

THE RURAL MUNICIPALITY OF SPRINGFIELD

COUNCIL MEETING

WEDNESDAY, November 7th, 2007

Present: Reeve Peter Skrupski
Councillor Bob Bodnaruk
Councillor Karen Lalonde
Councillor Brian Thompson
Councillor Ken Lucko
Councillor Lorne Vaags
Laurent Tetrault, CAO
Anne Burns-Bensch, Manager of Administration
& Finance
Dan Doucet, Development Officer

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

AGENDA

07-586 SKRUPSKI BE IT RESOLVED THAT the Agenda be amended as follows:
LUCKO Add Council Meeting Cancellation
Vic Toews Dinner Unfinished Business
Springfield food bank
Remove 9.6 screener
New fire truck
East St. Paul letter
CARRIED (6-0)

MINUTES

07-587 SKRUPSKI WHEREAS the minutes of the meeting held October 24th,
LUCKO 2007 have been previously distributed to Council;
BE IT RESOLVED THAT the same be amended as follows:
Add Organizational By-law and Procurement Policy to
Res. #07-568
Change vote to read 5-1 - Res. #07-585
CARRIED (6-0)

REPORTS - ELECTED OFFICIALS

Councillor Lalonde reported on her attendance at the Association of Rural Municipalities meeting on November 1, 2007.

Councillor Bodnaruk reported on his attendance at the Association of Rural Municipalities meeting on November 1, 2007, meeting with Border Chemical regarding land transfer and sale, a meeting with Red River Basin and a meeting with Vic Toews regarding LID funding.

Councillor Vaags reported on his attendance on Springfield Regional meeting on November 5 and CCCD Sub-district meeting on November 6.

Councillor Thompson reported on his attendance at the Association of Rural Municipalities meeting on November 1, 2007 and union negotiation meeting on November 5.

Councillor Lucko reported on his attendance at the Association of Rural Municipalities on November 1, union negotiation meeting on November 5, and Red River Basin meeting.

Reeve Skrupski reported on his attendance at a meeting with Border Chemical, Association of Rural Municipalities meeting on November 1, breakfast meeting November 5, and a meeting with CAS from Springfield concerning food bank needs.

CAO, Laurent Tétrault submitted a verbal report.

UNFINISHED BUSINESS

Seine Rat River CD and CCCD Appointments deferred to Committee of the Whole meeting on November 9, 2007 at 9:30 a.m.

Jakob Subdivision

A discussion regarding drainage issues occurred. Councillor Lucko is to respond.

Andrejowich Land Issue

CAO Laurent Tétrault provided a verbal report proposing appointment of ecological land.

PUBLIC HEARINGS UNDER THE PLANNING ACT

Variance 07-58 - Valerian Stripling - NW ¼ 20-12-6

Purpose: To permit the construction of a 24' x 17' agricultural building (barn) and the keeping of 6.65 Livestock Waste Units having a site area of 20 acres and site width of 331 (+/-)feet instead of the required 80 acres and 660 feet respectively, within the "A" Rural & Agricultural District.

Representations:

In Support: Valerian Stripling and Christina Stripling

In Opposition: Tom & Joyce Stoyka
Gerald & Lori Plischke

The Development Officer read his report.

The Reeve closed the public hearing.

07-588 THOMPSON
LUCKO

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Valerian Stripling on behalf of the owners Valerian & Rita Stripling for a variation under the Rural Municipality of Springfield Zoning By-law No. 85-26 and amendments thereto;

AND WHEREAS Sections 94, 96 and 97 of The Planning Act requires Council to make an order rejecting the application; or varying the application of the relevant zoning by-law or planning scheme, subject to such conditions as Council considers necessary or desirable to maintain the intent and purpose of the by-law or scheme;

BE IT RESOLVED THAT Variation Order No. 07 - 58 be granted subject to the following conditions:

1. No livestock shall be permitted on the land other than up to a maximum of 2.65 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.

CARRIED (6-0)

Variance 07-59 - Murray Bryson on behalf of Pinewing Properties Ltd. - NW 22-10-4E

Purpose: To permit construction of a 48'x 66' agricultural storage building prior to the erection of the main dwelling within the "A" Rural & Agricultural District (as per section 3.3.19.d).

Representations:

In Support: Murray Bryson
Tom Stoyka

In Opposition: None

The Development Officer read his report.

