

MINUTES OF THE REGULAR COUNCIL, DEVELOPMENT AND PLANNING MEETING HELD IN THE COUNCIL CHAMBERS OF THE RURAL MUNICIPALITY OF TACHÉ IN LORETTE, MANITOBA ON DECEMBER 10TH, 2009 AT 7:00 P.M.

MEMBERS PRESENT: Mayor Danylchuk, Councillors Trudeau, Menard, Deschambault, McLennan & Rivard.

Councillor Tardiff arrived attending the Meeting at 7:08 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

1183-2009 Trudeau – McLennan: Resolved that this Meeting's Agenda be adopted as amended.

Carried.

ABSENCE OF COUNCIL MEMBER

1184-2009 Trudeau – Rivard: Resolved that Councillor Koop be excused from participating in the scheduled Public Hearings at this Regular Development & Planning Meeting.

Carried.

BY-LAW NO. 17-2009 – LIVESTOCK OPERATION POLICY (1ST READING)

1185-2009 Trudeau – Deschambault: Resolved that By-law No. 17-2009 being a Livestock Operation Policy be introduced and be given 1st Reading.

Carried.

NOTICE OF PUBLIC HEARING – R.M. OF SPRINGFIELD BY-LAW #09-24 (DEVELOPMENT PLAN AMENDMENT) PT. NW ¼ OF SECTION 15-11-5E

1186-2009 McLennan – Menard: Resolved that Council have no concerns with the R.M. of Springfield By-law No. 09-24; being a Development Plan Amendment By-law to redesignate an area legally described Pt. NW ¼ of Section 15-11-5 EPM from "Agricultural Preserve Area" to "Commercial".

Carried.

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NOTICE OF PUBLIC HEARING – R.M. OF SPRINGFIELD BY-LAW #09-28 (DEVELOPMENT PLAN AMENDMENT) PT. NW ¼ OF SECTION 15-11-5E

1187-2009

McLennan – Menard: Resolved that Council have no concerns with the R.M. of Springfield By-law No. 09-28; being a Development Plan Amendment By-law to redesignate an area legally described Pt. NW ¼ of Section 15-11-5 EPM from “Agricultural Preserve Area” to “Institutional”.

Carried.

Councillor Tardiff attended the Meeting at 7:08 p.m.

DELEGATION – A. BRIAN PLETT (SUBDIVISION FILE NO. 4194-2005-4133); REVISION

1188-2009

At 7:10 p.m.; Brian Plett; Owner and Applicant along with Paul Warkentin; Representative attended the Delegation Chair to discuss with Council the revised Subdivision Proposal that has been received from The Community Planning Services Branch.

Community Planning Services Branch circulated the revision to the various Provincial Departments and the following comments were received:

Community Planning Services Branch:

No objection.

Manitoba Infrastructure & Transportation:

Recommend the Applicant provide the Regional Technical Engineer in written Assurance information that the Proposal will not have any adverse effect on the nearby Provincial Highway Drainage System.

Manitoba Conservation

No concerns.

Water Stewardship

May require to obtain a Water Rights License. Also make recommendation that verification be provided to the Municipality assuring that the water and sewer system capacity will accommodate the multi lot proposal.

MTS Allstream

No comment.

Culture, Heritage & Tourism

No comment.

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COUNCIL DISPOSITION – SUBDIVISION FILE NO. 4194-2005-4133 (PT. NW ¼ OF SECTION 14-8-5E); LUD LANDMARK – A. BRIAN PLETT

1189-2009

Deschambault – Menard: Whereas the Owner/Applicant has made revision to the initial Subdivision Proposal; and
Whereas the LUD of Landmark Committee has no concerns with the revised Proposal and recommend Council approve;

Resolved that Council **APPROVE** the revision to Subdivision File No. 4194-2005-4133 as submitted by The Provincial Planning Services Branch subject to the following conditions:

- The Applicant provide the Municipality with a Survey conducted by a Manitoba Land Surveyor identifying measurements of all Proposed Lots;
- If warranted by the Plan of Subdivision Survey that the Proposed Lots do not meet the lot size requirements of the R.M. of Tache Zoning By-law; the Owner/Applicant apply for a Variation Order Application;
- The Public Roadway entering into the Development be built to the LUD of Landmark/R.M. of Tache Road Standards;
- The Owner/Applicant submit Road Name Selections for the Committee/Council’s perusal and Approval;
- A Lighting Design Plan for the installation of Luminaires be submitted to the R.M. of Tache for approval (Minimum 3-100 Watt lights);
- A Development Agreement be entered into between all parties affected outlining Infrastructure Works, Roads, Lighting, Signage, Drainage Works, Letter of Credit, and any other miscellaneous issues Council deems significant; and
- Dedication Fees in the amount of \$111,000.00 be paid to the R.M. of Tache for the creation of 37 additional Residential Lots (37 x \$3,000.00).

