

**MINUTES OF THE REGULAR COUNCIL, DEVELOPMENT AND PLANNING MEETING HELD IN THE COUNCIL CHAMBERS OF THE RURAL MUNICIPALITY OF TACHÉ IN LORETTE, MANITOBA ON AUGUST 16<sup>TH</sup>, 2011 AT 7:00 P.M.**

**MEMBERS PRESENT:** Mayor Danylchuk, Councillors Trudeau, Deschambault, Heather & Rivard.

Councillor Stein arrived at 7:05 p.m.

**IN ATTENDANCE:** Daniel Poersch,  
Chief Administrative Officer.  
Janice Desmarais,  
Development Officer/Recording Secretary.

**INVOCATION/OPENING:** Mayor Danylchuk called the meeting to order and offered the Invocation at 7:00 p.m.

**ADOPTION OF AGENDA**

**714-2011** **Trudeau – Deschambault:** Resolved that this Meeting's Agenda be adopted as presented.

**Carried.**

**EXCUSE OF COUNCIL MEMBER**

**715-2011** **Trudeau – Rivard:** Resolved that Councillors Koop & Menard be excused from participating in tonight's scheduled Public Hearings.

**Carried.**

**FINANCIAL STATEMENT – JULY 31<sup>ST</sup>, 2011**

**716-2011** **Deschambault – Trudeau:** Resolved that the Municipality's Financial Statements to July 31<sup>st</sup>, 2011 outlining Municipal and LUD operations as well as capital expenditures be adopted as presented.

**Carried.**

**HOURLY CONTRACTOR ROAD SLIDE REPAIRS**

**717-2011** **Trudeau – Heather:** Resolved that various road slide damages resulting from Spring Flooding be repaired with contracted equipment selected by hourly equipment rate quotes.

**Carried.**

**STE. GENEVIEVE PATHWAY**

**718-2011** The CAO updated Council that the tendering process has been initiated on the proposed Ste. Genevieve Pathway.

**DELEGATION – JOHN NEUFELD; 3658831 MANITOBA LTD. (PT. SW ¼ OF SECTION 11-8-4E)-LIVESTOCK OPERATION EXPANSION (BROILER OPERATION)**

**719-2011** At 7:10 p.m.; John Neufeld of 3658831 Manitoba Ltd. attended the Delegation Chair requesting Council's consideration to allow for an expansion to an existing Broiler Operation that is currently generating 25 A.U. (5000 birds) to 85 A.U. (17,000 birds) conducted on pt. SW¼ of Section 11-8-4E.

August 16<sup>th</sup>, 2011.

**SPRAY PARK – FINAL PAYMENT (MCGOWAN-RUSSELL;  
PROJECT MANAGER)**

**720-2011**     **Deschambault – Stein:**     Resolved that final payment in the amount of \$7,101.83 be authorized to McGowan-Russell for the completion of professional services for the Spray Park at CCLCC.

**Carried.**

**SPRAY PARK – FINAL PAYMENT (QUESTIC CONTRACTING LTD.)**

**721-2011**     **Stein – Heather:**     Resolved that final payment in the amount of \$267,644.30 be authorized to Questic Contractor for completion of the Spray Park at CCLCC.

**Carried.**

**CORRESPONDENCE & COMMUNICATIONS**

<b>722-2011</b>	<b><u>Writer</u></b>	<b><u>Subject</u></b>	<b><u>Disposition</u></b>
	Manitoba Family Services & Consumer Affairs	(request for Zoning Information)	<u>Res 723-11</u>
	Pam Glover	Trail Ride	<u>rec'd as info</u>
	Seine River Tributary Diversion Committee	R.M. of Ritchot Representative	<u>rec'd as info</u>
	R.M. of Hanover	Aerial Photo Request	<u>rec'd as info</u>
	OlaFarmHollywood Corp.	Security issues	<u>rec'd as info</u>

**MANITOBA FAMILY SERVICES & CONSUMER AFFAIRS  
(REQUEST FOR ZONING INFORMATION)**

**723-2011**     **Rivard – Deschambault:**     Whereas a request for zoning information has been made by Manitoba Family Services & Consumer Affairs with respect to Foster/Group Home Use, and;  
Whereas the R.M. of Tache Zoning By-law No. 12-2009 recognizes Institutional Residential Use that defines Group Home Facilities;  
Resolved that The R.M. of Tache Zoning By-law be forwarded to Manitoba Family Services & Consumer Affairs as per their request.