The Reeve closed the public hearing.

07-589 BODNARUK
LALONDE

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Murray Bryson on behalf of the owner Pinewing Properties Ltd. for a variation under the Rural Municipality of Springfield Town Planning Scheme 1959 and amendments thereto;

AND WHEREAS Sections 94, 96 and 97 of The Planning Act requires Council to make an order rejecting the application; or varying the application of the relevant zoning by-law or planning scheme, subject to such conditions as Council considers necessary or desirable to maintain the intent and purpose of the by-law or scheme;

BE IT RESOLVED THAT Variation Order No. 07 - 59 be granted subject to the following condition:

1. That the owner shall enter into a Right of Way Agreement for access, with the Springfield Flying Club, which shall be registered on title by means of an easement. Proof of the registered easement shall be submitted to the Planning & Development Officer prior to the issuance of a building permit. CARRIED (6-0)

Variance 07-61 - Dorothy Leonard - NE 5-12-6E

Purpose: Proposed Lot 1 - To permit a site area of 3.6 acres and site width of 314 feet instead of the required 80 acres and 660 feet respectively,
 Proposed Lot 1 - To permit the maintenance of a single-family dwelling having a front yard setback of 77.36 feet instead of the required 125 feet,
 Proposed Lot 1 - To permit the maintenance of a 24.11'x 36.28' wood-sided garage having a front yard setback of 11.68 feet instead of the required 125 feet,
 Residual Land - To permit the maintenance of a 12.30'x 10.20' wood-sided shed having a South side yard corner setback of 82.12 feet instead of the required 125 feet, and
 Residual Land - To permit the maintenance of the 16.20'x 32.18' wood-sided shed and the 16.20'x 21.58' wood-sided shed having a separation distance of 6.76 feet instead of the required 10 feet,
 within the "A" Rural & Agricultural District.
 (re: subdivision 4189-02-4804)

Representations: None

The Development Officer read his report.

The Reeve closed the public hearing.

07-590 THOMPSON
LUCKO

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by the owner Dorothy Leonard for a variation under the Rural Municipality of Springfield Zoning By-law No. 85-26 and amendments thereto;
 AND WHEREAS Sections 94, 96 and 97 of The Planning Act requires Council to make an order rejecting the application; or varying the application of the relevant zoning by-law or planning scheme, subject to such conditions as Council considers necessary or desirable to maintain the intent and purpose of the by-law or scheme;
 BE IT RESOLVED THAT Variation Order No. 07 - 61 be granted subject to the following conditions:

1. 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. 4189-02-4804. CARRIED (6-0)

Variance 07-62 - Andy Antosh on behalf of Pembina Consumer Co-operative Ltd. - NW 15-11-5E

Purpose: To permit the construction of security fencing having an overall height of 8 feet instead of the required 6 feet as per Section 7.7(f) of the Springfield Town Planning Scheme 1959.

Representations:

In Support: Andy Antosh
In Opposition: None
For Information: Dale Derksen

The Development Officer read his report.

The Reeve closed the public hearing.

07-591 LALONDE
BODNARUK

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Andy Antosh on behalf of the owner Pembina Consumer Co-operative Ltd. for a variation under the Rural Municipality of Springfield Town Planning Scheme 1959 and amendments thereto;

AND WHEREAS Sections 94, 96 and 97 of The Planning Act requires Council to make an order rejecting the application; or varying the application of the relevant zoning by-law or planning scheme, subject to such conditions as Council considers necessary or desirable to maintain the intent and purpose of the by-law or scheme;

BE IT RESOLVED THAT Variation Order No. 07 - 62 be granted subject to the following condition:

- 1. The type and selection of the ornamental fencing shall be approved as per exhibit shown.

CARRIED (6-0)

Variance 07-64 - Gerry Senkow & Cheryl Perreault - SE 33-11-6E

Purpose: To permit the construction of an accessory building having a height of 19 feet (at gable, 28 feet overall) instead of the required 15 feet, within the "R" Residential District.

Representations:

In Support: Gerry Senkow
Kent Knapp
In Opposition: None

The Development Officer read his report.

The Reeve closed the public hearing.

