

THE RURAL MUNICIPALITY OF SPRINGFIELD

COUNCIL MEETING

TUESDAY, June 13, 2006

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Present: Reeve John D. Holland  
Councillor Bob Bodnaruk  
Councillor Karen Lalonde  
Councillor Robert Osiowy  
Councillor William F. Paulishyn (4:05 p.m.)  
Councillor Douglas Shaver  
Dave Donaghy, CAO  
Anne Burns-Bensch, Manager of Administration  
& Finance

Reeve Holland called the meeting to order at 3:35 p.m. and began proceedings with invocation.

**AGENDA**

06-303 BODNARUK BE IT RESOLVED THAT the Agenda be amended as follows:  
SHAVER Add: Lease NE 19-10-7E CARRIED (5-0)

**MINUTES**

06-304 LALONDE WHEREAS the minutes of the Council meeting held May 30,  
OSIOWY 2006 have been previously distributed to Council;  
BE IT RESOLVED THAT the same be and are hereby  
approved. CARRIED (5-0)

**REPORTS - ELECTED OFFICIALS**

Councillor Lalonde reported on her attendance on June 5 at the Recreation Commission meeting concerning a new recreation Centre.

Councillor Osiowy reported on his attendance at the Community Futures and IRC meeting on June 7 and the Composting Seminar in Beausejour on June 8 and his attendance at the AMM Eastern District meeting on June 12. There was a discussion concerning the management of composting in Beausejour.

Councillor Shaver reported he has received many calls concerning DFA program and ditch cleaning. He also reported on his attendance at the AMM Eastern District meeting on June 12 and the Economic Development Committee meeting on June 13.

Councillor Bodnaruk reported on his attendance at the FCM Conference in Montreal June 2 - June 5 and will provide written information to council at a later date. He also reported on his attendance at the AMM Eastern District meeting on June 12. He advised council he has received many calls concerning the condition of Gunn Road.

Reeve Holland reported on his attendance at the Composting Seminar in Beausejour on June 8 and also reported on his attendance at the AMM Eastern District meeting on June 12. Reeve Holland commented on inviting George Cuff for a seminar and sharing the cost with other eastern municipalities.

**STANDING COMMITTEE & DEPARTMENT REPORTS**

Fire & Rescue Report received as information. A Council member requested the use of the smokehouse in Winnipeg to be addressed at the next PHSPS meeting.

Administration Report

The CAO requested comments and/or deletions for the tax insert be given to Administration as soon as possible.

*Councillor Paulishyn arrived at 4:05 p.m.*

**DELEGATIONS**

Mr. Jim Osler, Teacher for Springfield Collegiate and students Ms. Mandy Carter and Ms. Erin Doran attended Council with information concerning the renovation of the track field at the Springfield Collegiate. They are asking for Council's support in this project, however, are not looking for any financial assistance. They have presently raised \$6,000.00 and are continuing to fundraise not only for the renovations but also for future maintenance of the field. Presently there are 30 students involved in this project and those who will be graduating from the school in the future have committed to the training and guidance of new students. Council advised the group that the R.M. could provide service in kind.

**UNFINISHED BUSINESS**

Manitoba Good Roads Association 2006 Annual Competition

Council is to contact those in their area and provide Administration with names as soon as possible.

Farmer Rail Car Coalition

Received as information.

CAO Evaluation Process

A Committee of the Whole meeting will be held July 6 at 8:30 a.m. for the CAO evaluation. The CAO will prepare a preliminary to be distributed to Council prior to the meeting.

LSL Pit Expansion Proposal

- 06-305 PAULISHYN SHAVER BE IT RESOLVED THAT Council accept the proposal dated June 11, 2006 to allow LSL Contracting and Materials to extract aggregate from NW 24-11-7E, and authorize the Reeve and CAO to enter into an agreement to execute the proposal for the years 2006 through 2008.  
CARRIED (6-0)

Cooks Creek Dance Academy

The CAO reported on his meeting with the Cooks Creek Dance Academy. Administration to respond concerning other funding options.

