



## **April 11, 2017 Council Meeting**

Start time : 10:00 AM

### **Minutes**

#### **Call to Order**

The regular meeting of the Council of the County of St. Paul No. 19 was called to order by Reeve Steve Upham at 9:05 a.m., Tuesday, April 11, 2017 at the County Office in St. Paul, there being present the following:

Reeve Steve Upham

Councillor Glen Ockerman      Division 1

Councillor Dwight Dach      Division 2

Councillor Cliff Martin      Division 3

Councillor Maxine Fodness      Division 4

Councillor Laurent Amyotte      Division 6

Sheila Kitz      CAO

Tim Mahdiuk      Director of Community Services

Phyllis Corbiere      Executive Assistant

Mark Chileen      Director of Public Works

Krystle Fedoretz      Planning & Development Officer

Janice Huser      St. Paul Journal

#### Regrets:

Frank Sloan      Division 5

#### **Minutes**

#### **Resolution #CM20170411.1001**

Moved By: Councillor Dwight Dach

to approve minutes of the March 14, 2017 Council Meeting as corrected:

Deputy Reeve Cliff Martin called the meeting to order not Reeve Upham as stated in the minutes.

**Carried**

#### **Bank Reconciliation - February & March**

#### **Resolution #CM20170411.1002**

Moved By: Councillor Cliff Martin

to adopt the Bank Reconciliation for the month ending March, 2017.

**Carried**

**Additions to  
Agenda and  
Acceptance of  
Agenda**

The following additions were made to the agenda:

8.16 Twp Rd 584 West of Range Road 95

8.17 Stoney Lake Community Association

**Resolution #CM20170411.1003**

Moved By: Councillor Glen Ockerman  
to adopt the agenda for the Regular Meeting of Council for April 11, 2017  
with the above noted additions.

**Carried**

**In Camera**

**Resolution #CM20170411.1004**

Moved By: Councillor Maxine Fodness  
to go in camera as per Sections 16, 24 and 27 of the FOIP Act. Time: 9:10  
a.m.

**Carried**

Janice Huser, St. Paul Journal, left the Council Room at 9:10 a.m.

**Resolution #CM20170411.1005**

Moved By: Councillor Cliff Martin  
that Council return to an open meeting at 9:45 a.m.

**Carried**

Janice Huser, St. Paul Journal, entered the Council Room at 9:45 a.m.

**Resolution #CM20170411.1006**

Moved By: Councillor Glen Ockerman  
to provide Pierre deMoissac with a letter advising that Council will support  
his application for an amendment to the Land Use Bylaw for additional  
required lands within the Agriculture District and that they will consider his  
other requests after the property is transferred into his name, based on  
individual requests at the time the work is being done on the property.

**Carried**

**Resolution #CM20170411.1007**

Moved By: Councillor Dwight Dach  
to approve the tax cancellation in the amount of \$3,621.16 for Lot 1, Block  
1, Plan 1423428 in NW 31-58-8-W4, as per section 335 of the MGA.

**Carried**

**Resolution #CM20170411.1008**

Moved By: Councillor Maxine Fodness  
that administration send letters to the residents who built structures on  
County property, ordering that the structures be removed within 6 months.

**Carried**

**Resolution #CM20170411.1009**

Moved By: Councillor Laurent Amyotte  
to approve the amended Offer to Purchase for the NW 17-59-11-W4, which  
includes a termination clause for the Sand and Gravel Agreement.

**Carried**

**9:30 a.m. -  
Economic  
Development  
Organizations -  
CARES Program**

Linda Sallstrom, Executive Director, Chamber of Commerce; Penny Fox, General Manager, Community Futures; Kevin Bernhard, President, Chamber of Commerce; and Bob Bespalko, Executive Director of HUB were admitted to the Council Room at 9:30 a.m.