07-592 THOMPSON
LUCKO

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Gerry Senkow on behalf of the owners Gerry Senkow & Cheryl Perreault for a variation under the Rural Municipality of Springfield Zoning By-Law No. 85-26 and amendments thereto;

AND WHEREAS Sections 94, 96 and 97 of The Planning Act requires Council to make an order rejecting the application; or varying the application of the relevant zoning by-law or planning scheme, subject to such conditions as Council considers necessary or desirable to maintain the intent and purpose of the by-law or scheme;

BE IT RESOLVED THAT Variation Order No. 07 - 64 be granted subject to the following condition:

1. The use of the proposed accessory building shall be limited to the keeping of personal goods and supplies and personal vehicles, unless an application is made to utilize the proposed accessory building to accommodate for a "Home Occupation" or "Granny Flat".

CARRIED (6-0)

Variance 07-65 - Richard Gower on behalf of Katherine Gower - SW 5-11-7E

Purpose: Proposed Lot 1 - To permit a site area of 4.4 acres instead of the required 5 acres,
Proposed Lot 1 - To permit the maintenance of the existing 12'x 10' shed having a front yard setback of 112.95 feet instead of the required 125 feet,
within the "RR5" Rural Residential District.
(re: subdivision 31-87-3247)

Representations:

In Support: Richard Gower
In Opposition: None

The Development Officer read his report.

The Reeve closed the public hearing.

07-593 LUCKO
THOMPSON

WHEREAS a Public Hearing has been conducted under The Planning Act to consider an application filed by Richard Gower on behalf of the owner Katherine Gower for a variation under the Rural Municipality of Springfield Zoning By-law No. 85-26 and amendments thereto;

AND WHEREAS Sections 94, 96 and 97 of The Planning Act requires Council to make an order rejecting the application; or varying the application of the relevant zoning by-law or planning scheme, subject to such

conditions as Council considers necessary or desirable to maintain the intent and purpose of the by-law or scheme;

BE IT RESOLVED THAT Variation Order No. 07 - 65 be granted subject to the following condition:

- 1. 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. 31-87-3247.

CARRIED (6-0)

Council took a short break.

UNFINISHED BUSINESS

Border Chemical Land Transfer

The CAO provided a verbal report, issues to be discussed further in camera.

Vic Toews Dinner

- 07-594 SKRUPSKI VAAGS BE IT RESOLVED THAT the following be delegated to attend Vic Toews dinner, November 8th, 2007:
Reeve Skrupski
Councillor Lucko
Laurent Tétrault, CAO

CARRIED (6-0)

CONSENT AGENDA

- 07-595 SKRUPSKI BODNARUK WHEREAS a consent agenda has been submitted consisting of 20 items;
BE IT RESOLVED THAT the said consent agenda be adopted as circulated.

CARRIED (6-0)

BY-LAWS

By-law 07-22 - May/Austman - SW 33-11-6E

- 07-596 THOMPSON VAAGS BE IT RESOLVED THAT second and third reading be given to By-law No. 07-22 being a by-law of the Rural Municipality of Springfield to rezone Lots 1 and 2 of Deposit Plan 619/2007 within SW ¼ 33-11-6E from "A" Rural & Agricultural District to "R" Residential District.

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

CARRIED (6-0)

By-law 07-25 - Holland - N ½ 26-12-5E

- 07-597 THOMPSON VAAGS BE IT RESOLVED THAT second reading be given to By-law No. 07-25 being a by-law of the Rural Municipality of Springfield to rezone SP Lot 6 Plan 15975 WLTO in N½ 26-12-5E from "A" Rural & Agricultural District to "A20" Limited Agricultural District.
CARRIED (6-0)

NEW BUSINESS

Rescinding Resolution 07-556

- 07-598 LUCKO VAAGS BE IT RESOLVED THAT Resolution #07-556 be rescinded.
CARRIED (6-0)

Seine River School Division

- 07-599 VAAGS THOMPSON BE IT RESOLVED THAT the following council members be authorized to attend the 2008-2009 Seine River School Division Budget Consultation on Monday, November 19th, 2007 in Lorette, MB:
Councillor Bob Bodnaruk
Councillor Ken Lucko
DEFEATED (3-3)

Shell Canada - Correspondence regarding the Dugald location closure received as information.

