

THE RURAL MUNICIPALITY OF OAKVIEW

The minutes of the eighteenth regular meeting of the Council of the Rural Municipality of Oakview held Monday, October 25th, 2021 at 7:00 p.m. in the Council Chambers of the municipal office in Oak River.

PRESENT: REEVE: Brent Fortune
COUNCILLORS: Ken Hyndman, Walter Froese, Mark Gill, Gavin Reynolds, Frank Hyndman and Robert Christie
C.A.O.: Marci Quane
ABSENT:

Reeve Brent Fortune presiding.

ADOPTION OF AGENDA

Motion : K.J. Hyndman – Walt Froese
#294/21 : That the agenda for October 25th, 2021 be adopted as presented.

CARRIED

MINUTES

Motion : Robert Christie – Frank Hyndman
#295/21 : Be it resolved that the minutes of the seventeenth regular meeting of council held on October 12th, 2021 be adopted as circulated.

CARRIED

REPORTS OF COMMITTEES

Rapid City Regional Library

-Councillor F. Hyndman discussed the drainage concerns as well as the need to replace the signage on the building.

C.A.O. Report

-The CAO report was presented to Council.

RECEPTION OF DELEGATIONS

1. Pier Solutions, DFA Site Repair Updates – 7:00 p.m.
Evan Manning and Kara Sachvie attended the meeting to review their work to date on the engineered disaster sites. A presentation was made to council reviewing the results of engineer studies and plans for the repair of 11 sites.
2. Manager of Public Works, B. Kingdon – 7:30 p.m.
B. Kingdon attended the meeting to discuss matters regarding the operations of public works including brush cutting, Rapid City Landfill, drainage work in Rapid City, culvert maintenance including removal of beaver dams as well as other topics pertaining to the operation of public works.

ADJOURNMENT

Motion : K. J. Hyndman – Frank Hyndman
#296/21 : That the Council of the R. M. of Oakview do now adjourn to reconvene again, after the Public Hearing for Conditional Use Application #04-O-21-CU and Variation Order Application 09-O-21-VO for K. McDuff and I. B. McFadden.

CARRIED

PUBLIC HEARING – 7:45 P.M. – Conditional Use #04-0-21-CU & Variation Order #09-0-21-VO – K. McDuff and I.B. McFadden, SE 30-14-22

The hearing was advertised and notices were placed as required.

In attendance: Brent Fortune, Chair; Walt Froese, Mark Gill, Ken Hyndman, Gavin Reynolds, Frank Hyndman, Robert Christie and Marci Quane, C.A.O.

No public were in attendance.

Public Hearing closed at 7:50 p.m.

PUBLIC HEARING CLOSED

Motion : M. Gill – K. J. Hyndman
#297/21 : That Council, having completed its duties at the Public Hearing to hear public presentation in respect to the Variation Order Application and Conditional Use Application for K. McDuff and I. B. McFadden now close the hearing and reconvene the regular council meeting. CARRIED

ADJOURNMENT

Motion : Robert Christie – G. Reynolds
#298/21 : That the Council of the R. M. of Oakview do now adjourn to reconvene again after the Public Hearing for Conditional Use Application #05-O-21-CU for CL van Veen Construction Ltd. CARRIED

PUBLIC HEARING – 7:55 P.M. – Conditional Use #05-0-21-CU – CL van Veen Construction Ltd, NE 24-13-19

The hearing was advertised and notices were placed as required.

In attendance: Brent Fortune, Chair; Walt Froese, Mark Gill, Ken Hyndman, Gavin Reynolds, Frank Hyndman, Robert Christie and Marci Quane, C.A.O.

Public in attendance: Cherry van Veen, Leo van Veen, Roy McTavish, Sandra McTavish, and Karen Greer

Chairperson Fortune opened the hearing. The C.A.O. advised that the purpose of the hearing was to receive public presentations from any person who wish to make them in respect to the Conditional Use Order.

Public Presentations: The following people presented information at the hearing:

- 1) Leo van Veen from CL van Veen Construction Ltd. informed the board that a Conditional Use Order was requested to establish an office and workshop for his business within the agricultural general zone. Developing along #10 Highway will provide for additional exposure for his company. He would build RTM's on location when his company is not busy fulfilling custom work contracts.
- 2) The CAO, Marci Quane, read aloud letters submitted by Roy and Sandra McTavish and Karen Greer in opposition of the conditional use.

Questions: Council clarified information regarding CL van Veens proposal relating to type of construction, how many employees would report to work at this location, if van Veen's have had current complaints regarding the construction at their present location and if the existing buildings and property would be removed. Roy McTavish expressed his concerns with the noise and how it would affect the habitat of the area as he had signed an agreement with the Manitoba Habitat Heritage Corporation, the safety concerns of traffic turning off #10 Highway, and that exposure of CL van Veen's business should not come at the new neighbor's expense. Karen Greer highlighted her concerns regarding safety, as accidents have happened in this area. Councillor Reynolds asked if those in opposition had mitigation or if they were opposed to the proposal entirely. Roy McTavish responded that he would be ok with the office being approved but not the construction.