The delegation discussed the CARES grant application which will help to determine where the gaps are in Economic Development in the St. Paul Region. The application will provide framework to maximize investments already being made. Regional CARES grant will put framework in place and bring all the stakeholders together to move in the same direction and avoid duplication of services. Developing a strategy is the first step in joint Economic Development

The groups informed Council that they are looking forward to a Regional Strategy between the County of St. Paul, Town of Elk Point and Town of St. Paul so each group can understand what their role is in Economic Development. The delegation left the Council Room at 10:02 a.m.

Councillor G. Ockerman left the Council Room at 10:01 a.m. and entered at 10:03 a.m.

**Resolution #CM20170411.1010**

Moved By: Councillor Maxine Fodness

that administration proceed with a Community and Regional Economic Support (CARES) application as Managing Partner with Town of St. Paul and Town of Elk Point for funding to promote long-term economic growth in our region.

**Carried**

**Request for  
Funding -  
Mannawanis  
Friendship  
Centre**

**Resolution #CM20170411.1011**

Moved By: Councillor Maxine Fodness

to deny the request from the Mannawanis Friendship Centre for funding to operate their programs on an interim basis until they receive their core funding from the Federal Government.

**Carried**

**2017 Municipal  
Operating and  
Capital Budget**

**Resolution #CM20170411.1012**

Moved By: Councillor Cliff Martin

to approve the 2017 Municipal Operation and Capital Budget as per Section 242 & 245 of the M.G.A., as follows:

Operating and Capital Revenues	37,817,729
Debenture and Funding from Restricted Surplus	2,708,779
Operating Expenses	29,090,336
Replacement Reserve	96,000
Capital Lease Buyout	1,320,000
Debenture Repayment	904,564
Capital Expenditures	9,098,274
Surplus	17,334

Carried

**Bylaw No.  
2017-18 - Mill  
Rates**

**Resolution #CM20170411.1013**

Moved By: Councillor Dwight Dach  
to give first reading to Bylaw No. 2017-18, Mill Rate Bylaw.

Carried

**Resolution #CM20170411.1014**

Moved By: Councillor Maxine Fodness  
to give second reading to Bylaw No. 2017-18.

Carried

**Resolution #CM20170411.1015**

Moved By: Councillor Cliff Martin  
to present Bylaw No. 2017-18 at this meeting for third and final reading.

**Carried Unanimously**

**Resolution #CM20170411.1016**

Moved By: Councillor Laurent Amyotte  
to give third reading to Bylaw No. 2017-18.

Carried

**Lafond  
Wastewater  
Transfer Station**

**Resolution #CM20170411.1017**

Moved By: Councillor Maxine Fodness  
to accept the bid from Kichton Contracting Ltd. for \$1,135,900 for the Lafond Wastewater Transfer Station, as per the recommendation of Urban Systems.

Carried

**Bylaw No.  
2017-17 -  
Subdivision Plan  
Cancellation**

**Resolution #CM20170411.1018**

Moved By: Councillor Laurent Amyotte  
to give first reading to Bylaw No. 2017-17, to cancel Ashmont Lagoon Subdivision Plan 7820053, Lot B and consolidate it with the balance of NE 21-59-11-W4.

Carried

**Muni Corr  
Right-of-Way in  
Hamlet of Mallaig**

**Resolution #CM20170411.1019**

Moved By: Councillor Glen Ockerman  
that the County pay the associated subdivision and surveying costs of transferring the land to the County's name, for the property on the Muni Corr right-of-way on the siding lands within the Hamlet of Mallaig (Plan 1085EO).

Carried

**2017 Strategic  
Plan - 1st Quarter**

**Resolution #CM20170411.1020**

Moved By: Councillor Laurent Amyotte  
to accept the first quarter update of the 2017 Strategic Plan as presented.

Carried

**Lease Agreement  
- Elk Point  
Regional Allied  
Arts Society**

**Resolution #CM20170411.1021**

Moved By: Councillor Dwight Dach  
to approve the Lease Agreement with the Elk Point Regional Allied Arts Society to lease the building jointly owned by the Town and County for a 25 year term, from the date the agreement is signed.

