

**MINUTES OF THE REGULAR COUNCIL, DEVELOPMENT AND PLANNING MEETING HELD IN THE COUNCIL CHAMBERS OF THE RURAL MUNICIPALITY OF TACHÉ IN LORETTE, MANITOBA ON NOVEMBER 10<sup>TH</sup>, 2011 AT 7:00 P.M.**

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

**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**

**1004-2011** **Trudeau – Stein:** Resolved that this Meeting's Agenda be adopted as amended.

**Carried.**

**MUNICIPAL BOARD HEARING – SUBDIVISION FILE NO. 4194-2005-4139 (DECEMBER 9<sup>TH</sup>, 2011)**

**1005-2011** **Koop – Rivard:** Whereas an upcoming Municipal Board Hearing relating to Subdivision File No. 4194-2005-4139 Appeal will be conducted at the Municipal Office on December 9<sup>th</sup>, 2011;  
Resolved that Councillor Trudeau attend the upcoming Municipal Board Hearing as representative for the R.M. of Tache.

**Carried.**

**VARIATION ORDER APPLICATION NO. VO #61-10 (EXTENSION REQUEST)-121 PRAIRIE VIEW BAY; LANDMARK**

**1006-2011** **Koop – Trudeau:** Resolved that Council acknowledge and authorize **APPROVAL** for a 12 month extension request on Variation Order Application No. VO #61-10.

**Carried.**

**CONDITIONAL USE APPLICATION NO. CU #63-10 (EXTENSION REQUEST)-PT. NE ¼ OF SECTION 29-9-5E**

**1007-2011** **Stein – Menard:** Resolved that Council acknowledge and authorize **APPROVAL** for a 12 month extension request on Conditional Use Application No. CU #63-10.

**Carried.**

**NOTICE OF PUBLIC HEARING – R.M. OF RITCHOT RELOCATION AND PARTIAL CLOSING OF A PUBLIC ROAD; BARTMANOVICH ROAD**

**1008-2011** **Trudeau – Rivard:** Resolved that Council have no concerns with the Relocation and partial closing of Bartmanovich Road located in the R.M. of Ritchot.

**Carried.**

November 10<sup>th</sup>, 2011.

**MUNICIPAL OFFICE/LIBRARY**

**1009-2011** Council reviewed the various proposals submitted by LM Architectures and further deliberated on the various proposals.

**BRIDGE MATERIAL PURCHASE**

**1010-2011** **Menard – Stein:** Resolved that Council authorize for the purchase of Bridge Material + Hardware from Star Builders totalling a cost of \$8,217.30 + GST to re-deck the Poirier Road Bridge.

**Carried.**

**DELEGATION – VICTOR/SIMON SCHELING (PT NW ¼ OF SECTION 36-9-4E)-CONTAINER**

**1011-2011** At 7:15 p.m. Victor & Simon Scheling; Owners of Pt. NW ¼ of Section 36-9-4E attended the Delegation Chair informing Council that the Container is on the property for the purpose of storing personal and building material during the construction of a Single Family Dwelling on the property. The Delegates are requesting Councils permission to maintain the use of a Container.  
The Owners were advised that Council Approval must be granted for the placement of containers on Agriculture Land.

**COUNCIL DISPOSITION – CONTAINER (PT. NW ¼ OF SECTION 36-9-4E)**

**1012-2011** **Menard - Trudeau:** Resolved that Council **APPROVE** the Owners request to maintain the use of the Container on the property legally described as Pt. NW ¼ of Section 36-9-4E for the purpose of storing material during the construction of a New Single Family Dwelling to a date no later than August 31<sup>st</sup>, 2012, and;  
Be It Further Resolved that if additional time is required for the use of the container further approval of Council will be required.

**Carried.**

**MUN 53N PROJECT**

**1013-2011** An updated report was presented to Council by Councillor Heather on the MUN 53N Project.

**CORRESPONDENCE & COMMUNICATIONS**

<b>1014-2011</b>	<u><b>Writer</b></u>	<u><b>Subject</b></u>	<u><b>Disposition</b></u>
	Minister of Local Gov't	2012 Manitoba Planning Excellence Awards Program	rec'd as info.

**OPEN OF PUBLIC HEARING –VARIATION ORDER APPLICATION NO. VO #43-11 (LOT 1, PLAN 22460 IN LUD OF LANDMARK); CHERYL TERMEER**

**1015-2011** **Trudeau – Koop:** Resolved that the Public Hearing on Variation Order Application No. VO #43-11 be opened.