**Carried.**

**Mayor Danylchuk removed himself from the Chair.  
Councillor Trudeau assumed his duties as Deputy Mayor and took the Chair.**

**CONTINUATION OF PUBLIC HEARING – VARIATION ORDER  
APPLICATION NO. VO #25-11 (LOT 42, PLAN 4940 @ 1234  
DAWSON ROAD IN LUD OF LORETTE)-5787913 MANITOBA  
LTD.; ROBERT PLETT**

**724-2011**     **Stein – Deschambault:**     Resolved that the Continuation of Public Hearing on Variation Order Application No. VO #25-11 be opened.

**Carried.**

**DELEGATION – VARIATION ORDER APPLICATION NO. VO #25-11**

**725-2011**     At 7:30 p.m.; Council conducted the Continuation of Public Hearing on Variation Order Application No.

August 16<sup>th</sup>, 2011.

VO #25-11.

Robert Plett; 5787913 Manitoba Ltd.  
attended the Delegation Chair addressing his continuing support on the  
Application.

Waldemar Beitler; Owner and Resident of  
519 Comingues attended the Delegation Chair supporting the Application.

The Lorette LUD Committee; at their  
Regular Meeting held August 2<sup>nd</sup>, 2011 reviewed the additional  
information provided however continued to support their initial  
recommendation that Council **DENY** the Application as applied for.

No other communication or correspondence  
was received.

**CLOSE OF PUBLIC HEARING – VARIATION ORDER  
APPLICATION NO. VO #25-11**

**726-2011** **Deschambault – Heather:** Resolved that the Public Hearing on  
Variation Order Application No. VO #25-11 be closed.

**Carried.**

**Deputy Mayor Trudeau left the Chair resuming his duties as  
Councillor.**

**Mayor Danylchuk resumed his duties as Chairperson.**

**OPEN OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #28-11 (LOT 1, BLOCK 2, PLAN 37092 IN PT. SE ¼ OF SECTION 26-9-4E)-7 MARLEX DRIVE; ROGER & DEBRA CHARTIER**

**727-2011** **Trudeau – Heather:** Resolved that the Public Hearing on Variation Order Application No. VO #28-11 be opened.

**Carried.**

**DELEGATION – VARIATION ORDER APPLICATION NO. V.O. #28-11**

**728-2011** At 7:45 p.m.; the time specified in the  
Notice required to be circulated; Council conducted the Public Hearing  
on Variation Order Application No. VO #28-11.

Roger Chartier; Owner and Resident of 7  
Marlex Drive attended the Delegation Chair in support of the Application.

Sheryl Windsor; Owner and Resident of 13  
Marlex Drive attended the Delegation Chair requesting Council's  
consideration that the Communication Tower be installed/erected in the  
South East corner of the affected property.

No other correspondence or communication  
was received on the Application.

**CLOSE OF PUBLIC HEARING – VARIATION ORDER  
APPLICATION NO. V.O. #28-11**

**729-2011** **Trudeau – Heather:** Resolved that the Public Hearing on  
Variation Order Application No. V.O. # 28-11 be closed.

**Carried.**

**COUNCIL DISPOSITION - VARIATION ORDER APPLICATION NO. VO #28-11 (LOT 1, BLOCK 2, PLAN 37092 IN PT. SE ¼ OF SECTION 26-9-4E)-7 MARLEX DRIVE; ROGER & DEBRA CHARTIER**

**730-2011** **Trudeau - Stein:** Resolved that Council **APPROVE** Variation Order Application No. VO #28-11 subject to the following conditions:

- The Communication Tower be installed in the South East Corner of the

August 16<sup>th</sup>, 2011.

affected Property.

