

Rural Municipality of Grey
July 2, 2008

The Council of the Municipality of Grey held its regular meeting on Wednesday, July 2, 2008 at 7:00 p.m. in the council chambers at the Village of Elm Creek, Manitoba. Reeve Ted Tkachyk presiding and Councillors Louis Souque, Raymond Franzmann, Jim Pedersen and C.A.O. Ronald Hayward were in attendance. Councillor Richard Penner absent.

7:00 p.m. - Meeting called to order.

Agenda

Franzmann - Souque - Resolution No. 229/08

Resolved that the meeting agenda for July 2, 2008 prepared by the Reeve and Chief Administrative Officer be adopted with the following additions:

General Business:

3. St. Claude Wind Farm Cooperative appointment. -Carried-

Minutes

Pedersen – Souque - Resolution No. 230/08

Resolved that the minutes of the regular meeting of Council held on June 18, 2008 be hereby confirmed and adopted. -Carried-

Communications:

1. Community Planning Services Re: Proposed subdivision Bertrand de Rocquigny, NW 5-8-7w. -Tabled-
2. The Manitoba Water Services Board Re: Funding Agreement for 2008 Water Lines. -See Resolution No. 231/08-
3. Raymond Gitzel Re: Drain clean out SW 6-8-4w. -C.A.O. to reply-
4. Canadian Union of Postal Workers Re: Canada Post Corporation Strategic Review. -See Resolution No. 232/08-
5. Minister Responsible for Seniors/A.M.M. Re: Age-Friendly Manitoba Initiative. – Administration office to post on website-

2008 Water Pipelines

Souque - Franzmann - Resolution No. 231/08

Resolved that The Manitoba Water Services Board offer to the Rural Municipality of Grey dated June 16, 2008 respecting the construction of water supply pipelines in 2008 be accepted by Council and the Reeve and C.A.O. be authorized to sign same on behalf of the municipality. -Carried-

Canada Post Corporation Strategic Review

Franzmann – Souque - Resolution No. 232/08

Whereas the Canada Post Corporation Strategic Review, which was launched by the federal government on April 21, 2008, is looking at deregulating our public post office (ie. reducing or removing Canada Post's exclusive privilege on letters);

And Whereas it will become increasingly difficult for our public post office to provide affordable service to everyone, no matter where they live, if the government erodes or eliminates the very mechanism that funds universal postal service – the exclusive privilege;

Resolution #232/08 Continued:

And Whereas postal deregulation in other countries has led to post office closures, less service, fewer jobs and higher postal rates for the public and small businesses;

And Whereas the government is not holding public hearings as part of its strategic review or adequately consulting with the real owners of the post office – the public;

Therefore Be It Resolved that the Rural Municipality of Grey send a letter to the Canada Post Corporation Strategic Review opposing deregulation of Canada Post and insisting that the government hold public hearings and properly consult with the true owners of Canada Post – the public. -Carried-

PUBLIC HEARING – CONDITIONAL USE & VARIATION ORDER

Franzmann - Souque - Resolution 233/08

Resolved that the meeting of Council be hereby recessed for the purpose of holding a Public Hearing in the matter of:

8:00 p.m. – Conditional Use application 10-CU-08,
Riedbow Dairy Ltd.; NE 8-9-5wpm

8:15 p.m. – Conditional Use application 11-CU-08,
Leendert Blok; SE 9-8-7wpm

8:30 p.m. – Variation Order application 06-VO-08,
Leendert Blok; SE 9-8-7wpm

8:45 p.m. - Conditional Use application 09-CU-08,
Andrew & Betty Ann Leyenhorst; SE 3-9-5wpm

and to reconvene at the conclusion of the Public Hearing. -Carried-

Refer to Appendix 1, Appendix 2, Appendix 3 and Appendix 4 attached to and forming part of these minutes of the regular meeting.