**Carried**

**St. Paul  
Education - Joint  
Elections  
Agreement**

**Resolution #CM20170411.1022**

Moved By: Councillor Cliff Martin  
to approve the agreement with St. Paul Education Regional Division No. 1 to hold a joint election on October 16, 2017.

**Carried**

**Alternate for  
Town of St. Paul  
Rec Board  
Committee**

**Resolution #CM20170411.1023**

Moved By: Councillor Glen Ockerman  
to appoint Councillor Maxine Fodness as an alternate on the Town of St. Paul Rec Board Committee.

**Carried**

**Request for  
Letter of Support  
- MCSNet**

**Resolution #CM20170411.1024**

Moved By: Councillor Cliff Martin  
to provide MCSNet with a letter of support to accompany their application for funding through the Federal Government's Connect to Innovate program to install Fiber Optic Backbones within the County of St. Paul to the community of Spedden with the communities of Mallaig and Ashmont being connected along the way, in order to enhance rural broadband connectivity.

**Carried**

**Alberta Capital  
Finance  
Authority (ACFA)  
AGM**

Originated By: skitz

**Resolution #CM20170411.1025**

Moved By: Councillor Maxine Fodness  
to designate Tracy Anderson, or designee, to represent and vote the shares of the County of St. Paul at the Annual General Meeting of the Alberta Capital Finance Authority to be held on May 4, 2017 in Edmonton.

**Carried**

**Request for  
Gravel - Town of  
Elk Point**

**Resolution #CM20170411.1026**

Moved By: Councillor Dwight Dach  
to approve the sale of 660 yards of gravel for the Town of Elk Point at a cost of \$5.35 per yard, to be picked up.

**Carried**

**Sponsorship  
Request -  
Waiting for  
Waldemar**

**Resolution #CM20170411.1027**

Moved By: Councillor Cliff Martin  
to deny the request from Eric Spoeth for sponsorship for his film Waiting for Waldemar, when it was showing at the Elite Theatre in St. Paul.

**Carried**

**Columbus House  
of Hope Golf  
Tournament**

**Resolution #CM20170411.1028**

Moved By: Councillor Dwight Dach  
that the County become a gold sponsor for \$1000 for the Columbus House  
of Hope Golf Tournament on May 27, 2017.

**Carried**

**Request to Host  
Beef-on-a-Bun -  
St. Paul District  
4-H Council**

**Resolution #CM20170411.1029**

Moved By: Councillor Laurent Amyotte  
to support the St. Paul District 4-H by providing beef on a bun for the  
annual Show and Sale on June 5, 2017, as per policy Per-12.

**Carried**

**TWP Rd 584  
West of Range  
Road 95**

**Resolution #CM20170411.1030**

Moved By: Councillor Maxine Fodness  
to table the request from Tina Henderson for improvements to Township  
Road 584 west of Range Road 95, until later during the construction  
season, as time, weather and budget permits, as the oiling and  
construction schedules are determined months in advance in conjunction  
with preliminary budget deliberations.

**Carried**

**Stoney Lake  
Community  
Association**

**Resolution #CM20170411.1031**

Moved By: Councillor Dwight Dach  
assist the Stoney Lake Community Association by removing the trees for a  
parking lot on the SE 23-56-8-W4, with the work to be done after  
September 15, 2017.

**Carried**

**10:30 a.m. -  
Public Hearing  
Bylaw No.  
2017-14 - Lease  
Lot 28ER, Block  
2, Plan 8023220**

Reeve Upham called the Public Hearing to order at 10:32 a.m.

Reeve Upham informed Council that the purpose of the public hearing is to  
hear from anyone and everyone affected by Bylaw No. 2017-14, which is a  
bylaw to lease Lot 28ER, Block 2, Plan 8023220 for a period of three years.

Administration informed Council that the public hearing was advertised  
according to Section 606 of the MGA and the adjacent landowners were  
notified via letterpost.

There was no one present to speak in opposition to or in favor of proposed  
Bylaw No. 2017-14 and there were no written submissions.

Reeve Upham declared the Public Hearing closed at 10:34 a.m.