Carried.

EQUIPMENT PURCHASE (PACKER/ROLLER)

1190-2009

Trudeau – Deschambault: Whereas the Public Works Manager has been requested to obtain costs for a buy out on the Grader Packer/Roller that has been currently used on a rental basis, and;

Whereas a quote has been received from Handy Hitch MFG. INC. for Council’s perusal/consideration;

Resolved that Council authorize for the purchase of One Packer/Roller including accessories at a cost of \$13,335.80 + all applicable taxes.

Carried.

OPEN OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. C.U. #55-09 (IN PT. SW ¼ OF SECTION 9-9-7E) – EDUARD LUPP & JULIA MATIS; OWNERS & APPLICANTS

1191-2009

Trudeau – McLennan: Resolved that the Public Hearing on Conditional Use Application No. C.U. #55-09 be opened.

Carried.

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DELEGATION – CONDITIONAL USE APPLICATION NO. C.U. #55-09

1192-2009

At 7:30 p.m., the time specified in the Notice, Council conducted the Public Hearing on Conditional Use Application No. C.U. #55-09 to allow for the placement of a Mobile Home on Pt. SW ¼ of Section 9-9-7E for residency purposes.

Eduard Lupp; Owner & Applicant attended the Delegation Chair in support of the Application.
Raymond Nolette resident of 38055 MUN 49N attended the Delegation Chair supporting the Application.
No other correspondence or communication was received.

CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. C.U. #55-09

1193-2009

Trudeau – McLennan: Resolved that the Public Hearing on Conditional Use Application No. C.U. #55-09 be closed.

Carried.

COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION NO. C.U. #55-09 (PT. SW ¼ OF SECTION 9-9-7E)- EDUARD LUPP & JULIA MATIS; OWNERS & APPLICANTS

1194-2009

Trudeau – Tardiff: Resolved that Council **APPROVE** Conditional Use Application No. C.U. #55-09 subject to the following conditions:

- Appropriate Building Permits be obtained from the R.M. of Tache Building Inspector prior to the placement of the Mobile Home; and
- The Mobile Home be placed on the property for a minimum period of 5 years with the ability to request for an extension.

Carried.

TERMS & CONDITIONS (CONDITIONAL USE APPLICATION NO. CU #37-03); CRAIG & AMANDA ELLIS

1195-2009

Trudeau – Deschambault: Whereas Conditional Use Application No. CU #37-03 for the placement of a Mobile Home was approved October 16th, 2003, and;
Whereas Council has set a condition that the Mobile Home be removed after a 4 year period of approval (with the exception to extend the approval for 2 additional 12 month periods), and;
Whereas no extension request has been submitted for the purpose;
Resolved that the Owner(s) attend a Council Meeting as a Delegation advising Council as to the status of the issue.

Carried.

TERMS & CONDITIONS (CONDITIONAL USE APPLICATION NO. CU #23-07); BARBARA GIESBRECHT (OWNER) & REGAN GIESBRECHT (APPLICANT) – LOT 2, PLAN NO. 45545 IN PT. SE ¼ OF SECTION 20-9-7E

1196-2009

Trudeau – Deschambault: Whereas Conditional Use Applica-

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tion No. CU #23-07 for the placement of a Mobile Home was approved September 13th, 2007, and;

Whereas Council has set a condition that the Mobile Home be removed after a 2 year period of approval (with the exception to extend the approval for 1 additional 12 month period), and;

Whereas no extension request has been submitted for the purpose;

Resolved that the Owner(s) & the Applicant(s) attend a Council Meeting as a Delegation advising Council as to the status of the issue.

Carried.

1197-2009

ROAD NAME SELECTION (SUBDIVISION FILE NO. 4194-2006-4344); ARNOLD & HOWARD REIMER

Trudeau – Tardiff: Whereas the following Road Name Suggestions were submitted respecting a Multi Lot Residential Subdivision:

Linden Bay;
Maple Bay; and
Prairie Bay;

Resolved that Council **APPROVE** Linden Bay as the name suggested for facilitating a Multi Lot Subdivision currently being processed under File No. 4194-2006-4344.

Carried.

