - Public Drain - SE 32-10-6E

09-16 LUCKO LALONDE BE IT RESOLVED THAT second reading be given to By-law No. 08-24 being a by-law of the Rural Municipality of Springfield to open a Public Drain across part of SE ¼ 32-10-6EPM. CARRIED (6-0)

09-17 LUCKO LALONDE BE IT RESOLVED THAT third and final reading be given to By-law No. 08-24 being a by-law of the Rural Municipality of Springfield to open a Public Drain across part of SE ¼ 32-10-6EPM.

	For	Against	Absent	Abstain	Reason
Reeve	x				
Ward 1	x				
Ward 2	x				
Ward 3	x				
Ward 4	x				
Ward 5	x				
					CARRIED (6-0)

By-law 08-28 - Public Drain - N ¼ and W ½ 19-11-7E

09-18 THOMPSON LALONDE BE IT RESOLVED THAT second reading be given to By-law No. 08-28 being a by-law of the Rural Municipality of Springfield to open a Public Drain across part of N ¼ 18 and W ½ 19-11-7EPM. CARRIED (6-0)

09-19 THOMPSON LALONDE BE IT RESOLVED THAT third and final reading be given to By-law No. 08-28 being a by-law of the Rural Municipality of Springfield to open a Public Drain across part of N ¼ 18 and W ½ 19-11-7EPM.

	For	Against	Absent	Abstain	Reason
Reeve	x				
Ward 1	x				
Ward 2	x				
Ward 3	x				
Ward 4	x				
Ward 5	x				
					CARRIED (6-0)

By-law 08-26 - Public Drain - N ½ 8-10-5E

09-20 LUCKO BE IT RESOLVED THAT second reading be given to By-law
LALONDE No. 08-26 being a by-law of the Rural Municipality of
Springfield to open a Public Drain across part of N ½
8-10-5EPM. CARRIED (6-0)

09-21 LUCKO BE IT RESOLVED THAT third and final reading be given to
LALONDE By-law No. 08-26 being a by-law of the Rural
Municipality of Springfield to open a Public Drain
across part of N ½ 8-10-5EPM.

	For	Against	Absent	Abstain	Reason
Reeve	x				
Ward 1	x				
Ward 2	x				
Ward 3	x				
Ward 4	x				
Ward 5	x				
					CARRIED (6-0)

By-law 08-29 - Public Drain - NW ¼ 34-10-5E

09-22 THOMPSON BE IT RESOLVED THAT second reading be given to By-law
LALONDE No. 08-29 being a by-law of the Rural Municipality of
Springfield to open a Public Drain across part of NW ¼
34-10-5EPM. CARRIED (6-0)

09-23 THOMPSON BE IT RESOLVED THAT third and final reading be given to
LALONDE By-law No. 08-29 being a by-law of the Rural
Municipality of Springfield to open a Public Drain
across part of NW ¼ 34-10-5EPM.

	For	Against	Absent	Abstain	Reason
Reeve	x				
Ward 1	x				
Ward 2	x				
Ward 3	x				
Ward 4	x				
Ward 5	x				
					CARRIED (6-0)

By-law 09-01 - Rezoning - SE ¼ 4-11-5E

09-24 VAAGS BE IT RESOLVED THAT first reading be given to By-law
BODNARUK No. 09-01 being a by-law of the Rural Municipality of
Springfield to rezone the most westerly 352 feet of Lot
2 Block 1 Plan 16361 WLTO within SE ¼ 4-11-5E from "A"
Rural District to "R3" Multiple Family Dwelling
District. CARRIED (6-0)

NEW BUSINESS CONT'D

Cook's Creek Conservation District

- 09-25 BODNARUK VAAGS BE IT RESOLVED THAT the following people be appointed to the Cook's Creek Conservation District sub-districts for a two year term ending November 1, 2010:
#9 Lorne Vaags
#11 North Brian Thompson
#11 South Ken Lucko
#12 Bob Bodnaruk CARRIED (6-0)

Telus Communications

Telus Communications has two towers installed already. They are requesting a third in the North East section of 9-11-5E.

Livestock Operation Mapping

Councillors were requested to provide information to the Development Officer regarding livestock operation mapping so that a meeting can be held on the issue.

Subdivision Policy

The Development Officer requested Councillors comments on the subdivision policy.

Delegations

- 09-26 SKRUPSKI BODNARUK BE IT RESOLVED THAT Ken Lucko be delegated to meet with the Solicitor, December 16, 2008 and a Safety Course on February 3 and 4, 2009. CARRIED (6-0)

NEHA Appointment

- 09-27 SKRUPSKI BODNARUK BE IT RESOLVED THAT the Council of the RM of Springfield supports Councillor Lorne Vaags in his nomination to the NEHA Board of Directors. CARRIED (6-0)

In Camera

- 09-28 SKRUPSKI VAAGS BE IT RESOLVED THAT this meeting recess to in camera to discuss present discussions of tenders for the new Springfield Library;
AND BE IT FURTHER RESOLVED THAT all matters shall remain confidential until a report is made public. CARRIED (6-0)
- 09-29 SKRUPSKI THOMPSON BE IT RESOLVED THAT this meeting reconvenes from in camera. CARRIED (6-0)

Renovation to Library

- 09-30 SKRUPSKI THOMPSON BE IT RESOLVED THAT Council accept the proposal from H. Penner to remodel the Springfield Public Library for a cost not to exceed \$420,560 plus taxes (less all Provincial grants and Hydro rebates) and allow a further 10% contingency for unforeseen events. Funds to be allocated from Reserves.
- CARRIED (5-1)

Springfield Lot Developers

- 09-31 SKRUPSKI VAAGS BE IT RESOLVED THAT Springfield Lot Developers Development Agreement default article interest rate be amended to 5% for the invoices sent in July, 2008.
- CARRIED (5-1)

Adjournment

- SKRUPSKI THAT this meeting stand adjourned the time being 9:50 p.m.
- CARRIED (6-0)

Peter Skrupski
Reeve

Laurent Tétrault
Chief Administrative Officer