**Resolution #CM20170411.1032**

Moved By: Councillor Laurent Amyotte  
to give second reading to Bylaw No. 2017-14, to lease Lot 28ER, Block 2,  
Plan 8023220, for a period of three years.

**Carried**

**Resolution #CM20170411.1033**

Moved By: Councillor Dwight Dach  
to give third reading to Bylaw No. 2017-14.

**Carried**

Reeve Upham recessed the meeting at 10:33 a.m. and reconvened the meeting at 10:45 a.m. with all present, except Councillor F. Sloan.

**CAO Report**

**Resolution #CM20170411.1034**

Moved By: Councillor Maxine Fodness  
to accpet the CAO report as presented.

**Carried**

**Resolution #CM20170411.1035**

Moved By: Councillor Glen Ockerman  
to defer discussion regarding the incidents on the Murphy Road to a heavy oil committee meeting.

**Carried**

**Resolution #CM20170411.1036**

Moved By: Councillor Cliff Martin  
that the County apply for Agri Spirit grant for funding for a boat launch at Lac Bellevue.

**Carried**

**Resolution #CM20170411.1037**

Moved By: Councillor Glen Ockerman  
to appoint Reeve Upham and Deputy Reeve Martin to a Joint Committee with the Town of St. Paul, Town of Elk Point and Summer Village of Horseshoe Bay to discuss how to proceed with the regional projects funded by ACP Grants.

**Carried**

**Budget to Actual**

**Resolution #CM20170411.1038**

Moved By: Councillor Dwight Dach  
to approve the budget to actual based on the interim budget, as of March 31, 2017.

**Carried**

**Listing of  
Accounts  
Payable**

**Resolution #CM20170411.1039**

Moved By: Councillor Glen Ockerman  
to file the listing of Accounts Payable as circulated:

<u>Batch</u>	<u>Cheque Date</u>	<u>Cheque Nos.</u>	<u>Batch Amount</u>
20253	February 23, 2017	Direct Deposit	\$88,804.73
20269	March 6, 2017	Direct Deposit	\$12,665.15
20286	March 15, 2017	27958 - 28047	\$1,619,063.36
20290	March 16, 2017	Direct Deposit	\$89,420.37
20302	March 21, 2017	28048 - 28145	\$648,897.86
20318	March 30, 2017	28146 - 28199	\$291,021.71

**Carried**

**11:15 a.m. -  
Public Hearing  
Bylaw No.  
2017-19-St. Paul  
North ASP Public  
Hearing**

Reeve Upham declared the Public Hearing open at 11:17 a.m. Nine residents were present for the Public Hearing.

Krystle Fedoretz, Planning and Development informed Council that the purpose of the public hearing is to hear from anyone and everyone affected by Bylaw No. 2017-19, St. Paul North Area Structure Plan.

Krystle then informed Council that the Public Hearing has been advertised in accordance with section 230 of the M.G.A and that following the Open House on March 30th, a copy of the amendments that resulted from the open house was distributed to those in attendance who provided their email address.

Krystle Fedoretz informed Council that she received the following email from Jim McGonigal:

After reviewing the area structure plan for the area north of St. Paul, I would like to include a Light Industrial/Residential District along the west side by Rge Rd 95. I am planning to build a shop in the future there for commercial use.

Krystle then informed Council that an amendment has been made to the ASP to address this concern.

Gail Plante then read the following submission aloud to Council on behalf of Plante Farms, and requested that it be included as part of the public record.

1. Not Enough Information

We have only since the open house been given the option of Country Residential zoning of our land. This is not an option we requested but are finding out with new information that this might be something we have to look at to protect the legacy of our family farm for the next generations. At this point we don't understand the consequences of zoning our land Country Residential. We are not interested in being developers; we plan to continue to farm and are only interested in subdividing land that is actually needed. With any situation getting good information helps considerably with the understanding of why some things are an option and some things are not. Unfortunately, we have not had access to the information as we have not been involved with the planning over the last 2 years. Since the planners have had two years to work with landowners and has chosen not to do that until the last few days; we can't do anything about the fact that they have run out of time and did not come to us for input sooner. It is unfortunate because now that there is finally an exchange of some information, had we been involved sooner, we could have probably worked on a constructive solution that had all affected parties interests considered.

