

Town of Stonewall Meeting Minutes

Regular Meeting #17-11 - 7:30 PM - 8:43 PM - October 19,
2011

A regular meeting of the Council of the Town of Stonewall was held on Wednesday, October 19th, 2011 commencing at 7:30 PM in the Council Chambers, Town Hall, Stonewall, MB.

Mayor Thompson presided.

Councillors Badger, Corbin, Taplin, McLean, CAO Potter and A/CAO Patterson in attendance.

1. CALL TO ORDER

1.1 ADDITIONS TO AGENDA

There were no additions.

2. ADOPTION OF MINUTES 2011 315 TAPLIN, MCLEAN

BE IT HEREBY RESOLVED THAT the minutes of the October 5, 2011 Regular meeting of Council be adopted as circulated and posted.

CARRIED

3. MATTERS ARISING OUT OF THE MINUTES

There were no matters arising from the minutes.

4. DELEGATIONS, HEARINGS & PETITIONS

4.1 Hearing Adjournment - Clarke/Farthing/Udholm 2011 316 MCLEAN, TAPLIN

BE IT HEREBY RESOLVED THAT the Council of the Town of Stonewall adjourn the Regular meeting of Council to hold the required Public Hearing for the following matters :

- Variation Application STV 4/11- Clarke - front yard
- Conditional Use Application STC 1/11- Farthing - duplex dwelling
- Variation Applications STV 5/11 and STV 6/11 - Udholm-fence height & rear yard.

CARRIED

4.1.1 STV 4/11 - 8:02 PM PUBLIC HEARING

IN THE MATTER OF: STV 4/11

Application for a variation to allow for the proposed front porch/verandah addition to an existing dwelling to comply with the Zoning By-law.

APPLICANT: James Clarke

OWNER: James Clarke

SUBJECT: Land Use Zoning - "RG" Residential General Zone
Town of Stonewall Zoning By-law 35/91 (as amended)
Part VII - Residential Zones
Table VII - II Residential Bulk Table
Minimum Front Yard of 25 Feet

PURPOSE: To allow for a proposed front porch/verandah addition to an existing dwelling to comply with the Zoning By-law

PREMISES: Lots 12/14, Block 26, Plan 2594 - #383 - 3rd St East

The Hearing opened at 8:02 PM.

Mayor Thompson called the Hearing to Order.

Persons in attendance:

In Favor

James Clarke, Box 4379, Stonewall, MB R0C 2Z0

There were no other persons in attendance at the Hearing to make representation for, against or for information.

CAO Potter read the Notice of Hearing.

James Clarke spoke in favour of the application to vary his front yard at 383 3rd St. E. The house currently has a variation for an 18 ft. front yard and with the repairs required to the roof trusses as a result of damage caused by heavy snow, Clarke would like to add a six foot porch onto the house to make it aesthetically pleasing with the new roof line. The addition of the porch will result in the front yard being varied to 12 ft. Clarke has contacted his immediate neighbors and they did not indicate any concerns.

Mayor Thompson declared the Hearing closed.

4.1.2 STC 1/11 - 8:19 PM

PUBLIC HEARING

IN THE MATTER OF: STC 1/11

Application for a Conditional Use to allow for the proposed construction of a two-family duplex unit on the subject property to comply with the Zoning By-law.

OWNER/APPLICANT: Andrew Farthing

SUBJECT: Land Use Zoning - "RG" Residential General Zone
Town of Stonewall Zoning By-law 35/91 (as amended)
Part VII - Residential Zones
Table VII - I Residential Bulk Table
Two-family dwellings including duplexes and semi-detached required a conditional use.

PURPOSE: To allow for the proposed construction of a two-family duplex dwelling unit on the subject property.

PREMISES: Lot 1, Plan 43729 - #464 - 1st St. E.

The Hearing opened at 8:19 PM

Mayor Thompson called the Hearing to Order.

Persons in attendance:

In Favor

Andrew & Krystal Farthing, 366 Albany St. Winnipeg R3J 2B3

Opposed

For Information

Martin Carriere, Box 4045, Stonewall, MB R0C 2Z0
Jason McIvor, Box 4167, Stonewall, MB R0C 2Z0

There were no other persons in attendance at the Hearing to make representation for, against or for information.

CAO Potter read the Notice of Hearing.

Andrew Farthing spoke in favour of the application. Farthing is wanting to construct a duplex on the property. The duplex units will be about 900 sf. The

duplex will be located to provide for 10' side yards, a 25' front yard and a 35' rear yard. There will be garage (s) for the duplex. The existing garage currently located on the property will be relocated outside of the Town of Stonewall. Farthing plans on residing in one side of the duplex upon completion.

Mayor Thompson declared the hearing closed.

4.1.3 STV 5/11 - 8:35PM

PUBLIC HEARING

IN THE MATTER OF: STV 5/11

Application for a variation to allow for the construction of an existing fence at the subject property to comply with the Zoning By-law.