Age Friendly Manitoba Initiative

- 07-600 SKRUPSKI BODNARUK BE IT RESOLVED THAT Councillor Lalonde be appointed to Age Friendly Manitoba Initiative Committee.
CARRIED (5-1)

PUBLIC HEARINGS UNDER THE PLANNING ACT

Subdivision 4189-07-5181 - Brian Tully & Lori Cohen - NE 36-10-6E

Intent: To subdivide the 0.56-acre parcel into two (2) lots for residential use.

Representations:

In Support: Lori Cohen

In Opposition: None

The Development Officer read his report.

The Reeve closed the public hearing.

- 07-601 LUCKO THOMPSON WHEREAS Brian Tully & Lori Cohen, owners, have applied to subdivide a 0.56-acre parcel into two (2) lots for residential;
BE IT RESOLVED THAT application for subdivision No. 4189-07-5181 be approved subject to the following conditions:

1. Payment of requisite fees (Administration Fee, Capital Lot Levy, Land Dedication Fees);
2. A Surveyor's Building Location Certificate be prepared, by a Manitoba Land Surveyor, showing all existing buildings and structures, including the onsite wastewater system, in relation to the proposed property lines;
3. That any variation orders be obtained, if required, for site width and site area and also as a result of the Surveyor's Building Location Certificate;
4. 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;
5. The proposed development shall be serviced by municipal water and sewer.

CARRIED (6-0)

Subdivision File 4189-07-5182 - Wayne & Annette
Hamilton on behalf of Annie Tanasicuik - NW 30-11-5E

Intent: To create an approximate 20.0-acre parcel for residential use from the existing 123.46-acre holding. The resulting residual parcel, excluding three (3) additional parcels currently conditionally approved for subdivision on this Certificate of Title, is approximately 38.66 acres in area.

Representations:

In Support: Annette Hamilton
Victoria McMahon
In Opposition: None

The Development Officer read his report.

The Reeve closed the public hearing.

07-602 BODNARUK
LALONDE

WHEREAS Wayne & Annette Hamilton on behalf of the owner Annie Tanasicuik, have applied to subdivide an approximate 20-acre parcel for residential use from the existing 123.46 acre holding. The resulting residual parcel, excluding three (3) additional parcels currently conditionally approved for subdivision on this Certificate of Title, is approximately 38.66 acres in area;

BE IT RESOLVED THAT application for subdivision No. 4189-07-5182 be approved subject to the following conditions:

1. Payment of requisite fees.
2. That any variation orders be obtained, if required.

- 3. 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)

Subdivision No. 4189-07-5185 - Bill McGarry on behalf of Aspen Lakes Development Corporation - SW 22-11-5E

Intent: To subdivide the approximate 5.86-acre parcel into two (2) lots.

Representations:

- In Support: Norbert Hansch
Manfred Pflug
- In Opposition: Dale Derksen
Cory Kohut
I. Lester
Kevin Ploegman
Marc Daudet
Lenore Mudrick
Ray Mudrick
Dan Scott
Jason Frederick
T. Brown
J. Costa
L. Brown
Tanya Kohut
Christy Ploegman

The Development Officer read his report.

The Reeve closed the public hearing.

Decision was deferred to another meeting.

DELEGATION

Jill Oakes on behalf of Lyncrest Airport, presented Council with a verbal and written report regarding fundraising for building a flight centre. The delegated noted that they are a non-profit organization and that \$25,000.00 has been raised currently. They are requesting additional funding from the municipality.

NEW BUSINESS CONT'D

Springfield Kinsmen Youth Centre

07-603 LALONDE
SKRUPSKI

BE IT RESOLVED THAT the Springfield Kinsmen Youth Centre have their 2007 taxes cancelled in the amount of \$3,822.69 on Roll Number 0180200.000.

CARRIED (6-0)

Public Sector Accounting Board

The Manager of Administration and Finance gave a verbal report.

Financial Statement

07-604 SKRUPSKI
LUCKO

BE IT RESOLVED THAT the Financial Statement for the month ending July 31, 2007 be accepted as presented.
CARRIED (6-0)

Dugald Drainage

There was a discussion regarding the drainage issues in Dugald and future works.