1198-2009

OPEN OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. V.O. #56-09 (ORIGINALLY SP LOT 4, PLAN 16682 IN PT. NW ¼ OF SECTION 11-8-4E); KENNETH & ERNA MEILLEUR

Trudeau – McLennan: Resolved that the Public Hearing on Variation Order Application No. V.O. #56-09 be opened.

Carried.

1199-2009

DELEGATION – VARIATION ORDER APPLICATION NO. V.O. #56-09

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. V.O. #56-09 to vary the site width of Proposed Lots 1 & 2 and side yard distances of structures on Proposed Lot 1 of a Subdivision Application currently being processed by Community Planning Services Branch under File No. 4194-2008-4731.

Kenneth & Erna Meilleur; Owners and Applicants attended the Delegation Chair in support of the Application.

Alan Gullivan; Owner and Resident of 43129 MUN 22E attended the Delegation Chair **Objecting** to the Variation Order Application in respect to the Access location.

No other communication or correspondence was received.

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CLOSE OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. V.O. #56-09

1200-2009

Trudeau – McLennan: Resolved that the Public Hearing on Variation Order Application No. V.O. #56-09 be closed.

Carried.

CONTINUATION OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. C.U. #51-09 & VARIATION ORDER APPLICATION NO. V.O. #52-09; LEON REIMER (OWNER & APPLICANT) – PT. RL 56 LOCATED IN LUD LORETTE

1201-2009

Trudeau – Tardiff: Resolved that the Continuation of Public Hearing on Conditional Use Application No. C.U. #51-09 & Variation Order Application No. V.O. #52-09 be opened.

Carried.

DELEGATION – CONDITIONAL USE APPLICATION NO. C.U. #51-09 & VARIATION ORDER APPLICATION NO. V.O. #52-09

1202-2009

At 8:00 p.m. Council conducted the Continuation of Public Hearing on Conditional Use Application No. C.U. #51-09 for the purpose of constructing 2 – 12 Unit Two Storey Apartments and 2 – 10 Unit Rowhouse Complexes & Variation Order Application No. V.O. #52-09 to vary the site width of the 2 affected properties from the requirement of 410 feet to 193 feet.

Leon Reimer; Owner & Applicant attended the Delegation Chair continuing his support of the Application.

The LUD of Lorette Committee passed a Resolution at their Regular December 1st, 2009 Meeting continuing their support of the application and recommended Council approve the Application as applied for subject to the following:

- Financial contribution towards the construction of a sidewalk on Dawson Road equivalent to the frontage of the proposed Multiple Housing Complex be incorporated into the Development Agreement.

Further representation was made by the following persons:

Armand Poirier resident of 217 Carson Park Drive attended the Delegation Chair continuing his support and submitted a Petition holding 22 signatures in support.

Deborah Mitosinka; representing LUD Lorette Committee attended the Delegation Chair further supporting the Application as applied for.

Stephen Boulton; Resident of 151 Carson Park Drive addressed further concerns of derelict property conditions during the construction period and also that he continues to **Object** to the Application.

No other correspondence nor communication was received.

CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. C.U. #51-09 & VARIATION ORDER APPLICATION NO. V.O. #52-09

1203-2009

Trudeau – Deschambault: Resolved that the Public Hearing on

December 10, 2009.

Conditional Use Application No. C.U. #51-09 & Variation Order Application No. V.O. #52-09 be closed.

Carried.

**COUNCIL DISPOSITION – VARIATION ORDER
APPLICATION NO. V.O. #56-09 (ORIGINALLY SP 4, PLAN
16682 IN PT. NW ¼ OF SECTION 11-8-4E); KENNETH &
ERNA MEILLEUR**

1204-2009 Trudeau – Menard: Resolved that Council APPROVE Variation Order Application No. V.O. #56-09 as applied for.

Carried.

**COUNCIL DISPOSITION – CONDITIONAL USE
APPLICATION NO. C.U. #51-09 & VARIATION ORDER
APPLICATION NO. V.O. #52-09; LEON REIMER (OWNER
& APPLICANT) – PT. RL 56 LOCATED IN LUD LORETTE**

1205-2009 Tardiff – Menard: Resolved that Council APPROVE Conditional Use Application No. CU #51-09 & Variation Order Application No. VO #52-09 subject to the following conditions:

- Council acknowledge recommendation of the LUD of Lorette Committee;
- The Owner consider to consolidate the two adjacent properties forming 1 title;
- A Commercial Fence be installed on the West, North and East side yards as per the LUD of Lorette Fencing Standards;
- A Development Agreement be entered into between all parties addressing drainage, paving of parking area, green space, financial contribution towards the construction of a sidewalk on Dawson Road per recommendation of the LUD of Lorette Committee and any other miscellaneous issues Council deems significant, and;
- All Building Permits be obtained prior to construction.