We could have forwarded our ideas for our land but were waiting for information we needed to make a good plan and informed long term succession plan proposal. For example we did not know that the sewer capacity on the east end has been updated, that would have been important to know. All this time we have been expecting information regarding surveys on water, sewer, road upgrades and environment assessments with all relevant information to make up or plan to put



forward. Now in the last few days since the open house, we are finding out things that would have helped develop our plan. We would have thought it would be fair to be a part of the planning of our land in the ASP, working with the planning committee to find solutions that made sense for everyone. That is how we thought a community should work together.

## 2. Improper development which affects our livelihood

Development within the IDP is causing flooding of farmland as this affects our livelihood it is relevant in any plan. This is happening in many areas North of Township Road 582, South of Garneau Lake and Northwest in the Town limits. This all causes flooding to farmland North and South of 582 and also flooding of some acreages. What planning has been done within this ASP to protect land from flooding due to development that does not conform to the *Alberta Water Act*? Developers who are unaware of their responsibilities under the Act could have consequences that they would otherwise not have, if they were informed of the regulations beforehand through a responsible ASP that is proactive. Is that not the whole point of an Area Structure Plan to ensure development is done properly, which would include not breaking the laws of the governing legislation in the process? We have been told that overseeing development is not the responsibility of the county/town. Everyone tells us to call Environment. You have an opportunity through this plan to protect the livelihood of your farmers, just because you haven't done it in the past doesn't mean you can't be proactive with at least the "Area Structure Plans" that you participate in.

3. Storm Water Management Concept: page 40 - Figure 14. The plan shows 3.5 large storm water facilities on our 35% portion and only 2.5 facilities on the remaining 65% of the land. We have an unfair amount of our land taken up for storm water facilities. In particular, in regards to the 40 acre parcel North of Garneau Lake beside the towns land on the East side of the ASP. The water does not currently flow into this area from the North on its way to Garneau Lake; this is not the natural water course. We have been farming this land for over 40 years and plant crops here every year. The map shows where the actual water course enters the lake, which is not on our property. Our plan for this property is residential. Should not the Storm water facility reflect where the natural water course enters the lake? Also, in the corner just west of 46th street another storm water facility has been placed on a subdivided acreage with no regard for that? There are still so many things that need to be addressed on this plan. It also looks to us that most of the infrastructure required for water management that is needed now to address recent development and development underway, has been deferred to the properties that are to be developed later. How can an Area Structure Plan overlook the infrastructure needs required now by deferring the responsibility onto the property owner next door?

4. Transportation (page 35 of ASP) The draft proposed a four lane road on Township Rd 582. At the open house it was not determined whether this is a four lane or two lanes and this has still not been updated. The sketch at the bottom of page 35 is for a two lane highway, so which is it, two lanes or four lanes? What is the easement for moving the pipeline

further onto our property? There are more questions than answers about this road. The plan is incomplete and we cannot support an incomplete ASP when we do not know the full impacts to our land or operation.

5. Policy Context: (page 18, 3.2 of the ASP) "Collaborative and transparent decision-making". We own 35.8% of the area covered by this structure plan. We find the planner has not tried to foster good relations with the surrounding land owners who are the major stakeholders. We are only now at the last minute being asked what we think about the plan. We have many more areas that need changes and more information is warranted before we can agree to this plan. We should have been involved in the planning any time in the past two years, trying to rush this plan through in the final hour is not acceptable. As the development of this area affects our livelihood and we do not fully understand the consequences of this ASP we cannot support it at this point and don't feel council should either.

Jacques Plante also spoke in opposition to the plan. The Plantes were involved with the original consultation and they did not receive any further information until the open house. Mr. Plante asked why the information was withheld until it was time to approve the ASP. They are not prepared to support the ASP at this time.