**Carried.**

**DELEGATION –VARIATION ORDER APPLICATION NO. VO #43-11**

**1016-2011** At 7:30 p.m.; the time specified in the Notice to be circulated; Council conducted the Public Hearing on Variation Order Application No. VO #43-11 to vary the south side yard distance to approximately 5 feet and the rear yard distance to

November 10<sup>th</sup>, 2011.

approximately 5 feet for the purpose of constructing an Accessory Building that will measure approximately 20' x 24' (Detached Garage) for personal use.

Cheryl Termeer; Owner & Applicant attended the Delegation Chair in support of the Application.

The LUD of Landmark Committee at their November 7<sup>th</sup>, 2011 Meeting addressed no concerns and recommended Council Approve the Application as applied for.

No other correspondence or communication was received to date.

**CLOSE OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #43-11**

**1017-2011** **Trudeau – Deschambault:** Resolved that The Public Hearing on Variation Order Application No. VO #43-11 be closed.

**Carried.**

**COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. VO #43-11 (LOT 1, PLAN 22460 IN LUD OF LANDMARK); CHERYL TERMEER**

**1018-2011** **Koop – Menard:** Resolved that Council **APPROVE** the Application subject to the following conditions:

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

**Carried.**

**AMM – COURSE**

**1019-2011** **Koop – Menard:** Resolved that Council authorize for the enrolment of Councillors Trudeau & Koop to attend a Course being hosted at the AMM Convention, and;  
Be It Further Resolved that enrolment costs be paid.

**Carried.**

**OPEN OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #44-11 (LOT 1, PLAN 50530 IN PT. RL 71)- ROBERT & CLAUDETTE VAN BERKEL**

**1020-2011** **Trudeau – Stein:** Resolved that the Public Hearing on Conditional Use Application No. CU #44-11 be opened.

**Carried.**

**DELEGATION – CONDITIONAL USE APPLICATION NO. CU #44-11**

**1021-2011** At 7:40 p.m.; the time specified in the Notice to be circulated; Council conducted the Public Hearing on Conditional Use Application No. CU #44-11 to allow for the placement of a Brand New RTM providing personal residency for the Owners of the Property.

Robert & Claudette Van Berkel attended the Delegation Chair in support of the Application.

No other correspondence or communication has been received to date.

**CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #44-11**

**1022-2011** **Trudeau – Heather:** Resolved that the Public Hearing on

November 10<sup>th</sup>, 2011.

Conditional Use Application No. CU #44-11 be closed.

Carried.

**COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION  
NO. CU #44-11 (LOT 1, PLAN 50530 IN PT. RL 71)-ROBERT &  
CLAUDETTE VAN BERKEL**

**1023-2011**     **Koop – Menard:**                      Resolved that Council **APPROVE** CU #44-11 subject to the following conditions:

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

Carried.

**OPEN OF PUBLIC HEARING –SUBDIVISION APPLICATION  
FILE NO. 4194-2011-5354 (ORG. LOT 2, PLAN 51300 IN PT. SE¼  
OF SECTION 9-8-5E); ARTHUR & MARTHA ADAIR (OWNERS &  
APPLICANTS)**

**1024-2011**     **Trudeau – Heather:**                      Resolved that the Public Hearing on Subdivision Application File No. 4194-2011-5354 be opened.

Carried.

**DELEGATION – SUBDIVISION APPLICATION FILE NO. 4194-  
2011-5354**

**1025-2011**    At 7:50 p.m.; the time specified in the Notice required to be circulated; Council conducted the Public Hearing on Subdivision Application File No. 4194-2011-5354 to subdivide an existing parcel of land currently measuring 4.74 Acres into 2 separate holdings. Proposed Lot 1 will measure approximately 2 Acres in site area with an approximate site width of 207 feet. Proposed Lot 2 will measure approximately 2.74 Acres with an approximate site width of 248 feet (maintaining the existing Dwelling and Accessory Buildings).

Arthur & Martha Adair; Owners & Applicants attended the Delegation Chair in support of the Application.

The following comments were received from the various Provincial Departments:

- Community Planning Services:                      No concerns.
- Manitoba Conservation:                                      No concerns.
- Infrastructure & Transportation:                                      No concerns.
- Shaw Cable:    No concerns.

No other communication or correspondence was received.

**CLOSE OF PUBLIC HEARING – SUBDIVISION APPLICATION  
FILE NO. 4194-2011-5354**

**1026-2011**     **Deschambault – Heather:**                      Resolved that the Public Hearing on Subdivision Application File No. 4194-2011-5354 be closed.

Carried.