Carried.

**OPENING OF PUBLIC HEARING – CONDITIONAL USE
APPLICATION NO. C.U. #57-09 (PT. SW ¼ OF SECTION
18-9-8E) – LUCJAN & EUGENIA GODLEWSKI**

1206-2009 Trudeau – Rivard: Resolved that the Public Hearing on Conditional Use Application No. C.U. #57-09 be opened.

Carried.

**DELEGATION – CONDITIONAL USE APPLICATION NO.
C.U. #57-09**

1207-2009 At 8:30 p.m., the time specified in the Notice required to be circulated Council conducted the Public Hearing on Conditional Use Application No. C.U. #57-09 to allow for the placement of a Garden Suite providing residency to family members.

Eugenia Godlewski; Owner/
Applicant along with Daniel Godlewski; Tenant attended the Delegation Chair in support of the Application.

No other communications nor correspondence was received.

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CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. C.U. #57-09

1208-2009

Trudeau – Rivard: Resolved that the Public Hearing on Conditional Use Application No. CU #57-09 be closed.

Carried.

COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION NO. C.U. #57-09 (PT. SW ¼ OF SECTION 18-9-8E) – LUCJAN & EUGENIA GODLEWSKI

1209-2009

Rivard – Deschambault: Resolved that Council **APPROVE** Conditional Use Application No. C.U. #57-09 as applied for subject to the following conditions:

- An Agreement be entered into between all affected parties; and
- All applicable permits be obtained from the Municipal Building Inspector.

Carried.

RON & GISELE GERVAIS (258 CARSON PARK DRIVE IN LUD LORETTE); SUBDIVISION FILE NO. 4194-2008-4677 (ENCROACHMENT ISSUE)

1210-2009

Tardiff – Deschambault: Whereas a Subdivision Proposal submitted by Ron & Gisele Gervais has incurred an encroachment issue with an existing Accessory Building in relation to the newly proposed lot line, and;

Whereas correspondence from Ron & Gisele Gervais was received requesting consideration of the LUD of Lorette Committee and Council that the encroaching Accessory Building remain at its current location with the provision that it be used for storing building material for a future Proposed Single Family Dwelling and be relocated to the Agricultural Parcel upon completion of the Single Family Dwelling, and;

Whereas the LUD of Lorette Committee upon their perusal/review recommend Council **DENY** the request;

Resolved that Council acknowledge the recommendation of the LUD of Lorette Committee and **DENY** Ron & Gisele Gervais' request as submitted.

Carried.

MANITOBA HYDRO – LIGHTING DESIGN

1211-2009

Deschambault – Trudeau: Resolved that Council **APPROVE** the Preliminary Design submitted by Manitoba Hydro for the MJMA Deschambault Ltee Development.

Carried.

OPEN OF PUBLIC HEARING – VARIATION ORDER APPLICATION NO. V.O. #58-09 (LOT 1, PLAN 19065 IN PT. PT. RL 53-LUD LORETTE); TRUSTEES OF PRAIRIE GROVE FELLOWSHIP CHAPEL – JOHN REGEHR; REPRESENTATIVE

1212-2009

Trudeau – McLennan: Resolved that the Public Hearing on

December 10, 2009.

Variation Order No. V.O. #58-09 be opened.

Carried.

DELEGATION – VARIATION ORDER APPLICATION NO. V.O. #58-09

1213-2009

At 8:40 p.m., the time specified in the Notice required to be circulated Council conducted the Public Hearing on Variation Order Application No. V.O. #58-09 to vary the land use for the purpose of constructing a Gymnasium as an Accessory Use to the Chapel providing athletic opportunity to the Congregation as well as the Community.

Mr. John Regehr; Representative for the Chapel attended the Delegation Chair in support of the Application.

Mr. Jeff Norman; Resident of 159 Belanger Drive attended the Delegation Chair requesting clarification as to the use of the Gymnasium. Mr. Norman addressed concerns currently occurring on the property and requested Council’s consideration to remedy these concerns.

The LUD of Lorette Committee had no concerns and recommended Council Approve the Application.

No other correspondence or communication was received.