Carried.

**OPEN OF PUBLIC HEARING –VARIATION ORDER APPLICATION NO. VO #29-11 (PCL A/D, PLAN 47696 IN PT. FRACTIONAL SECTIONS 1, 2, 11 & 12-9-5E); WILLIAM & LINDA BURBANK**

**731-2011**     Trudeau – Heather:     Resolved that the Public Hearing on Variation Order Application No. VO #29-11 be opened.

Carried.

**DELEGATION –VARIATION ORDER APPLICATION NO. VO #29-11**

**732-2011**     At 8:00 p.m.; the time specified in the Notice to be circulated; Council conducted the Public Hearing on Variation Order Application No. VO #29-11 to vary the height and location of a proposed Accessory Building measuring approximately 40’ x 48’ for the purpose of storing equipment and building materials for a future single family dwelling.  
William Burbank; Owner & Applicant attended the Delegation Chair in support of the Application.  
No other correspondence or communication was received to date.

**CLOSE OF PUBLIC HEARING –VARIATION ORDER APPLICATION NO. VO #29-11**

**733-2011**     Trudeau – Heather:     Resolved that The Public Hearing on Variation Order Application No. VO #29-11 be closed.

Carried.

**COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. VO #29-11 (PCLS A/D; PLAN 47696 IN PT. FRACTIONAL SECTIONS 1, 2, 11 & 12-9-5E); WILLIAM & LINDA BURBANK**

**734-2011**     Heather – Deschambault:     Resolved that Council APPROVE the Application as applied for subject to the following conditions:

-All Building Permits be obtained from the Municipal Building Inspector prior to the construction of the Accessory Building.

Carried.

**OPEN OF PUBLIC HEARING –VARIATION ORDER APPLICATION NO. VO #30-11 (PCL D, PLAN 13806 IN PT. SE¼ OF SECTION 34-8-4E); BRIAN & CARLA REIMER**

**735-2011**     Trudeau – Deschambault:     Resolved that the Public Hearing on Variation Order Application No. VO #30-11 be opened.

Carried.

**DELEGATION –VARIATION ORDER APPLICATION NO. VO #30-11**

**736-2011**     At 8:10 p.m.; the time specified in the Notice to be circulated; Council conducted the Public Hearing on Variation Order Application No. VO #30-11 to vary the front yard distance for a proposed Single Family Dwelling with attached garage measuring approximately 2,400 square feet and to vary the side yard distance and height for a proposed Accessory Building (shop) measuring approximately 40’ x 50’ to be used for personal use.

August 16<sup>th</sup>, 2011.

Brian Reimer; Owner & Applicant attended the Delegation Chair in support of the Application.  
No other correspondence or communication was received to date.

**CLOSE OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #30-11**

**737-2011** Trudeau – Deschambault: Resolved that The Public Hearing on Variation Order Application No. VO #30-11 be closed.

**Carried.**

**OPEN OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #31-11 (LOT 2, PLAN 37308 IN PT. RL 86/87); PATRICK & AMY HAWKINS-BOWMAN**

**738-2011** Trudeau – Heather: Resolved that the Public Hearing on Variation Order Application No. VO #31-11 be opened.

**Carried.**

**DELEGATION – VARIATION ORDER APPLICATION NO. VO #31-11**

**739-2011** At 8:20 p.m.; the time specified in the Notice to be circulated; Council conducted the Public Hearing on Variation Order Application No. VO #31-11 to vary the location and height on a proposed Accessory Building measuring approximately 40 ft. x 70 ft. for the purpose of storing building material and personal equipment for the future construction of a Single Family Dwelling.

Patrick Hawkins-Bowman; Owner & Applicant attended the Delegation Chair in support of the Application.  
No other correspondence or communication was received to date.

**CLOSE OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #31-11**

**740-2011** Trudeau – Heather: Resolved that The Public Hearing on Variation Order Application No. VO #31-11 be closed.

**Carried.**

**COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. VO #31-11 (LOT 2, PLAN 37308 IN PT. RL 86/87); PATRICK & AMY HAWKINS-BOWMAN**

**741-2011** Heather – Trudeau: Resolved that Council APPROVE the Application as applied for subject to the following conditions:

-All Building Permits be obtained from the Municipal Building Inspector prior to the construction of the Accessory Building.