Conditional Use No. 10-CU-08

Pedersen – Souque - Resolution No. 234/08

Whereas the “AG” Agricultural General Zone of the Rural Municipality of Grey Zoning By-law No. 5/03 as amended provides that livestock production operations exceeding 300 animal units shall be considered as a conditional use;

Therefore Be It Resolved that Conditional Use Order No. 10-CU-08 of Reidbow Dairy Ltd. affecting
NE 8-9-5 wpm

Be Approved to allow the construction of a 24' x 80' and 104' x 30' T-Shaped addition to the existing dairy barn in the AG (Agricultural General) Zone, subject to the following conditions:

- 1) The above approval is being granted for the existing dairy operation of 500 milk cows authorized under Conditional Use Permit No. 17-CU-05 and not intended for expansion purposes. -Carried-

Conditional Use No. 11-CU-08

Franzmann – Souque - Resolution No. 235/08

Whereas the “AG” Agricultural General Zone of the Rural Municipality of Grey Zoning By-law No. 5/03 as amended provides that a garden suite shall be considered as a conditional use;

Resolution #235/08 Continued:

Therefore Be It Resolved that Conditional Use Order No. 11-CU-08 of Leendert Blok affecting

SE 9-8-7 wpm

Be Approved to allow the placement of a garden suite on said property in the AG (Agricultural General) Zone, subject to the following conditions:

- 1) The garden suite to be used as a second temporary residence and occupied by an elderly parent or relative of the host household and removed when no longer occupied by the person it was established for.

- 2) The garden suite shall be in compliance with Clause 5.23 of the R.M. of Grey Zoning By-law No. 5/03 as amended. -Carried-

Variation Order No. 06-VO-08

Souque – Pedersen - Resolution No. 236/08

Whereas the Rural Municipality of Grey Zoning By-law No. 5/03 as amended provides that a garden suite located in the “AG” Agricultural General Zone is restricted to a maximum allowable square footage of 800 square feet and placed in the rear yard;

Therefore Be It Resolved that Variation Order No. 06-VO-08 of Leendert Blok affecting

SE ¼ 9-8-7wpm

Be Approved to vary the maximum allowable square footage for a garden suite from 800 square feet to 1,400 square feet and to also allow said building to be located in the front yard instead of the rear yard in the “AG” Agricultural General Zone. -Carried-

Conditional Use No. 09-CU-08

Pedersen – Souque - Resolution No. 237/08

Whereas the “AG” Agricultural General Zone of the Rural Municipality of Grey Zoning By-law No. 5/03 as amended provides that kennel operations shall be considered as a conditional use;

Therefore Be It Resolved that Conditional Use Order No. 09-CU-08 of Andrew & Betty Ann Leyenhorst affecting

SE 3-9-5 wpm

Be Approved to allow the construction of a 30’ x 46’ building to be used for a dog kennel operation in the AG (Agricultural General) Zone. -Carried-

BY-LAWS

By-Law No. 7/08 – Borrowing By-law (Utility Service Truck)

Franzmann - Pedersen - Resolution No. 238/08

Resolved that By-law No. 7/08 being a by-law of the Rural Municipality of Grey to enter into an agreement with the Canadian Imperial Bank of Commerce for financing to purchase a 2008 GMC Sierra pickup, be given 2nd reading. -Carried-

By-Law No. 7/08 – Borrowing By-law (Utility Service Truck)

Souque - Pedersen - Resolution No. 239/08

Resolved that By-law No. 7/08 being a by-law of the Rural Municipality of Grey to enter into an agreement with the Canadian Imperial Bank of Commerce for financing to purchase a 2008 GMC Sierra pickup, be given 3rd reading and passed. -Carried-

For - Ted Tkachyk, Raymond Franzmann, Jim Pedersen and Louis Souque

Against - 0 Abstain - 0

By-Law No. 11/07 – Fire Prevention & Emergency Services

-Tabled-

REPORTS

Miscellaneous Reports

Souque - Pedersen - Resolution No. 240/08

Resolved that the following minutes be received and filed as information:

L.U.D. Haywood Committee – June 18 and 23, 2008

Elm Creek Hall – June 17, 2008

Pembina Valley Water Cooperative – June 6, 2008 -Carried-

Storage Shed

Souque - Franzmann - Resolution No. 241/08

Resolved that the Haywood Centennial Committee proposal to construct and place on municipal property a storage shed for use by the L.U.D. of Haywood Committee be approved. -Carried-