CLOSE OF PUBLIC HEARING – VARIATION ORDER NO. V.O. #58-09

1214-2009

Trudeau – Tardiff: Resolved that the Public Hearing on Variation Order Application No. V.O. #58-09 be closed.

Carried.

COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. V.O. #58-09 (LOT 1, PLAN 19065 IN PT. PT. RL 53-LUD LORETTE); TRUSTEES OF PRAIRIE GROVE FELLOWSHIP CHAPEL – JOHN REGEHR; REPRESENTATIVE

1215-2009

Tardiff – Trudeau: Resolved that Council **APPROVE** V.O. Application No. 58-09 as applied for subject to the following conditions:

- Facility to maintain its use for athletic purposes and family night activities only;
- The Church monitor the events that are being conducted;
- No permits be issued for the purpose of serving alcohol to the Property;
- The Trustees of the Church submit hours of operation to the LUD of Lorette Committee for their perusal and consent including any future anticipated revisions to the schedule of operation;
- All necessary Permits be obtained from Department of Labour (submitting a copy to the Municipal Building Inspector) prior to the construction of the facility.

Carried.

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**OPEN OF PUBLIC HEARING – VARIATION ORDER
APPLICATION NO. V.O. #59-09 (LOT 7, BLOCK 3, PLAN
14894 IN LUD LORETTE) – MICHAEL & WANDA ERIN
Trudeau – Tardiff:**

1216-2009

Resolved that the Public Hearing on Variation Order Application No. V.O. #59-09 be opened.

Carried.

**DELEGATION – V.O. #59-09 (LOT 7, BLOCK 3, PLAN
14894)**

1217-2009

At 8:50 p.m.; the time specified in the Notice required to be circulated Council conducted the Public Hearing on Variation Order Application No. V.O. #59-09 to vary the West side yard distance for the purpose of constructing a 24' x 32' attached garage to the existing Single Family Dwelling for personal use.

Wanda Erin; Owner and Applicant attended the Delegation Chair in support of the Application.

The Local Urban District of Lorette Committee had no concerns and recommended Council approve the Application as applied for.

Chad Gehring; Owner and Resident of 37 Laurin Street attended the Delegation Chair addressing his concerns as to the distance between his residence and the Applicant's residence. He would prefer that the Applicants maintain the distance of 7 feet rather than the approximate 3 feet as applied for. Mr. Gehring submitted a formal **OBJECTION**.

Consensus between all parties was reached.

No other correspondence or communication was received.

**CLOSE OF PUBLIC HEARING – VARIATION ORDER
APPLICATION NO. V.O. #59-09**

1218-2009

Trudeau – McLennan: Resolved that the Public Hearing on Variation Order Application No. V.O. #59-09 be closed.

Carried.

**OPENING OF PUBLIC HEARING – CONDITIONAL USE
APPLICATION NO. C.U. #60-09 (ORIGINALLY LOT 3,
PLAN 17044 IN PT. SW ¼ OF SECTION 16-9-7E) JOSEPH &
MARIE-LOUISE LEGAL; OWNERS AND ROBERT
LEGAL; APPLICANT**

1219-2009

Trudeau – Rivard: Resolved that the Public Hearing on Conditional Use Application No. C.U. #60-09 be opened.

Carried.

**DELEGATION – CONDITIONAL USE APPLICATION NO.
C.U. #60-09**

1220-2009

At 9:10 p.m., the time specified in the Notice required to be circulated Council conducted the Public Hearing on Conditional Use Application No. C.U. #60-09 to allow for the placement of a Garden Suite providing residency to the current owners (parents).

Robert Legal; Applicant attended the Delegation Chair in support of the Application.

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No other communication or correspondence was received.

CLOSE OF PUBLIC HEARING – CONDITIONAL USE APPLICATION NO. C.U. #60-09

1221-2009 Trudeau – Rivard: Resolved that Council close the Public Hearing on Conditional Use Application No. C.U. #60-09.

Carried.

OPEN OF PUBLIC HEARING – SUBDIVISION FILE NO. 4194-2009-4958 (PT. SW ¼ OF SECTION 7-9-787E); DAVID & SUSAN BROOKES (OWNERS & APPLICANTS)

1222-2009 Trudeau – McLennan: Resolved that the Public Hearing on Subdivision File No. 4194-2009-4958 be opened.

Carried.

DELEGATION – SUBDIVISION FILE NO. 4194-2009-4958

1223-2009 At 9:10 p.m., the time specified in the Notice required to be circulated; Council conducted the Public Hearing on Subdivision Application under File No. 4194-2009-4958 for the purpose of creating 2 additional residential lots from an existing parcel of land currently measuring 79.31 Acres.