**Carried.**

**COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. VO #30-11 (PCLS A, PLAN 13806 IN PT. SE¼ OF SECTION 34-8-4E); BRIAN & CARLA REIMER**

**742-2011** Trudeau – Stein: Resolved that Council APPROVE the Application subject to the following conditions:

- The Owners/Applicants maintain a minimum front yard distance of 100 feet from the proposed Single Family Dwelling with attached garage to the front yard property site line, and;

August 16<sup>th</sup>, 2011.

-All Building Permits be obtained from the Municipal Building Inspector prior to the construction of the Single Family Dwelling and Accessory Building.

**Carried.**

**OPEN OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #32-11 (LOT 55, PLAN 4940-1298 DAWSON ROAD IN LUD OF LORETTE); LES ENTREPRISES JUBINVILLE-OWNERS & TACHE COMMUNITY DAY CARE-APPLICANTS**

**743-2011** **Trudeau – Heather:** Resolved that the Public Hearing on Conditional Use Application No. CU #32-11 be opened.

**Carried.**

**DELEGATION – CONDITIONAL USE APPLICATION NO. CU #32-11**

**744-2011** At 8:30 p.m.; the time specified in the Notice to be circulated; Council conducted the Public Hearing on Conditional Use Application No. CU #32-11 to establish a Day Care Service in an existing building that currently facilitates recreational activity.

Melissa Marion; Representative for Tache Community Day Care attended the Delegation Chair in support of the Application.

The Lorette LUD Committee at their Regular Meeting held August 2<sup>nd</sup>, 2011 recommended Council Approve as applied for.

No other correspondence or communication was received.

**CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #32-11**

**745-2011** **Trudeau – Heather:** Resolved that the Public Hearing on Conditional Use Application No. CU #32-11 be closed.

**Carried.**

**COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION NO. CU #32-11 (LOT 55, PLAN 4940-1298 DAWSON ROAD IN LUD OF LORETTE); LES ENTREPRISES JUBINVILLE-OWNERS & TACHE COMMUNITY DAY CARE-APPLICANTS**

**746-2011** **Deschambault – Heather:** Resolved that Council **APPROVE** Conditional Use Application No. CU #32-11 as applied for.

**Carried.**

**OPEN OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #33-11 (NAKIA VAN EASTON; APPLICANT P/F JEAN PIERRE FONTAINE; OWNER)-PT. NW ¼ OF SECTION 24-9-5E**

**747-2011** **Trudeau – Stein:** Resolved that the Public Hearing on Conditional Use Application No. CU #33-11 be opened.

**Carried.**

**DELEGATION – CONDITIONAL USE APPLICATION NO. CU #33-11**

**748-2011** At 8:40 p.m.; the time specified in the Notice required to be circulated; Council conducted the Public Hearing on Conditional Use Application No. CU #33-11 for the purpose of placing a

August 16<sup>th</sup>, 2011.

brand new RTM (Ready to Move) Home providing residency to the Applicant.

Jason Martins; Spouse to the Applicant attended the Delegation Chair in support of the Application.

Ron Wiebe; Owner & Resident of 51074 MUN 29E attended the Delegation Chair OBJECTING to the Application.

Jason Martins re-attended the Delegation Chair continuing his support on the Application.

No other communication or correspondence was received.

**CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #33-11**

**749-2011** Trudeau – Heather: Resolved that the Public Hearing on Conditional Use Application No. CU #33-11 be closed.

**Carried.**

**OPEN OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #34-11 (SHARON TURNER; OWNER & APPLICANT)-PT. NW ¼ OF SECTION 34-8-4E**

**750-2011** Trudeau – Stein: Resolved that the Public Hearing on Conditional Use Application No. CU #34-11 be opened.

**Carried.**

**DELEGATION – CONDITIONAL USE APPLICATION NO. CU #34-11**

**751-2011** At 8:50 p.m.; the time specified in the Notice required to be circulated; Council conducted the Public Hearing on Conditional Use Application No. CU #34-11 for the purpose of replacing a Mobile Home with a brand new Modular Home providing residency to the Owner/Applicant.