Dugald Building

07-605 BODNARUK
LUCKO

WHEREAS the Rural Municipality of Springfield's present Municipal Building is over one hundred years old, is too small for the Municipality's needs, and requires repairs and upgrading to continue in an efficient manner;
AND WHEREAS because of the need for the Municipality to have an efficient, modern, expandable Municipal Office that can serve its' citizens for another century the building formerly known as the Costume Museum of Canada in Dugald was purchased by the Municipality of Springfield in 2006 with the intent of establishing it as the new Municipal Office;
AND WHEREAS at least three of the five Ward Councillors, who represent approximately seventy-five percent of the area, sixty percent of the population, and sixty-five percent of the portioned assessment of the Municipality, desire to use the former Costume Museum building as the new Municipal Office;
THEREFORE BE IT RESOLVED THAT Council direct the CAO to meet with the department managers, the Councillors, and any other sources that he feels are needed, and determine the amount of office space required currently, and in the foreseeable future, incorporating any required areas for the departments of Administration, Assessment, Planning, Public Safety, Public Works, Recreation, and the Fire Chief, and any other Municipal bodies, and that the CAO provide a report on those requirements to the Council within thirty days;
AND BE IT FURTHER RESOLVED THAT the CAO, during the same thirty day period, issue a tender for a complete mechanical, electrical, and structural inspection to be performed on the former Costume Museum building. The successful bidder will be chosen by the Council;

AND BE IT FURTHER RESOLVED THAT the CAO, in the subsequent thirty day period, using the requirements from the department managers, the Councillors, and any other sources that he feels are needed, develop a floor plan that will convert the former Costume Museum building into a successful Municipal office and then bring that floor plan to the Council. This floor plan should allow for a Council Chamber adequate for at least one hundred and fifty people, two auxiliary meeting rooms, an office for the Reeve, at least three offices to be shared by the Councilors, an area for the municipal archives, and a Municipal museum area. This floor plan will be approved by the Council;

AND BE IT FURTHER RESOLVED THAT the CAO, in the subsequent thirty day period, and after bringing the mechanical, electrical, and structural inspection report to the Council and having it and the floor plan approved, will issue a tender for the conversion plans, to a basic office standard, to be drawn up by an Architectural/Engineering company. There will have to be a minimum of three bids, with the successful bid chosen by the Council;

AND BE IT FURTHER RESOLVED THAT the CAO, in the subsequent sixty day period, and after Council selects the Architectural/Engineering firm, will issue a tender for the conversion of the former Costume Museum building into a new Municipality of Springfield Municipal Office. There will have to be a minimum of three bids, with the successful bid chosen by the Council;

AND BE IT FURTHER RESOLVED THAT the funds allocated in the 2007 budget be used to cover any costs associated with the planning stage, the building inspection, and any of the tenders;

AND BE IT FURTHER RESOLVED THAT the actual, if known, or estimated renovation costs, be added to the 2008 budget.

DEFEATED (3-3)

07-606 LALONDE
SKRUPSKI

WHEREAS the building formerly known as the Costume Museum of Canada was purchased hastily just prior to an election and public requests to hold a referendum or postpone the decision until after the election were ignored and;

WHEREAS this new Council is at an impasse;

BE IT RESOLVED THAT Council consider other municipal uses for the building or consider selling the property.

DEFEATED (3-3)

Oakbank Firehall

607-607 THOMPSON
VAAGS

BE IT RESOLVED THAT Council accept the recommendation of the Maintenance Coordinator to complete roof maintenance on the Oakbank Firehall at a cost not to exceed \$1,880.00 plus GST.

CARRIED (6-0)

Council Meeting Schedule

07-608 SKRUPSKI
LUCKO

WHEREAS it is necessary to adjust the Council meeting schedule due to conflicting meetings and holidays;
BE IT RESOLVED THAT the following Council meetings be cancelled:

Wednesday, November 28th, 2007

Wednesday, December 12, 2007 1:00 p.m.

Wednesday, December 26th, 2007

Wednesday, January 2nd, 2008

AND BE IT FURTHER RESOLVED THAT the December, 2007 and January, 2008 Council meetings be rescheduled as follows:

Wednesday, December 12th, 2007 - 6:30 p.m.

Wednesday, December 19th, 2007 - 6:30 p.m.

Wednesday, January 16th, 2008 - Planning 6:30 p.m.

Wednesday, January 23rd, 2008 - Regular 6:30 p.m.

Wednesday, January 30th, 2008 - Regular 6:30 p.m.

CARRIED (6-0)

Adjournment

LUCKO

THAT this meeting stand adjourned the time being 11:00 p.m.

Peter Skrupski
Reeve

Laurent Tétrault
Chief Administrative Officer