David & Susan Brookes; Owners and Applicants attended the Delegation Chair in support of the Application.

Kelly Prystie; Resident of 42011 MUN 49N attended the Delegation Chair addressed her concerns with respect to the proposed Lot sizes and **OBJECTED** to the Subdivision Proposal as applied for.

The following Provincial Departments submitted their comments:

Community Planning Office:	No concerns
Manitoba Conservation:	Require a Sketch/Lot Plan showing setbacks from septic system to the newly proposed boundaries.
Manitoba Agriculture, Food & Rural Initiatives	Express concerns to the increased Rural Residential Development on Class 3 lands. Otherwise no objection.
Water Stewardship:	May require a Water Rights License.
Culture, Heritage and Tourism:	No concerns.
Conservation – Lands:	No concerns.
Infrastructure & Transportation:	No concerns.
Industry, Economic Development	

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& Mines: No concerns.

No other communication or correspondence was received.

CLOSE OF PUBLIC HEARING – SUBDIVISION APPLICATION NO. 4194-2009-4958

1224-2009 **Trudeau – Deschambault:** Resolved that the Public Hearing on Subdivision Application File No. 4194-2009-4958 be closed.

Carried.

COUNCIL DISPOSITION – VARIATION ORDER APPLICATION NO. V.O. #59-09 (LOT 7, BLOCK 3, PLAN 14894 IN LUD LORETTE) – MICHAEL & WANDA ERIN

1225-2009 **Tardiff – Menard:** Resolved that Council **APPROVE** Variation Order Application No. V.O. #59-09 as applied for subject to the following conditions:

- The minimum west side yard distance from the proposed Attached Garage to the West Side Site Line maintain 5 feet,
- The proposed Attached Garage not exceed more than 22 foot width with an overhang of not more than 1 foot,
- The Drainage (swale) located on the West side of the property remain undisturbed during construction of the addition, and;
- Prior to construction the Owner/Applicant obtain the necessary Building Permits from the Building Inspector.

Carried.

COUNCIL DISPOSITION – CONDITIONAL USE APPLICATION NO. C.U. #60-09 (ORIGINALLY LOT 3, PLAN 17044 IN PT. SW ¼ OF SECTION 16-9-7E) JOSEPH & MARIE-LOUISE LEGAL; OWNERS AND ROBERT LEGAL; APPLICANT

1226-2009 **Rivard – Menard:** Resolved that Council **APPROVE** Conditional Use Application No. C.U. #60-09 as applied for subject to the following conditions:

- An Agreement be entered into between all affected parties addressing all conditions establishing the Garden Suite;
- A separate Agreement be entered into between parties addressing the removal of the existing 2nd Older Dwelling upon occupancy of the newly constructed Single Family Dwelling, and;
- The Applicant obtain all necessary permits from the Municipal Building Inspector prior to the construction of the newly proposed Single Family Dwelling.

Carried.

COUNCIL DISPOSITION – SUBDIVISION FILE NO. 4194-2009-4958 (PT. SW ¼ OF SECTION 7-9-8E); DAVID & SUSAN BROOKES (OWNERS & APPLICANTS)

1227-2009 **Rivard – Menard:** Resolved that Council **APPROVE** Subdivision File No. 4194-2009-4958 subject to the following conditions:

- A Building Location Certificate conducted by a Manitoba Land

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Surveyor be obtained by the Owner/Applicant for Proposed Lot 1 identifying the location of all buildings and/or structures including on site wastewater management systems on the affected land in relation to the new proposed property lines;

- If warranted by the Survey Certificate a Variation Order Application be applied for varying the yard distance setbacks; and

- Dedication Fees in the amount of \$2,500.00 for the creation of 2 additional Residential Lots be paid to the Municipality (2 x \$1,250.00).

Carried.

1228-2009

INCAMERA

Trudeau – McLennan: Resolved that Council convene in camera as Committee of the Whole.

Carried.

1229-2009

INCAMERA MEETING

The Committee of the Whole convened in camera to discuss updated status of the Union Negotiations.

1230-2009

OUT OF CAMERA

Trudeau – Deschambault: Resolved that the in camera meeting be closed, and that the Committee of the Whole return to the Council Meeting.

Carried.

1231-2009

ADJOURNMENT

Trudeau – McLennan: Resolved that the meeting be adjourned, the hour being 9:45 p.m.

Carried.

William Danylchuk,
Mayor.

Daniel Poersch,
Chief Administrative Officer.