Sharon Turner; Owner/Applicant attended the Delegation Chair in support of the Application.

No other communication or correspondence was received.

**CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #34-11**

**752-2011** Trudeau – Rivard: Resolved that the Public Hearing on Conditional Use Application No. CU #34-11 be closed.

**Carried.**

**COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION NO. CU #34-11 (SHARON TURNER; OWNER & APPLICANT)-PT. NW ¼ OF SECTION 34-8-4E**

**753-2011** Trudeau – Rivard: Resolved that Council APPROVE Conditional Use Application No. CU #33-11 as applied for subject to the following conditions:

- All necessary Building permits be obtained from the Municipal Building Inspector prior to the placement of the Modular Home.

**Carried.**

**COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION NO. CU #33-11 (NAKIA VAN EASTON; APPLICANT P/F JEAN PIERRE FONTAINE; OWNER)-PT. NW ¼ OF SECTION 24-9-5E**

**754-2011** Heather – Deschambault: Resolved that Council APPROVE

August 16<sup>th</sup>, 2011.

Conditional Use Application No. CU #33-11 as applied for subject to the following conditions:

- All necessary Building permits be obtained from the Municipal Building Inspector prior to the placement of the RTM.

**Carried.**

**OPEN OF PUBLIC HEARING – SUBDIVISION FILE NO. 4194-2011-5333 (PT. RL 51/52); LORETTE HOLDINGS LTD.-OWNER & CASABLANCA HOMES LTD.-APPLICANT**

**755-2011** Trudeau – Deschambault: Resolved that the Public Hearing on Subdivision File No. 4194-2011-5333 be opened.

**Carried.**

**DELEGATION – SUBDIVISION FILE NO. 4194-2011-5333 (PT. RL 51/52)**

**756-2011** At 9:00 p.m.; the time specified in the Notice required to be circulated; Council conducted the Public Hearing on Subdivision Application File No. 4194-2011-5333 for the purpose of subdividing approximately 18.03 Acres from a parcel of land currently measuring 125.63 Acres allowing the Applicants to continue the Multi Residential Lot Subdivision Proposal under File No. 4194-2011-5202 that has currently been placed on hold.

Representatives Nancy (Toews) Buchheim & Alvin Kleinsausser from Casablanca Homes Ltd. along with Ross Mitchell; Engineer from Dillon Consulting attended the Delegation Chair in support of the Application.

The Lorette LUD Committee at their Regular Meeting held August 2<sup>nd</sup>, 2011 had no concerns with the proposal and recommended Council Approve as applied for.

Cameron Fox; Owner & Resident of 248 Gagnon Blvd attended the Delegation Chair addressing concerns with drainage in the area.

No comments have been received from the Provincial Departments at this time but will be in fact be incorporated with the Letter of Conditional Approval from Regional & Planning Branch.

No other correspondence or communication was received.

**CLOSE OF PUBLIC HEARING – SUBDIVISION FILE NO. 4194-2011-5333 (PT. RL 51/52-LUD LORETTE)**

**757-2011** Trudeau – Stein: Resolved that the Public Hearing on Subdivision File No. 4194-2011-5333 be closed.

**Carried.**

**COUNCIL DISPOSITION – SUBDIVISION FILE NO. 4194-2011-5333 (PT. RL 51/52); LORETTE HOLDINGS LTD.-OWNER & CASABLANCA HOMES LTD.-APPLICANT**

**758-2011** Deschambault – Stein: Resolved that Council **APPROVE** Subdivision File No. 4194-2011-5333 subject to the following conditions:

- Dedication Fee in the amount of \$5,500.00 be paid to the Municipality for the creation of the 18 Acre parcel located in the LUD of Lorette.

**Carried.**



August 16<sup>th</sup>, 2011.