Louise Plante also spoke in opposition to the ASP. She is concerned that the plan is designed for four lanes. It will affect their lots on 51st street and the pipeline on their property. She is also concerned that the plan does not properly address the water flow issues.

Leo deMoissac spoke in opposition to Bylaw No. 2017-19. He feels that the bylaw is premature and that more time has to be spent with residents before Council approves the plan. Access to water is included in the plan, which require that his property would have to be annexed to the Town of St. Paul and he does not want to be annexed.

Victor Gill spoke in opposition to to the proposed plan. He requested that his submission be included as part of the public record:

We know we need an ASP but I don't think this plan is ready yet. There needs to be talks with the land owners to best develop their land. There should have been a one on one meeting with each landowner to best develop their land. The land owners know more about the land than designers who look at geographical maps to develop the land.

Transportation

We don't agree that we need a 4 land roadway for 2 miles. By building this roadway it will increase the traffic and the speed at which people travel on it. There is a problem at the rate of speed some people are traveling right now and it is an oil gravel road with rough spots. The new road would increase the speed and drastically increase the amount of garbage that would be lost along 51st, 46st, range road 95, highway 881 and township road 582. As of right now there is no enforcement of the speed at which people travel, nor the enforcement on having loads tarped going to

the transfer station, And the first sign going into the transfer station is ALL LOADS MUST BE TARPED, NO ENFORCEMENT. As long as these roads are rough it is the only speed control there is.

By building the roadway this will increase the big truck traffic. Right now some of these trucks do not follow the speed limits, and like to use their engine retarder brakes or jake brakes. We hear this happening often day and night, and we are getting tired of being woke up during the night to the sounds of these brakes.

In short, if this roadway is built then there better be reduced speed limits along 582 for safety, reduced garbage in the ditches. And sign install restricting the use of engine retarder brakes on these roads, and the speed and tarped loads enforced. We are not in favor of any expansion's to be done at the transfer station.

IN SHORT THIS PLAN IS NOT READY.

Councillor Fodness informed Council that Mr. Vidiuk sent an email expressing that he is opposed to the Area Structure Plan.

There was no one present to speak in favor of the proposed bylaw.

Reeve Upham declared the Public Hearing closed at 11:38 a.m.

Following the public hearing, those in attendance for the Public Hearing left the Council Room at 11:38 a.m

**Resolution #CM20170411.1040**

Moved By: Councillor Cliff Martin

to table further discussion on Bylaw No. 2017-19, St. Paul North Area Structure Plan.

**Carried**

**Resolution #CM20170411.1041**

Moved By: Councillor Laurent Amyotte

that Council supports the Town of St. Paul requesting an extension on their grant from Municipal Affairs for funding to prepare the St. Paul North Area Structure Plan, which had a deadline of April 30.

**Carried**

**Resolution #CM20170411.1042**

Moved By: Councillor Maxine Fodness

that administration schedule a meeting for further consultation with County residents who are affected by the St. Paul North Area Structure Plan as well as any Councillors who are available to attend.

**Carried**

**11:45 a.m. -  
Public Hearing  
Bylaw No.  
2017-03 - Amend**

Reeve Upham declared the Public Hearing open at 11:53 a.m.

Krystle Fedoretz, Planning and Development, informed Council that the purpose of the public hearing is to hear from anyone and everyone affected by Bylaw No. 2017-03 as it relates to rezoning all of Lot B, Plan 8420293 in SE 16-58-9-W4 from Agricultural to Industrial/Commercial.

**LUB - Rezone Lot B, Plan 8420293 in SE 16-58-9-4**

Krystle then informed Council that the Public Hearing has been advertised in accordance with section 230 of the M.G.A. RSVPs were sent out to adjacent landowners regarding a public consultation which was to be held on March 28, 2017. No RSVPs was received, so there was no public consultation.

There were no written submissions in favor of or in opposition to the proposed amendment and there was no one present to speak in favor of or in opposition to the proposed amendment to the Land Use Bylaw.

