

Rural Municipality of Grey
September 17, 2008

The Council of the Municipality of Grey held its regular meeting on Wednesday, September 17, 2008 at 9:00 a.m. in the council chambers at the Village of Elm Creek, Manitoba. Reeve Ted Tkachyk presiding and Councillors Richard Penner, Raymond Franzmann, Jim Pedersen, Louis Souque, C.A.O. Ronald Hayward and Assistant C.A.O. Kim Gibson were in attendance.

9:00 a.m. - Meeting called to order.

Agenda

Pedersen - Penner - Resolution No. 307/08

Resolved that the meeting agenda for September 17, 2008 prepared by the Reeve and Chief Administrative Officer be adopted with the following additions:

Communications:

6. Community Planning Services Re: Proposed subdivision NW 5-8-7wpm.

General Business:

1. Dyking of property south of section 5 & 6-8-4wpm.
2. Drainage licence application S 23-8-6wpm.
3. Seasonal public works employees. -Carried-

Minutes

Franzmann – Souque - Resolution No. 308/08

Resolved that the minutes of the regular meeting of Council held on September 3, 2008 be hereby confirmed and adopted. -Carried-

Foreman Report

Public Works Foreman Aurele Ricard appeared before council and presented a verbal report on Public Works operations. Council also discussed personnel matters concerning seasonal employees.

Communications:

1. R.C.M.P. Treherne Re: Monthly Report. -Filed-
2. La Salle Redboine Conservation District Re: La Salle River Watershed Plan Meeting. -See Resolution No. 309/08-
3. Manitoba Good Roads Association Re: Training Seminar. -Filed-
4. Manitoba Trucking Association Re: National Trucking Week . -Filed-
5. AMM
Re: Veterinary Services Commission Board Meeting. -Filed-
Re: 2008 Convention & R.C.M.P. Meetings. -Filed-
Re: Building Canada Fund. -Filed-
Re: PUB Order – Conditions Precedent. -Filed-
Re: Education Seminar. -See Resolution No. 310/08-
6. Community Planning Services Re: Proposed subdivision NW 5-8-7wpm. -See Resolution No. 311/08-

La Salle Redboine Watershed Planning Meeting

Souque - Franzmann - Resolution No. 309/08

Resolved that Reeve Ted Tkachyk and Councillor Richard Penner be authorized to attend the La Salle River Watershed Management Plan meeting being held on October 2, 2008 at the R.M. of MacDonald Council Chambers in Sanford and that all out-of-pocket expenses be paid. -Carried-

A.M.M. Education Seminar

Franzmann - Souque - Resolution No. 310/08

Resolved that all member of Council be authorized to attend the AMM Education Seminar, What Happens When the Abacus Meets the Blackberry, being held on October 3, 2008 in Portage la Prairie and that all out-of-pocket expenses be paid.

-Carried-

Subdivision #4133-08-5066

Souque - Penner - Resolution No. 311/08

Resolved that Gilbert and Yvette Lacroix application to subdivide 8.0 acres from Bertrand de Rocquigny present holding of 78.0 acres on the NW 1/4 5-8-7wpm be approved as presented under Community Planning Services File #4133-08-5066, subject to the following conditions:

- 1) Applicant obtain Conditional Use Permit authorizing the expansion of the existing non-farm residential use onto the additional 8.0 acres being acquired.
- 2) Applicant obtain Variation Order to vary the minimum site area requirement of 80 acres for the 70 acre residual parcel unless it is consolidated with the adjacent 80 acre parcel (E1/2 of NW 5-8-7wpm) owned by Bertrand de Rocquigny.
- 3) That title for the proposed subdivided parcel is to be consolidated with the adjacent holding owned by Gilbert and Yvette Lacroix under Certificate of Title #1740488 (2 acres). -Carried-

PUBLIC HEARING – CONDITIONAL USE

Souque – Franzmann - Resolution No. 312/08

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

11:00 a.m. – Conditional Use application 04-CU-08,
Starstruck Holsteins Ltd.; NE 33-8-6wpm.

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

Refer to Appendix 1 attached to and forming part of these minutes of the regular meeting.