**COUNCIL DISPOSITION – SUBDIVISION APPLICATION FILE  
NO. 4194-2011-5354 (ORG. LOT 2, PLAN 51300 IN PT. SE¼ OF  
SECTION 9-8-5E); ARTHUR & MARTHA ADAIR (OWNERS &  
APPLICANTS)**

**1027-2011**     **Trudeau – Stein:**                                      Resolved that Council **APPROVE**

November 10<sup>th</sup>, 2011.

Subdivision Application File No. 4194-2011-5354 subject to the following conditions:

- A Building Location Certificate be prepared by a Manitoba Land Surveyor addressing yard distances from all structures and waste water facilities to the newly proposed lot lines;
- If warranted by the Building Location Certificate Variation Order Applications be applied for; and
- Dedication Fees in the amount of \$3,500.00 for the creation of 1 additional residential lot be paid to the Municipality.

Carried.

**1028-2011**      **OPEN OF PUBLIC HEARING –SUBDIVISION APPLICATION FILE NO. 4194-2011-5359 (FRAC. PT. NE¼ OF SECTION 12-9-5E); JACQUES & SIMONE ST. PIERRE (OWNERS & APPLICANTS) Trudeau – Deschambault:** Resolved that the Public Hearing on Subdivision Application File No. 4194-2011-5354 be opened.

Carried.

**1029-2011**      **DELEGATION – SUBDIVISION APPLICATION FILE NO. 4194-2011-5359**  
At 8:00 p.m.; the time specified in the Notice required to be circulated; Council conducted the Public Hearing on Subdivision Application File No. 4194-2011-5359 to subdivide an existing parcel of land currently measuring 7.03 Acres into 2 separate holdings. Proposed Lot 1 will measure approximately 2.62 Acres in site area with an approximate site width of 200 feet. Proposed Lot 2 will measure approximately 4.41 Acres with an approximate site width of 281 feet (maintaining the existing Dwelling and Accessory Buildings). Jacques St. Pierre; Owners & Applicants attended the Delegation Chair in support of the Application. The following comments were received from the various Provincial Departments:

- |                                    |                          |
|------------------------------------|--------------------------|
| - Community Planning Services:     | No concerns.             |
| - Manitoba Conservation:           | No concerns.             |
| - Infrastructure & Transportation: | No concerns.             |
| - Shaw Cable:                      | Do not service property. |
| - Manitoba Water Stewardship:      | No comment to date.      |

No other communication or correspondence was received.

**1030-2011**      **CLOSE OF PUBLIC HEARING – SUBDIVISION APPLICATION FILE NO. 4194-2011-5359 Heather – Trudeau:** Resolved that the Public Hearing on Subdivision Application File No. 4194-2011-5359 be closed.

Carried.

**1031-2011**      **COUNCIL DISPOSITION – SUBDIVISION APPLICATION FILE NO. 4194-2011-5359 (FRAC. PT. NE¼ OF SECTION 12-9-5E); JACQUES & SIMONE ST. PIERRE (OWNERS & APPLICANTS) Heather – Stein:** Resolved that Council **APPROVE** Subdivision Application File No. 4194-2011-5359 subject to the following conditions:

- Carried.**

**Carried.**

**Carried.**

**Carried.**

**Carried.**

**1037-2011** At 8:20 p.m.; the time specified in the Notice required to be circulated; Council conducted the Public Hearing on Subdivision Application File No. 4194-2011-5355 to realign the boundary between 2 adjacent parcels of land that have shared ownership.

November 10<sup>th</sup>, 2011.

No formal representation was made at the Public Hearing.

The following comments were received from the various Provincial Departments:

- Community Planning Services: No concerns.
- Manitoba Conservation: Require that the onsite wastewater management systems conform to their regulations. Also require written clarification with respect to the existing livestock operation addressing storage facilities, manure composting sites and confined livestock areas holding more than 10 Animal Units. Otherwise no concerns.
- Infrastructure & Transportation: No concerns.
- Manitoba Agriculture, Food & Rural Initiatives: No concerns.
- Mines Branch: No concerns.
- Manitoba Water Stewardship: No concerns.

No other communication or correspondence was received.

**CLOSE OF PUBLIC HEARING – SUBDIVISION APPLICATION FILE NO. 4194-2011-5355**

**1038-2011** Trudeau – Deschambault: Resolved that the Public Hearing on Subdivision Application File No. 4194-2011-5355 be closed.