**CONSENT AGENDA**

- 06-306 HOLLAND BODNARUK WHEREAS a consent agenda has been submitted consisting of 14 items;  
BE IT RESOLVED THAT the said consent agenda be adopted as circulated.  
CARRIED (6-0)

**NEW BUSINESS**

Leonard & Albert Timber Contract - SW 25-11-7E

- 06-307 PAULISHYN SHAVER BE IT RESOLVED THAT the existing contract for sale of standing timber dated February 14, 2005 with Glen Leonard and Paul Albert be extended to December 31, 2007, all other terms and conditions remaining unchanged.  
CARRIED (6-0)

Proposed Policy & Procedure Re: Building Restriction

- 06-308 OSIOWY LALONDE BE IT RESOLVED THAT the policy for removal of building restriction caveats, identified as policy PL-01, as recommended by the Economic Development and Planning Committee be approved.  
CARRIED (6-0)

RM of East St. Paul Re: Intermunicipal Road Work

- 06-309 BODNARUK PAULISHYN BE IT RESOLVED THAT the Municipality reply to East St. Paul's letter of May 24, 2006, reconfirming the position that the work was to be done over a three year period as per the proposed agreement, and further indicate that this work does not fall under the terms of the intermunicipal agreement on shared boundary roads which refers to routine maintenance.  
CARRIED (6-0)

*Council took a break at 5:30 p.m. and returned at 6:35 p.m.*

**DELEGATIONS cont'd**

Mr. Peter Skrupski and Mr. James Lyzell attended Council and presented a diagram of a proposed design for a new recreation complex to be located in Oakbank. A discussion was held concerning many issues. Council thanked the delegates for their presentation.

**PLANNING MATTERS/PUBLIC HEARINGS**

Variance No. 06-19 Kyle Russell - NE 28-12-5E

In Attendance: Mr. Kyle Russell

In Opposition: Mr. Ted Konyk  
Ms. Helen Hill (Via correspondence)

Proposal: To permit the keeping of six(6) horses on the land having a site area of 19.88 acres and a site width of 331.04 feet instead of the required 20 acres and 660 feet respectively, within the "A20" Limited Agricultural District.

Mr. Kyle Russell addressed Council with his comments concerning his application for the variance.

Mr. Ted Konyk reported to Council his concerns regarding the number of horses and the potential of flooding during the wet season. He stated the number of horses was excessive but would not be in opposition to only 2 horses.

The Development Officer read the correspondence received from Ms. Helen Hill concerning her opposition to the variance.

The Development Officer read his report.

06-310 OSIOWY  
BODNARUK

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Kyle Russell on behalf of the owners Kyle and Monique Russell 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 - 19 be granted subject to the following conditions:

1. No livestock shall be permitted on the land other than up to a maximum of three horses, 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.

CARRIED (6-0)

Variance No. 06-20 Robert Spicer - 637 Balsam Cres.

In Attendance: Mr. Robert Spicer  
Ms. Rachael Leis

In Opposition: None

Proposal: To permit the construction of a 24' x 28' accessory building (detached garage) having a 2-foot North side yard setback instead of the required 5 feet, within the "RA" Suburban District.

The Development Officer read his report.

06-311 LALONDE  
OSIOWY

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Robert Spicer on behalf of the owners Robert Spicer and Rachael Leis 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 - 20 be granted subject to the following conditions:

- 1. That the owner shall not shed water onto the neighbouring site to the north as a result of the proposed accessory building.

CARRIED (6-0)

Variance No. 06-24 - Mr. Rick & Ms. Maureen Dufort - NW 18-11-7E

In Attendance: Mr. Rick Dufort  
Ms. Maureen Dufort

In Opposition: None

Proposal: To permit the maintenance of an existing second dwelling (mobile home) for the owners' son and his spouse (Mr. Zoel Dufort and Ms. Jen Maslow) within the "A" rural & Agricultural District.

The Development Officer read his report.

06-312 PAULISHYN  
SHAVER

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by the owners Rick and Maureen Dufort 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 - 24 be granted subject to the following conditions:

1. That the mobile home shall only be occupied by Zoël Dufort and or Jen Maslow and the primary dwelling shall be occupied by Rick and Maureen Dufort.
2. That the mobile home be removed from the site within 60 days when the mobile home is no longer occupied by Zoël Dufort and or Jen Maslow or the primary dwelling is no longer occupied by Rick and Maureen Dufort.
3. That this order shall expire and become null and void December 31, 2011.

CARRIED (6-0)

Variance No. 06-26 - Mr. Richard Hansell - NW 2-12-4E

In Attendance: Mr. Richard Hansell

In Opposition: None

Proposal: To permit the construction of a second single-family dwelling on a single title and to have a front yard setback of 75 feet instead of the required 125 feet, within the "A" Rural District.