Conditional Use No. 04-CU-08

Penner – Souque - Resolution No. 313/08

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. 04-CU-08 of Starstruck Holsteins Ltd. affecting
NE 33-8-6 wpm

Be Approved to allow expansion of existing livestock operation by increasing the number of dairy cattle from 180 (360 Animal Units) to 400 (800 Animal Units). The expansion will increase the total size of the livestock operation from 467 Animal Units to 907 Animal Units and includes the construction of a 120' x 350' addition to the existing dairy barn and a new lined earthen manure storage lagoon (450' x 450') in the AG (Agricultural General) Zone, subject to the following conditions:

- 1) A permit for construction of manure storage facility be obtained from Manitoba Conservation in accordance with the Livestock Manure and Mortalities Management Regulation under The Environment Act and copy of same filed with the municipality. -Carried-

REPORTS

Water Report

Franzmann - Penner - Resolution No. 314/08

Resolved that the Grey Regional Water Report prepared by the C.A.O. and dated September 17, 2008 be received and filed as information. -Carried-

Souque - Pedersen - Resolution No. 315/08

Resolved that the Rural Municipality of Grey hereby enter into the Contribution Agreement with Her Majesty the Queen in the Right of Canada, as represented by the Minister of Agriculture and Agri-Food, for the National Water Supply Expansion Program;

And Further Resolved that the Reeve and Chief Administrative Officer are hereby authorized to sign and execute the Articles of Agreement necessary to give effect to the same on behalf of the Organization, and to affix their Corporate Seal thereto. -Carried-

2008 Waterlines

Souque - Pedersen - Resolution No. 316/08

Resolved that The Manitoba Water Services Board be requested to issue a change order to Dig-All Construction (1989) Ltd. on contract MWSB 939 which would reflect a reduction in tendered price for directional drilling of service connections from \$2,500.00 each to \$900.00 each based on all services being drilled and contractor responsible for final clean-up. -Carried-

UNFINISHED BUSINESS

Fencing – Closed Landfill

Representatives from the municipality met with Raymond Reichelt, Environment Officer. At the time of closing the old site at NW 31-8-5w all requirements were met and fencing was not necessary. No further action to be taken.

GENERAL BUSINESS

Dyking – 5 & 6-8-4wpm

Discussion was held on dyking done by property owner on Section 5 & 6-8-4wpm. P.W. Foreman to survey to determine if dyke is on Municipal Road Allowance. If on Road Allowance C.A.O. to send letter requesting removal of same.

Drainage Licence

Penner - Souque - Resolution No. 317/08

Resolved that application be made to Manitoba Water Stewardship for a licence to relocate an existing 900mm culvert thru Road 45N located south of Section 23-8-6wpm. -Carried-

List of Accounts

Franzmann – Souque - Resolution No. 318/08

Resolved that the list of accounts for August 2008 being Ck#023118 to Ck#023249, totaling \$257,842.86 be approved as circulated. -Carried-

Adjourn 12:01 p.m.

Souque - Franzmann - Resolution No. 319/08

Resolved that we adjourn. -Carried-

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Reeve

Chief Administrative Officer

Upcoming Meetings:

- Council Meeting** - October 1, 2008 at 7:00 p.m.
- Council Meeting** - October 15, 2008 at 9:00 a.m.

APPENDIX 1

RURAL MUNICIPALITY OF GREY PUBLIC HEARING September 17, 2008

Minutes of proceedings of Public Hearing in the matter of Conditional Use No. 04-CU-08 held on Wednesday, September 17, 2008 scheduled for 11:00 a.m. in the Council Chambers of the Rural Municipality of Grey at Elm Creek, Manitoba.

ATTENDANCE

Reeve: Ted Tkachyk
Councillors: Ray Franzmann, Jim Pedersen, Richard Penner and Louis Souque
Personnel: Ronald Hayward, Chief Administrative Officer
Kim Gibson, Assistant Chief Administrative Officer

ATTENDANCE BY OTHERS

James Platt, Community Planning Services; Gary Plohman, Technical Review coordinator; Jeff Stevens, Manitoba Conservation; and Jan and Sylvia Borstlap, applicants.

CALL TO ORDER

Reeve Ted Tkachyk called the hearing to order at 11:00 a.m.

PURPOSE OF PUBLIC HEARING

The Public Hearing is to receive and hear representations in the matter of the adoption of Starstruck Holsteins Ltd. Conditional Use No. 04-CU-08 permit application to allow expansion of existing livestock operation by increasing the number of dairy cattle from 180 (360 Animal Units) to 400 (800 Animal Units). The expansion will increase the total size of the livestock operation from 467 Animal Units to 907 Animal Units and includes the construction of a 120' x 350' addition to the existing dairy barn and a new lined earthen manure storage lagoon (450' x 450') 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

Jan and Sylvia Borstlap appeared on behalf of Starstruck Holstein Ltd. in support of application. A summary of the Technical Review Report was given by representatives of the Technical Review Committee in attendance.

DECISION

See Resolution No. 313/08 in regular minutes.

ADJOURNMENT OF PUBLIC HEARING

The Public Hearing was adjourned at 11:30 a.m.