**Carried.**

**COUNCIL DISPOSITION – SUBDIVISION APPLICATION FILE NO. 4194-2011-5355 (PT. NW ¼ OF SECTION 10-8-4E); TRIPLE C FARMS INC.; GRAEME & THERESA BUYS AND LLOYD & RUTH REMPEL(OWNERS & APPLICANTS)**

**1039-2011** Trudeau – Menard: Resolved that Council APPROVE Subdivision Application File No. 4194-2011-5355 subject to the following conditions:

- A Building Location Certificate be prepared by a Manitoba Land Surveyor addressing yard distances from all structures and waste water facilities to the newly proposed lot lines;
- If warranted by the Building Location Certificate Variation Order Applications be applied for; and
- A Variation Order Application be applied for to vary the residual portion from the requirement of 80 Acres to approximately 75 Acres.

**Carried.**

**OPEN OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #46-11 (LOT 2, PLAN 37661 IN PT. SE ¼ OF SECTION 22-9-5E)-EDWARD ZUREK/MARGARET BROWN**

**1040-2011** Trudeau – Heather: Resolved that the Public Hearing on

November 10<sup>th</sup>, 2011.

Conditional Use Application No. CU #46-11 be opened.

**Carried.**

**DELEGATION – CONDITIONAL USE APPLICATION NO. CU #46-11**

- 1041-2011

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 #46-11 to allow for the placement of an Older RTM providing personal residency for the Owners of the Property.  
Edward Zurek; Owner & Applicant attended the Delegation Chair in support of the Application.  
Jean-Luc Boulloigne; Owner and Resident of 51046 PR #206 attended the Delegation Chair not objecting to the placement of an RTM but addressing concerns with drainage.  
Ginette Pelletier; Owner & Resident of 51046 PR #206 attended the Delegation Chair also addressing her concerns with the ongoing drainage issues.  
Jill Cannon; Owner and Resident of 51036 PR #206 attended the Delegation Chair not objecting to the placement of an RTM however addressed her concerns with drainage and potential future development of the land creating further drainage issues.  
Bradly Patenaude; Owner and Resident of 51036 PR #206 attended the Delegation Chair also addressing drainage concerns.  
No other correspondence or communication has been received to date.

**CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. CU #46-11**

- 1042-2011

**Trudeau – Heather:** Resolved that the Public Hearing on Conditional Use Application No. CU #46-11 be closed.

**Carried.**

**COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION NO. CU #46-11 (LOT 2, PLAN 37661 IN PT. SE ¼ OF SECTION 22-9-5E)-EDWARD ZUREK/MARGARET BROWN**

- 1043-2011

**Heather – Stein:** Resolved that Council **APPROVE** CU #46-11 subject to the following conditions:

- An onsite inspection of the RTM be conducted by the Building Inspector prior to the placement of the Structure on the property; and
- All Building Permits be obtained from the Municipal Building Inspector for the Structure.

**Carried.**

**OPEN OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #47-11 (IN PT. NW ¼ OF SECTION 15-9-4E); DARREN & JULIEANNA BAGGLEY**

- 1044-2011

**Trudeau – Menard:** Resolved that the Public Hearing on Variation Order Application VO #47-11 be opened.

**Carried.**

**DELEGATION – VARIATION ORDER APPLICATION NO. VO #47-11**

- 1045-2011

At 8:40 p.m., the time specified in the Notice required to be circulated; Council conducted the Public



November 10<sup>th</sup>, 2011.

Hearing on Variation Order Application No. VO #47-11 to vary the maximum height requirement of 15 feet to approximately 21 feet for a Proposed Accessory Building (measuring approximately 30’ x 36’ shop) for personal use.

No formal representation was made at the Public Hearing.

No communication or correspondence was received.

**CLOSE OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. VO #47-11**

**1046-2011**     **Trudeau – Menard:**     Resolved that the Public Hearing on Variation Order Application No. VO #47-11 be closed.

**Carried.**

**COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. VO #47-11 (IN PT. NW ¼ OF SECTION 15-9-4E); DARREN & JULIEANNA BAGGLEY**

**1047-2011**     **Menard – Trudeau:**     Resolved that Council **APPROVE** Variation Order Application No. VO #47-11 subject to the following conditions:

- That all building permits be obtained from the Municipal Building Inspector prior to construction of the Accessory Building.

**Carried.**

**DELEGATION – MVP DEVELOPMENTS INC.; MATT AKINS & VIC BLACK (ROAD CONSTRUCTION MATTERS)**

**1048-2011**     At 8:50 p.m.; Matt Akins and Vic Black of MVP Developments Inc. attended the Delegation Chair reporting to Council the remediation process with respect to the road construction deficiencies in the MVP multi lot development.

**ADJOURNMENT**

**1049-2011**     **Trudeau – Menard:**     Resolved that the meeting be adjourned the hour being 9:00 p.m.

**Carried.**

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**William Danylchuk,**  
**Mayor.**

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