The Development Officer read his report.

06-313 BODNARUK  
SHAVER

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Richard Hansell on behalf of the owners Richard and Kathryn Hansell 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 - 26 be granted subject to the following conditions:

1. That the dwelling shall only be occupied by Richard and or Kathryn Hansell.
2. That the dwelling be serviced by a septic system meeting all Provincial regulations.

DEFEATED (3-3)

Variance No. 06-29 Mr. Dan Brewin - NW 2-12-5E

In Attendance: Mr. Dan Brewin  
Ms. Georgina Brewin

In Support: Mr. Steve Saunders  
Mr. Don Nixon

Proposal: To permit the keeping of ten (10) horses on the land having a site width of 339.82 feet instead of the required 660 feet, within the "A20" Limited Agricultural District.

Mr. Dan Brewin assured Council that the horses were for personal use only as he participates in the sport of polo.

The Development Officer read his report.

06-314 SHAVER  
PAULISHYN

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Dan Brewin on behalf of the owners Dan and Georgina Brewin 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 - 29 be granted subject to the following conditions:

1. No livestock shall be permitted on the land other than up to a maximum of ten horses, 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.

CARRIED (6-0)

Subdivision No. 4189-02-4804 - Ms. Dorothy Leonard - NE 5-12-6E

In Attendance: None

In Opposition: None

Intent/Purpose: To subdivide a 3.6 acre yard site from a holding of 120 acres (revised proposal).

The Development Officer read his report.

06-315 OSIOWY  
LALONDE

WHEREAS Dorothy Leonard has applied to subdivide a 3.6-acre yard site from a holding of 120 acres (revised proposal) in an area designated Agricultural Preserve;

BE IT RESOLVED THAT application for subdivision No. 4189-02-4804 (Revised) be approved subject to the following conditions:

1. Payment of requisite fees (Administration Fee);
2. 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;
3. A site width and site area variation be obtained for the proposed lot;
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 all outstanding property taxes be paid in full.

CARRIED (6-0)

Subdivision No. 4189-05-5071 Mark & Susan Hnatishin - SW 6-11-7E

In Attendance: Mr. Mark Hnatishin  
Ms. Susan Hnatishin

In Opposition: Mr. Wesley Koskie  
Mr. Gregory Kibsey

Intent/Purpose: To subdivide each existing lot in half, to create a total of twelve (12) lots from six (6) existing lots for residential purposes.

Mr. Koskie and Mr. Kibsey expressed concerns regarding drainage. Council advised the lots would be provided the opportunity to connect to the new sewer and water system in Anola. Mr. Kibsey stated that he would not be in opposition if the lots would be connected to the sewer system.

The Development Officer read his report.

06-316 PAULISHYN  
SHAVER

WHEREAS Mark and Susan Hnatishin have applied to subdivide each existing lot in half, to create a total of twelve (12) lots from six (6) existing lots for residential purposes in an area designated Residential; BE IT RESOLVED THAT application for subdivision No. 4189-05-5071 be approved subject to the following conditions:

- 1. Payment of requisite fees (administration, land dedication, capital levies fees),
- 2. That Lots 1, 2, 3 and 4 Block 1 Plan 34243 (west side) be rezoned from 'HC' to 'R',
- 3. That a development agreement be completed regarding lot grades, drainage, roads, utilities, landscaping, and any other public works deemed necessary by council,
- 4. 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,
- 5. The proposed development shall be serviced by municipal water and sewer,
- 6. That the municipality obtains the necessary approvals for the alteration in its public sewage and water system, if required,

7. That the owner and or developer obtain the required permits from Manitoba Transportation and Government Services and that the required information regarding traffic generated (Traffic Impact Study), and drainage from this development be submitted to the Province and the municipality.

CARRIED (6-0)

Subdivision No. 4189-06-5078 Abrams Tweeds Wawrykow obo Richard & Jeannette Kendall - NW 27-12-5E

In Attendance: Mr. Richard Kendall

In Opposition: None

Intent/Purpose: To subdivide a 40-acre parcel into two (2) 20-acre lots for residential/hobby farm purposes.

The Development Officer read his report.