Reeve Upham declared the public hearing closed at 11:54 a.m.

**Resolution #CM20170411.1043**

Moved By: Councillor Cliff Martin

to give second reading to Bylaw No. 2017-03, to amend the Land Use Bylaw No. 2013-50 as it relates to rezoning all of Lot B, Plan 8420293 in SE 16-58-9-W4.

**Carried**

**Resolution #CM20170411.1044**

Moved By: Councillor Laurent Amyotte

to give third reading to Bylaw No. 2017-03.

**Carried**

Reeve Upham recessed the meeting for lunch at 12:00 p.m. and reconvened at 1:02 p.m. with all members of Council present except Councillor F. Sloan.

**1:00 p.m. - Public Hearing Bylaw No. 2017-16 -Wording Change to Land Use Bylaw**

Originated By: pcorbiere

Reeve Upham called the Public Hearing to order at 1:02 p.m.

Krystle Fedoretz, Planning and Development, informed Council that the purpose of the public hearing is to hear from anyone and everyone affected by Bylaw No. 2017-16, which is a wording change to section 7.7 of the Land Use Bylaw 2013-50 to relax the setbacks for communication towers on Lot 37, Block 1, Plan 7622036 and Lot 110, Block 2, Plan 7922205.

Krystle then informed Council that the Public Hearing has been advertised in accordance with section 230 of the M.G.A. There were no written submissions in favor of or in opposition to the proposed amendment and there was no one present to speak in opposition to the proposed amendment to the Land use Bylaw.

Leo Van Brabant, applicant, spoke in favor of the proposed amendment to the Land Use Bylaw to relax the setbacks as it will allow MCSNet to provide service to remote areas in the County.

Reeve Upham declared the Public Hearing closed at 1:05 p.m.

**Resolution #CM20170411.1045**

Moved By: Councillor Laurent Amyotte  
to give second reading to Bylaw No. 2017-16, wording change to section 7.7 Communication Towers of Land Use Bylaw No. 2013-50.

**Carried**

**Resolution #CM20170411.1046**

Moved By: Councillor Cliff Martin  
to give third reading to Bylaw No. 2017-16.

**Carried**

Leo Van Brabant left the Council Room at 1:07 p.m.

**1:05 p.m. -  
Synergy  
Chartered  
Accountants**

Shawn Warrington, Accountant with Synergy Chartered Accountants was admitted to the Council Room at 1:10 p.m. to present the Audited Financial Statements for the County of St. Paul for the period ending December 31, 2016.

Following his presentation, Mr. Warrington left the Council Room at 1:30 p.m.

**Resolution #CM20170411.1047**

Moved By: Councillor Dwight Dach  
to approve the 2016 Audited Financial Statements for the County of St. Paul.

**Carried**

**1:30 p.m. - Public  
Hearing Bylaw  
No. 2017-15  
-Wording Change  
to Land Use  
Bylaw 2013-50**  
Originated By: pcorbiere

Reeve Upham called the Public Hearing to order at 1:34 p.m.  
Krystle Fedoretz, Planning and Development, informed Council that bylaw 2017-15 was advertised in accordance with section 230 of the MGA.

Krystle Fedoretz then informed Council that the purpose of the Public Hearing is to hear from anyone and everyone affected by Bylaw No. 2017-15 as it relates to Keeping of Animals on General Urban, Country Residential One, Country Residential Two, Light Industrial Residential, Recreational Vehicle Districts, and Agricultural Districts.

Krystle Fedoretz read the following written submissions in opposition to the proposed amendment:

My name is **Aaron Sharkey** I have lived in Heinsburg for 35 years my family has been in the town since the beginning. My grandpa started our ranch over 45 years ago. To make us sell our livestock and change our livelihood would be an absolute tragedy. Because the town of Heinsburg does not have town water or sewer so Heinsburg growing in the future would be very unlikely.