APPLICANT: Todd Udholm & Tessa Vaesen

OWNER: Todd Udholm & Tessa Vaesen

SUBJECT: Land Use Zoning - "RG" Residential General Zone
Town of Stonewall Zoning BL #35/91 (as amended)
Part IV - General Regulations
Part 5(d) Projections into Yards
Fences, hedges, and landscape design features are permitted in all required yards if maintained at a height of not more than three and one-half (3 1/2) feet in the front yard and at a height of not more than six (6) feet in the rear and side yards.

From: Maximum Front Yard
Fence Height of
3 1/2 Feet

To: Maximum Front Yard Fence
Height of
6 Feet

PURPOSE: To allow for the construction of a fence and the existing fence at the subject property to comply with the Zoning By-law.

**PREMISES: Lot 2, Block. 9, Plan 2594 - #284
2nd Ave. N.**

The Hearing opened at 8:35 PM.

Mayor Thompson called the Hearing to Order.

Persons in attendance:

In Favor

Tessa Vaesen

There were no other persons in attendance at the Hearing to make representation for, against or for information.

CAO Potter read the Notice of Hearing.

Tessa Vaesen spoke in favour of Variation STV 5/11. The previous owners constructed the fence which does not meet the zoning requirements.

Mayor Thompson declared the Hearing closed.

4.1.4 STV 6/11 - 8:45PM

PUBLIC HEARING

IN THE MATTER OF: Application for a Variation to allow for an existing open unenclosed deck to comply with the Zoning By-law.

APPLICANT: **Todd Udholm & Tessa Vaesen**

OWNER: **Todd Udholm & Tessa Vaesen**

SUBJECT: Land Use Zoning - "RG" Residential General Zone
Town of Stonewall Zoning BL 35/91 (as amended)
Part IV - general Regulations
Part 6 (b) Projections into Yards
An open, unenclosed and uncovered porch or deck may project into a required front, or rear yard for a distance not exceeding six (6) feet.

From: Minimum rear yard of 19 feet

To: Minimum rear yard of 2 1/2 feet

PURPOSE: **To allow for an existing open unenclosed deck to comply with the zoning by-law.**

PREMISES: **Lot 2, Block 9, Plan 2594 - #284
2nd Ave. N.**

The Hearing opened at 8:31 PM

Mayor Thompson called the Hearing to Order.

Persons in attendance:

In Favor

Tessa Vaesen

There were no other persons in attendance at the Hearing to make representation for, against or for information.

Tessa Vaesen spoke in favour of the variation. The deck was constructed by the previous owners and therefore a variation is required to comply with the zoning by-law.

Mayor Thompson declared the Hearing closed.

**4.2 Resume Regular Sitting of Council 2011 317
TAPLIN, MCLEAN**

BE IT HEREBY RESOLVED THAT Council now resume Regular sitting of Council.

CARRIED

4.3 STV 4/11 2011 318 CORBIN, BADGER

BE IT HEREBY RESOLVED THAT after consideration of Variation Application No. STV 4/11 and any representation for or against the variation sought by James Clarke, Applicant/Owner, the Town of Stonewall hereby approves said Variation Application No. STV 4/11 to vary:

-the minimum front yard requirement from 25 ft to a minimum of 12 ft

to allow the proposed construction of a front porch/veranda addition to the existing dwelling to comply with the Town of Stonewall Zoning By-law No. 35/91, as amended, on Lots 12 and 14, Block 26, Plan 2594 WLTO (#383-3rd Street East / Roll No. 29400).

CARRIED

4.4 STC 1/11 2011 319 BADGER, CORBIN

BE IT HEREBY RESOLVED THAT after consideration of Conditional Use Application STC 1/11 and any representation for or against the conditional use sought by Andrew Farthing, the Council of the Town of Stonewall grants Andrew Farthing, Applicant and Roger Fryza and Tina Babych, Owner, a Conditional Use, File No. STC 1/11, to allow the construction of a two family (duplex) dwelling on Lot 1, Plan 43729 WLTO (#464-1st Street East/ Roll No. 47395) subject to the following conditions:

- the Applicant/Owner remove and relocate or demolish and remove the existing detached garage located on

the Subject Lot, and

- the Applicant/Owner enter into a Development Agreement with the Town to prescribe and regulate the siting and design, including exterior materials, the water and sewer servicing of the proposed two family dwelling (duplex) and the landscaping of the Subject Lot, and

-compliance with the provision of a Lot Grade Plan and Permit pursuant to By-law No. 3/06, and

-compliance with and provision of a Driveway Permit pursuant to By-law No. 4/08, as amended, and

-compliance with all applicable Zoning By-law and Building Code requirements concerning the construction, establishment and occupancy for a two family (duplex) dwelling.

CARRIED

4.5 STV 5/11 2011 320 BADGER, CORBIN

BE IT HEREBY RESOLVED THAT after consideration of Variation Application No. STV 5/11 and any representation for or against the variation sought by Tessa Vaesen and Todd Udholm, Applicant / Owner, the Town of Stonewall hereby approves said Variation Application No. STV 5/11 to vary:

-the maximum height of a fence in the front yard from a height of 3 1/2 feet to a maximum height of 6 feet

to allow for the existing fence and the construction of proposed additional fencing in the front yard to comply with the Town of Stonewall Zoning By-law No. 35/91 as amended, on Lot 2, Block 9, Plan 2594 WLTO (#284-2nd Ave North/Roll No. 6710).