Public Hearing closed at 8:20 p.m.

PUBLIC HEARING CLOSED

Motion : M. Gill – K. J. Hyndman
#299/21 : That Council, having completed its duties at the Public Hearing to hear public presentation in respect to the Conditional Use Application for CL van Veen Construction Ltd. now close the hearing and reconvene the regular council meeting. CARRIED

Motion : K. J. Hyndman – G. Reynolds
#300/21 : Whereas a public hearing was held on October 25th, 2021 to hear representation for or against the proposed Variation Order Application No. 09-O-21-VO, being made by Keith McDuff to request relieve from the maximum site width of 200 feet to be varied to 54 feet for a non-farm dwelling by way of subdivision;
And whereas no representation was received on the proposed variation order application;
Therefore, be it resolved that the Council of the Rural Municipality of Oakview approve the Variation Order Application of Keith McDuff for File No. 09-O-21-VO and being legally described as the Part of SW 30-14-22 in the R. M. of Oakview. CARRIED

PUBLIC HEARING

Motion : M. Gill – K. J. Hyndman
#301/21 : Whereas a public hearing was held on October 25th, 2021 to hear representation for or against the proposed Conditional Use Application No. 04-O-21-CU, being made by Keith McDuff for the establishment of the non-farm dwelling within the “AG” Agricultural Zone;
And whereas no representation was received on the proposed Conditional Use Application;
Therefore, be it resolved that the Council of the Rural Municipality of Oakview approve the Conditional Use Application of Keith McDuff for File No. 04-O-21-CU and being legally described as the Part of SW 30-14-22 in the R. M. of Oakview.
CARRIED

Motion : Robert Christie – Walt Froese
#302/21 : Whereas a public hearing was held on October 25th, 2021 to hear representation for or against the proposed Conditional Use Application No. 05-O-21-CU, being made by CL van Veen Construction Ltd. for the establishment of a Contracting Establishment within the “AG” Agricultural Zone;
And whereas Council has heard and considered representation for and against the proposed Conditional Use Application;
Therefore, be it resolved that the Council of the Rural Municipality of Oakview approve the Conditional Use Application of CL van Veen Construction Ltd. for File No. 05-O-21-CU and being legally described as the Part of NE 24-13-19 in the R. M. of Oakview.
CARRIED

GENERAL BUSINESS

1. Municipal Economic Development, Blanshard CDC – Council discussed the current CDC structure and that they would like to have a CDC board covering the full municipality in the future. The articles of incorporation have been forwarded to the lawyer and administration will follow up on what would need to be done to amend the structure of the CDC. A meeting will be held with the CDC board to discuss the future in detail.
2. 2021 Municipal Tax Sale – Reserve Bid

Motion : M. Gill – K. J. Hyndman
#303/21 : That the Council of the R. M. of Oakview agrees to put in a reserve bid of \$4,743.36 on Roll #37300, being Lots 1 and 2; Block 2; Plan 372 if it is put up for public auction on Wednesday, November 17th, 2021 and authorize the C.A.O. to purchase the land if there are no higher bidders.
CARRIED

3. Letter of Concern, I. Lennox – Council reviewed a letter regarding drainage concerns as excavation work has been done on an existing dike. The letter states that if this work is allowed there will need to be further upgrades to municipal infrastructure downstream. The CAO has been in contact with the Sustainable Development water resource officer. The CAO will respond to the letter of concern.
4. Request for work in Municipal Right of Way, I. Lennox – The manager of Public Works will meet and discuss the proposed work with Mr. Lennox.
5. Annual Municipal Christmas Party – Tabled.

COMMUNICATIONS

1. Trans Canada West Planning District, Notice of Public Hearing, Zoning By-Law Amendment - Noted.

ACCOUNTS AND FINANCES

1. List of Accounts

Motion : K. J. Hyndman – Walt Froese
#304/21 : Therefore, be it resolved that the report of the Finance Committee be received and that R. M. of Oakview’s General Pay List Cheque’s #7996 - #8083 and Payroll Cheques #54089 – #54103, amounting to \$272,604.50 and unpaid invoices amounting to \$205,530.05 having been certified by said Committee, be passed for payment.
CARRIED

ACCOUNTS AND FINANCES

2. September Financial Statements

Motion : Robert Christie – Frank Hyndman
#305/21 : Therefore Be It Resolved Council of the RM of Oakview approve the September Financial Statements as presented.

CARRIED

ADJOURNMENT

Motion : K. J. Hyndman – Gavin Reynolds
#306/21 : That the meeting does now adjourn to meet again on Tuesday, November 9th, 2021 at 7:30 p.m. in Rapid City or at the Call of the Chair.

CARRIED

TIME: 10:40 p.m.

REEVE

CHIEF ADMINISTRATIVE OFFICER