UNFINISHED BUSINESS

Upper Morris River Watershed #19

-Tabled-

Public Works Foreman

Souque - Franzmann - Resolution No. 242/08

Resolved that Aurelle Ricard application for the Public Works Foreman position be accepted with duties to commence on July 28, 2008 and remuneration for said position set at \$52,000.00 per annum;

And Further Resolved that said employee shall be on probation for a 6 month period in accordance with the R.M. of Grey Personnel Policy. -Carried-

GENERAL BUSINESS

Municipal Equipment Rental Rates

General review of municipal equipment rates set April 1/01 under Resolution No. 94/01. C.A.O. to obtain information on current government rates. -Tabled-

Utility Service Truck

Pedersen - Franzmann - Resolution No. 243/08

Resolved that Council authorize the purchase of a floor mount tool box from Canstar Industries Inc. for the 2008 GMC Sierra utility service truck at a cost of \$995.00 plus applicable taxes;

And Further Resolved that monies for said purchase be included as part of funds borrowed for the said utility service truck. -Carried-

St. Claude Wind Farm Board Appointment

Pedersen - Franzmann - Resolution No. 244/08

Resolved that Councillor Louis Souque be appointed as the R.M. of Grey representative on the St. Claude Wind Farm Co-operative board. -Carried-

Indemnities

Franzmann - Souque - Resolution No. 245/08

Resolved that the June 2008 Council Indemnities for Reeve Ted Tkachyk and Councillors Raymond Franzmann, Jim Pedersen, Richard Penner and Louis Souque be authorized for payment in accordance with Clause 8 of the R.M. of Grey Indemnity Bylaw No. 3/08. -Carried-

- Page 5 -
R.M. of Grey
Minutes – July 2, 2008

Adjourn 9:40 p.m.

Pedersen - Souque - Resolution No. 246/08

Resolved that we adjourn. -Carried-

Reeve

Chief Administrative Officer

Upcoming Meetings:

Council Meeting

- July 16, 2008 at 9:00 a.m.

Council Meeting

- August 6, 2008 at 7:00 p.m.

APPENDIX 1

RURAL MUNICIPALITY OF GREY PUBLIC HEARING July 2, 2008

Minutes of proceedings of Public Hearings in the matter of Conditional Use No. 10-CU-08 held on Wednesday, July 2, 2008 scheduled for 8:00 p.m. in the Council Chambers of the Rural Municipality of Grey at Elm Creek, Manitoba.

ATTENDANCE

Reeve: Ted Tkachyk
Councillors: Ray Franzmann, Jim Pedersen and Louis Souque
Personnel: Ronald Hayward, Chief Administrative Officer

ATTENDANCE BY OTHERS

Ale Reidstra of Riedbow Dairy

CALL TO ORDER

Reeve Ted Tkachyk called the hearing to order at 8:00 p.m.

PURPOSE OF PUBLIC HEARING

The Public Hearing is to receive and hear representations in the matter of the adoption of Riedbow Dairy Conditional Use No. 10-CU-08 permit application to allow construction of a 24' x 80' and 104' x 30' T-Shaped addition to the existing dairy barn in the AG (Agricultural General) Zone.

CONFIRMATION OF COMPLIANCE WITH NOTICE OF REQUIREMENTS

Notice of hearing was given in accordance with the requirements of the Planning Act for all matters under consideration at this hearing.

REPRESENTATION RECEIVED AT PUBLIC HEARING

Applicant Ale Reidstra of Riedbow Dairy in attendance in support of application.

DECISION

See Resolution No. 234/08 in regular minutes.

ADJOURNMENT OF PUBLIC HEARING

The Public Hearing was adjourned at 8:10 p.m.

APPENDIX 2

RURAL MUNICIPALITY OF GREY PUBLIC HEARING July 2, 2008

Minutes of proceedings of Public Hearings in the matter of Conditional Use No. 11-CU-08 held on Wednesday, July 2, 2008 scheduled for 8:15 p.m. in the Council Chambers of the Rural Municipality of Grey at Elm Creek, Manitoba.