**OPEN OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #35-11 (LOT 7, PLAN 51123 IN PT. RL 41); GORDON & LYNNE RICHTER**

**759-2011** Trudeau – Heather: Resolved that the Public Hearing on Variation Order Application No. VO #35-11 be opened.

**Carried.**

**DELEGATION – VARIATION ORDER APPLICATION NO. VO #35-11**

**760-2011** At 9:10 p.m.; the time specified in the Notice to be circulated; Council conducted the Public Hearing on Variation Order Application No. VO #35-11 to vary the height of a proposed Accessory Building measuring approximately 33' x 40' for the purpose of providing the Applicants temporary residency and storage of building materials for a future single family dwelling.  
Gordon & Lynne Richter; Applicants attended the Delegation Chair in support of the Application.  
No other correspondence or communication was received to date.

**CLOSE OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #35-11**

**761-2011** Trudeau – Heather: Resolved that The Public Hearing on Variation Order Application No. VO #35-11 be closed.

**Carried.**

**COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. VO #35-11 (LOT 7, PLAN 51123 IN PT. RL 41); GORDON & LYNNE RICHTER**

**762-2011** Heather – Rivard: Resolved that Council APPROVE Variation Order Application No. VO #35-11 as applied for subject to the following conditions:

- The Developers complete the road construction (Akins Drive) prior to issuing a Building Permit;
- The location of the Proposed Accessory Building/Temporary Residence maintain the R.M. of Tache Zoning By-law yard distance requirements, and;
- All Building Permits be obtained from the Municipal Building Inspector prior to the construction of the Accessory Building.

**Carried.**

**DELEGATION – KURT BRADEN (GARDEN SUITE PROVINCIAL GRANT)**

**763-2011** At 9:20 p.m.; Kurt Braden, Owner and Resident of Lot 2, Plan 50032 attended the Delegation Chair requesting Council's consideration to allow for a Garden Suite to be established within his newly constructed Single Family Dwelling.  
Council has been advised that the Provincial Government has grant monies in place assisting property owners who are considering establishing Garden Suites for family members.  
Council informed Mr. Braden that The R.M. of Tache Zoning By-law addresses the establishment of Garden Suites on properties through a Conditional Use process defining that the Garden Suites are separate living quarters from the main dwelling and also that the facility be removed when no longer needed.

**IN CAMERA**

**764-2011** Trudeau – Rivard: Resolved that Council convene in camera as

August 16<sup>th</sup>, 2011.

Committee of the Whole.

Carried.

**IN CAMERA MEETING**

**765-2011** Council convened in camera to discuss Legal and Municipal Insurance matters.

**OUT OF CAMERA**

**766-2011** **Deschambault – Trudeau:** Resolved that the In Camera Meeting be closed and the Committee of the Whole report back to the Council Meeting.

Carried.

**Mayor Danylchuk removed himself from the Chair.**  
**Councillor Trudeau assumed his duties as Deputy Mayor and took the Chair.**

**COUNCIL DISPOSITION – VARIATION ORDER APPLICATION  
NO. VO #25-11 (LOT 42, PLAN 4940 @ 1234 DAWSON ROAD IN  
LUD OF LORETTE)-5787913 MANITOBA LTD.; ROBERT PLETT  
Heather – Stein:**

**767-2011** Resolved that Council acknowledge the initial recommendation of the Lorette LUD Committee and **DENY** Variation Order Application No. VO #25-11 as applied for.

Carried.

**Deputy Mayor Trudeau left the Chair resuming his duties as Councillor.**  
**Mayor Danylchuk resumed his duties as Chairperson.**

**ADJOURNMENT**

**768-2011** **Trudeau – Rivard:** Resolved that the meeting be adjourned the hour being 10:30 p.m.

Carried.

\_\_\_\_\_  
**William Danylchuk,**  
**Mayor.**

\_\_\_\_\_  
**Daniel Poersch,**  
**Chief Administrative Officer.**

\_\_\_\_\_  
**Jacques Trudeau,**  
**Deputy Mayor.**