06-317 OSIOWY  
LALONDE

WHEREAS Abrams, Tweed, Wawrykow, c/o Mr. Dennis Wawrykow, on behalf of the owners Richard and Jeannette Kendall have applied to subdivide a 40-acre parcel into two 20-acre lots for residential/hobby farm purposes in an area designated Rural and Agricultural;  
BE IT RESOLVED THAT application for subdivision No. 4189-06-5078 be approved subject to the following conditions:

1. Payment of requisite fees (Administration Fee, Capital Levy, Land Dedication Fee);
2. 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;
3. That any other variation orders be obtained, if required.

CARRIED (6-0)

Second Driveway Access - Euro TechAB - 2208 Springfield Road - 16-11-4E

The Development Officer provided Council with a report prepared by the Public Works Department.

The Development Officer read his report.

06-318 BODNARUK  
SHAVER

BE IT RESOLVED THAT the application for a second approach by Euro Tech AB at 2208 Springfield road be denied.

CARRIED (6-0)

**BY-LAWS**

By-law No. 06-18

06-319 OSIOWY LALONDE BE IT RESOLVED THAT second reading be given to By-Law No. 06-18 being a By-Law to delegate duties to the Development Officer. CARRIED (6-0)

06-320 LALONDE OSIOWY BE IT RESOLVED that third and final reading be given to By-Law No. 06-18 being a By-Law to delegate duties to the Development Officer.

For Against Absent Abstain Reason

Holland X  
Bodnaruk X  
Lalonde X  
Osiowy X  
Shaver X  
Paulishyn X

CARRIED (6-0)

By-Law No. 06-19

06-321 BODNARUK SHAVER BE IT RESOLVED THAT first reading be given to By-Law #06-19 being a By-Law to authorize a Development Agreement with CENTRA GAS MANITOBA INC. on behalf of ESTATE OF MARGARET PEADSON (Larry Peadson, Executor) as per Sketch No. 1-06301-A-015653 prepared by Manitoba Hydro, for Part SW ¼ 4-10-4 EPM described in Certificate of Title No. 1379330.

CARRIED (6-0)

**DELEGATIONS cont'd**

Mr. Chubb Chabot addressed Council concerning the process of tendering done by the Public Works Department.

**NEW BUSINESS cont'd**

Sunrise Lodge Re: Sewer and Water Assistance

Administration to advise the R.M. is not in the position to waive costs.

Springfield Days June 17 Parade

Administration to prepare as in previous years.

2006 Disaster Management Conference November 15 - 17

Administration to register 3 members of Council and 3 hotel rooms.

List of Accounts for May 2006

06-322 HOLLAND WHEREAS disbursements have been reviewed for the month  
BODNARUK of May, 2006;  
BE IT RESOLVED THAT all accounts listed on the attached  
printout totaling \$406,741.61 be approved for payment.  
CARRIED (6-0)

Proposal Policy & Procedure Re: Wastewater Disposal

06-323 PAULISHYN BE IT RESOLVED THAT the Wastewater Disposal Vehicle  
SHAVER Licence Policy, identified as policy PW-01, be  
approved. CARRIED (6-0)

Conditions of Gunn Road

There have many complaints regarding the conditions of  
Gunn Road. Matter referred to Public Works.

Anola Shop Fire Separation & Mezzanine Construction

The CAO provided a quote that was received late  
afternoon of June 13. Matter deferred for further  
input from Public Works.

Ken Anderson Lease - NE 19-10-7E

06-324 PAULISHYN BE IT RESOLVED that the R.M. of Springfield enter into  
SHAVER a one-year lease agreement with Ken Anderson for the  
rental of the quarter section located in NE 19-10-7E.  
CARRIED (6-0)

**OTHER BUSINESS**

The Manager of Administration & Finance provided a  
verbal and written report regarding Utility deficit for  
2003, 2004, and 2005.

The CAO requested Council's attendance at the following  
meetings:

- (Alternate Date)
- June 21 7:00 p.m. Zoning By-law  
(if required)
  - June 22 9:00 a.m. Re: Emergency  
Plan Committee of the Whole
  - June 27 9:00 a.m. George Cuff  
discussion
  - August 3 Gibbons & Edie Municipal  
Board Hearings.

**BUSINESS ARISING FROM DELEGATIONS**

Springfield Collegiate Track Field

Refer to Public Works department.

Recreation Complex

Refer to Recreation Commission for further discussion with Council.

**ADJOURNMENT**

SHAVER

THAT this meeting stand adjourned the time being 10:45 p.m. CARRIED (6-0)

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John D. Holland  
Reeve

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Dave Donaghy  
Chief Administrative Officer