CARRIED

4.6 STV 6/11 2011 321 TAPLIN, MCLEAN

BE IT HEREBY RESOLVED THAT after consideration of Variation Application No. 6/11 and any representation for or against the variation sought by Tessa Vaesen and Todd Udholm (SIPD), Applicant/Owner, the Town of Stonewall hereby approves said Variation Application No. STV 6/11 to vary:

- the minimum rear yard for a deck from a minimum of 19 feet to a minimum of 21 1/2 feet,

to allow the existing open unenclosed deck to comply with the Town of Stonewall zoning By-law No. 35/91, as amended, on Lot 2, Block 9, Plan 2594 WLTO (#284-2nd Ave North/Roll No. 6710).

CARRIED

5. COMMITTEE REPORTS

**5.1 Committee of the Whole 2011 322
BADGER, CORBIN**

BE IT HEREBY RESOLVED THAT the minutes of the October 12, 2011 Committee of the Whole meeting of Council be adopted as posted.

CARRIED

5.2 Finance 2011 323 MCLEAN, TAPLIN

BE IT HEREBY RESOLVED THAT Town of Stonewall Finance Report No. 17/11 having been adopted by the Town of Stonewall Finance Committee be hereby authorized for payment in the following amounts:

BANK	AMOUNT
GENERAL	\$ 240,592.15
UTILITY	\$ 7,495.62
CEMETARY	\$ 460.00
MEMORIAL PARK	\$ 40.89
QUARRY PARK DEBIT/CREDIT ACCT	\$
HAC ACCOUNT	\$ 90,761.33
HAC US ACCOUNT	\$

CARRIED

5.3 Other

SIRL - Badger - the Library is in the process of updating its Policy Manual.

Memorial Park - Corbin - The chain link fence has been removed by Town staff recently and the feedback has been positive.

6. BY-LAWS

6.1 Consideration

6.2 Holding

6.2.1 BL 27/10 LID Plan/Capital Debt – lagoon expansion – property

6.2.2 BL 19/11 - Close and sell Rockford Rd north of Procure Drive

7. UNFINISHED BUSINESS

7.1 Age Friendly

Age Friendly Committee - Thompson - A request to canvass the community for a person willing to take a lead role on the Age Friendly Committee was discussed. The coordinator of the 55 Plus Centre does not have the time to commit to the position any longer and is therefore requesting the Town's assistance in finding a replacement. Council and Administration agreed to give consideration of finding a new chairperson.

8. CORRESPONDENCE

FROM	SUBJECT	DISPOSITION
MIT	Sewer back up subsidy Program 2012-2013	For Info
Corrections Canada	Family Day at Stony Mountain Inst. October 29/11	Res#324
IRHA	AGM Oct 27/11 Eriksdale	Res#325
AMM	Proposed amendment to change term for president & vice-president	for Information

8.2 Stony Mountain Invite 2011 324 CORBIN, BADGER

BE IT HEREBY RESOLVED THAT Lockie McLean be authorized to attend The Stony Mountain Institution Family Day on October 29, 2011 at the Stony Mountain Institution.

CARRIED

8.3 RHA AGM 2011 325 TAPLIN, MCLEAN

BE IT HEREBY RESOLVED THAT Wes Taplin be authorized to attend Interlake Regional Health Authority Annual General Meeting on October 27, 2011 in Eriksdale.

CARRIED

9. NEW BUSINESS

9.1 Health & Dental Program for members of Council

**9.1.1 Council Medical Dental 2011 326
CORBIN, BADGER**

BE IT HEREBY RESOLVED THAT the eligible members of the Council of the Town of Stonewall be authorized to enroll in the Western Financial Group Health and Dental Benefits Plan (Plan III /Travel Health Plan)

AND FURTHER BE IT RESOLVED THAT the monthly Plan premium/contribution be cost shared 50/50 between the Town and the member of Council.

CARRIED

**9.2 Award of 2012 Flower Tender 2011 327
MCLEAN, TAPLIN**

BE IT HEREBY RESOLVED THAT the 2012 Tender for the supply and planting of the 2012 flowers be awarded to As-U-Want Custom Building and Finishing in the amount of \$ 6913.00 plus GST.

CARRIED

10. NOTICE OF MOTION

There were no Notice of Motion to present to Council.

11. MAYOR & COUNCILLORS DISCUSSION PERIOD

EMO Update - Mayor Thompson met with the Director of the Provincial EMO regarding an incident that occurred between the Interlake Regional Emergency Manager and a volunteer of the Town of Stonewall

emergency team during a regional paper exercise. As a result, a letter of apology from the Interlake Regional Emergency Manager to the Board and the volunteer will be forthcoming.

12. ADJOURN - 8:43 PM

BE IT HEREBY RESOLVED THAT Council do now adjourn.

TOWN OF STONEWALL

MAYOR

CAO