**Dan Peterson** wrote - I am writing in regards to the proposed amendments to this bylaw, Within the area of Heinsburg this bylaw will affect me as we will be restricted to only being able to keep 6 laying hens on our property. When we purchased our property we were under the impression that the

chicken coup that was already on our property would be able to be used to keep a few dozen chickens or other small non-domesticated livestock with ease as it had in the past. I am concerned that by having this bylaw in place the resale value and the resale potential of my property will decrease because future buyers who may want to keep slightly larger amounts of non-domesticated animals would not be able to do so.

Being near the Iron Horse trail having this bylaw and its amendments will limit acreage owners within the designated zonings from having reasonable non-domesticated animals on appropriate sized properties. Thus lowering the value and resale ability of the properties in Heinsburg. (Example: A prospective land owner within Heinsburg who would like to have a couple of horses on a property to ride the trail when they wanted, would no longer be able to do so with newly amended bylaw.)

I would propose that Heinsburg be rezoned to Agricultural or the Bylaw be amended to allow for a more reasonable number of non-domesticated animals to be kept on these pieces of property.

Thank you for your consideration in regards to this bylaw and the amendments that have been proposed.

Krystle Fedoretz then read **Dean Doh's** submission in opposition to the proposed amendment to the Land Use Bylaw:

I am unacceptable living condition and to do enforce the County Bylaw 2013-50 Section 7.18 Keeping Animals. See enforce the Bylaw Officer Order dated May 17, 2016. I have never received any notification as of May 3, 2016 from County St. Paul on this issue. What was going on?

On behalf of the Land Use Bylaw 2013-50 of the St. Paul County, there was restricted up to 9 heads on the site. However the manure still have been over 6 months, and there has not been being enforced the Bylaw at present. There still has been being kept about over 150 animals.

Reference: St. Brides Store and Residence (11201 Twp Rd 581), NE 3-58-11-4 (Tax Roll 11803701)

I am sending you, to request an investigation involving the 12.26 acres subdivision, next to my property (Plan 0124546, Block 1, Lot 1)

My concerns are:

1. Unacceptable living condition
2. Possible, contamination of drilled well water for drinking
3. Too smells and disgust dirty to live can't even open window in my home
4. Confined feedlot condition (up to 150 heads on the site)
5. Smells from burning of manure pile, and runoff into my property
6. Affecting property and business value
7. Too many insects (Flies, mosquitos, butts and others)
8. Complains from the tenants, residence and customers

I have reviewed the County Bylaw 2013-50 and have concerns that Mr. Trach is in contravention of section 7.18 Keeping of Animals... on parcels of land less than 20 acres. The maximum horses allowed are three (including foals). Mr. Trach is in contravention of section 7.24 as well Objects Prohibited or Restricted in Yards (b) any object, chattel or other use of land which in the opinion of the Development Authority, is unsightly or tends to adversely affect the amenities of the District (Copy of Section 7.18 of Land Use Bylaw is attached).

My concerns are enforceable by the County and should be enforced ASAP. If this is not enforced it will set precedence and will make it impossible to enforce any Bylaw contravention in the future. My lawyer is going to file legal proceeding.

Krystle Fedoretz then informed Council that there were no written submissions in favor of the proposed rezoning.

Dean Doh, owner of the St. Brides Store, then spoke in opposition to the proposed rezoning. Mr. Doh suggested that an investigator will be enforcing the Ag Operation Practice Act.

Steve Upham declared the Public Hearing closed at 1:42 p.m.

**Resolution #CM20170411.1048**

Moved By: Councillor Cliff Martin

to table second reading on Bylaw No. 2017-15 for further information.

**Carried**

Mr. Dean Doh left the Council Room at 1:50 p.m.

**Council Fees**

**Resolution #CM20170411.1049**

Moved By: Councillor Glen Ockerman

to approve the Council Fees for the Month of March, 2017 as circulated.

**Carried**

**Adjournment**

Business on the agenda being concluded, Chairman S. Upham adjourned the meeting. Time: 2:00 p.m.

These minutes approved this 9th day of May, 2017.

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Reeve

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Chief Administrative Officer