ATTENDANCE

Reeve: Ted Tkachyk
Councillors: Ray Franzmann, Jim Pedersen and Louis Souque
Personnel: Ronald Hayward, Chief Administrative Officer

ATTENDANCE BY OTHERS

No one attended.

CALL TO ORDER

Reeve Ted Tkachyk called the hearing to order at 8:15 p.m.

PURPOSE OF PUBLIC HEARING

The Public Hearing is to receive and hear representations in the matter of the adoption of Leendert Blok Conditional Use No. 11-CU-08 permit application to allow the placement of a garden suite on said property in the AG (Agricultural General) Zone.

CONFIRMATION OF COMPLIANCE WITH NOTICE OF REQUIREMENTS

Notice of hearing was given in accordance with the requirements of the Planning Act for all matters under consideration at this hearing.

REPRESENTATION RECEIVED AT PUBLIC HEARING

No one attended.

DECISION

See Resolutions No. 235/08 in regular minutes.

ADJOURNMENT OF PUBLIC HEARING

The Public Hearing was adjourned at 8:25 p.m.

APPENDIX 3

RURAL MUNICIPALITY OF GREY PUBLIC HEARING July 2, 2008

Minutes of proceedings of Public Hearings in the matter of Variation Order No. 06-VO-08 held on Wednesday, July 2, 2008 scheduled for 8:30 p.m. in the Council Chambers of the Rural Municipality of Grey at Elm Creek, Manitoba.

ATTENDANCE

Reeve: Ted Tkachyk
Councillors: Ray Franzmann, Jim Pedersen and Louis Souque
Personnel: Ronald Hayward, Chief Administrative Officer

ATTENDANCE BY OTHERS

No one attended.

CALL TO ORDER

Reeve Ted Tkachyk called the hearing to order at 8:30 p.m.

PURPOSE OF PUBLIC HEARING

The Public Hearing is to receive and hear representations in the matter of the adoption of Leendert Blok Variation Order No. 06-VO-08 permit application vary the maximum allowable square footage for a garden suite from 800 square feet to 1,400 square feet and to also allow said building to be located in the front yard instead of the rear yard in the "AG" Agricultural General Zone.

CONFIRMATION OF COMPLIANCE WITH NOTICE OF REQUIREMENTS

Notice of hearing was given in accordance with the requirements of the Planning Act for all matters under consideration at this hearing.

REPRESENTATION RECEIVED AT PUBLIC HEARING

No one attended.

DECISION

See Resolutions No. 236/08 in regular minutes.

ADJOURNMENT OF PUBLIC HEARING

The Public Hearing was adjourned at 8:40 p.m.

APPENDIX 4

RURAL MUNICIPALITY OF GREY PUBLIC HEARING July 2, 2008

Minutes of proceedings of Public Hearings in the matter of Conditional Use No. 09-CU-08 held on Wednesday, July 2, 2008 scheduled for 8:45 p.m. in the Council Chambers of the Rural Municipality of Grey at Elm Creek, Manitoba.

ATTENDANCE

Reeve: Ted Tkachyk
Councillors: Ray Franzmann, Jim Pedersen and Louis Souque
Personnel: Ronald Hayward, Chief Administrative Officer

ATTENDANCE BY OTHERS

No one attended.

CALL TO ORDER

Reeve Ted Tkachyk called the hearing to order at 8:45 a.m.

PURPOSE OF PUBLIC HEARING

The Public Hearing is to receive and hear representations in the matter of the adoption of Andrew and Betty Ann Leyenhorst Conditional Use No. 09-CU-08 permit application to allow the construction of a 30' x 46' building to be used for a dog kennel operation in the AG (Agricultural General) Zone.

CONFIRMATION OF COMPLIANCE WITH NOTICE OF REQUIREMENTS

Notice of hearing was given in accordance with the requirements of the Planning Act for all matters under consideration at this hearing.

REPRESENTATION RECEIVED AT PUBLIC HEARING

No one attended.

DECISION

See Resolutions No. 237/08 in regular minutes.

ADJOURNMENT OF PUBLIC HEARING

The Public Hearing was adjourned at 8:55 p.m.