

TOWN OF NIVERVILLE

Minutes of the regular meeting of the Niverville Town Council held on January 22, 2019 at 7:00 p.m. at the Niverville Heritage Centre. In attendance were Mayor Myron Dyck, Deputy Mayor John Funk, Councillors Kevin Stott, Chris Wiebe and Nathan Dueck.

- Res#16-19 C. Wiebe – K. Stott
Agenda BE IT RESOLVED that the agenda be approved subject to the following additions:
10 a. New business – Temporary Signage Request
10 b. Appoint Working Group – Southern Health
“Carried”
- Res#17-19 C. Wiebe – N. Dueck
Minutes BE IT RESOLVED that the minutes of the regular Council meeting held on January 8, 2019 be approved as presented.
“Carried”
- Res#18-19 K. Stott – J. Funk
Table BE IT RESOLVED that the Council meeting agenda be tabled and that
Agenda Council sit in accordance with *The Planning Act* to hold a Public Hearing for Conditional Use application C2-19; to allow a home-based massage therapy business on Lot 16, Block 8, Plan 19956, civically known as 33 2nd Street South.
“Carried”
- Res#19-19 J. Funk – N. Dueck
Resume BE IT RESOLVED that the Public Hearing for Conditional Use application C2-19 be closed and Council resume its former order of business (7:12 p.m.)
“Carried”
- Res#20-19 K. Stott – C. Wiebe
C2-19 WHEREAS a Public Hearing was held regarding Conditional Use C2-19, an application from Raeanna Hiebert to locate a home-based massage therapy business on Lot 16, Block 8, Plan 19956, civically known as 33 2nd Street South; AND WHEREAS the application was duly advertised; AND WHEREAS there was one objection received to the proposal; THEREFORE BE IT RESOLVED that Conditional Use application C2-19, an application from Raeanna Hiebert to locate a home-based massage therapy business on Lot 16, Block 8, Plan 19956, civically known as 33 2nd Street South be approved subject to the following:
1) That the applicant provide on-site parking for clients;
2) That client appointments are scheduled to include a 30 minute interval between appointments in order to avoid any overlap between clients;
3) That this Conditional Use be revisited in January 2021, with the applicant required to apply for an extension on or before January 22, 2021, which will require approval by Resolution of Council to continue to operate the business; and
4) That the applicant obtain an annual Business License from the Town.
“Carried”
- Res#21-19 J. Funk – N. Dueck
Table BE IT RESOLVED that the Council meeting agenda be tabled and that
Agenda Council sit in accordance with *The Planning Act* to hold a Public Hearing for Proposed Subdivision and Road Opening for Lots 3-5 Plan 63084, SE ¼ 36-7-3

EPM, Community Planning File No. 4340-18-8080 (Cornelius Peters Friesen and Town of Niverville registered owners).

“Carried”

Res#22-19 J. Funk – K. Stott

Resume BE IT RESOLVED that the Public Hearing for Conditional Use application C2-19 be closed and Council resume its former order of business (7:54 p.m.)

“Carried”

Res#23-19 C. Wiebe – N. Dueck

Subdivision BE IT RESOLVED that Council approves Subdivision and Road Opening application Community Planning File no. 4340-18-8080 for Lots 3-5, Plan 63084 Pt. SE ¼ 36-7-3EPM in principle, subject to the following:

- 1) That the Developer enter into a Development Agreement with the Town;
- 2) That a Building Location Certificate, prepared by a Manitoba Land Surveyor and showing the location of all buildings and the sewage disposal systems in relation to the proposed lot lines be provided to the Town;
- 3) That any conditional use or variance order be obtained, if required, as a result of the building location certificate; and
- 4) That the Town and Manitoba Infrastructure approve the design for the access closures on PTH 311 for Church Street and Ritchot Drive.

“Carried”

Res#24-19 J. Funk – K. Stott

Table BE IT RESOLVED that the Council meeting agenda be tabled and that
Agenda Council sit in accordance with *The Planning Act* to hold the Public Hearing for Conditional Use application C3-19; to allow for a Planned Unit Development (48 dwelling units) in a Residential High Density Zone on Lots 12, 13, 14 Block 6 Plan 19956, civically known as 87,93 and 103 4th Avenue S.

“Carried”

Res#25-19 N. Dueck – C. Wiebe

Resume BE IT RESOLVED that the Public Hearing for Conditional Use application C3-19 be closed and Council resume its former order of business (8:40 p.m.)

“Carried”

Res#26-19 N. Dueck – J. Funk

C3-19 WHEREAS a Public Hearing was held regarding Conditional Use application C3-19 to allow for a Planned Unit Development (48 dwelling units) in a Residential High Density Zone on Lots 12, 13, 14 Block 6 Plan 19956, civically known as 87,93 and 103 4th Avenue S.;
AND WHEREAS the application was duly advertised;
AND WHEREAS there was opposition received to the proposal noting concerns with respect to safety, traffic, parking, schools, taxes, devaluation, esthetics, glut of condos, density and greenspace;
AND WHEREAS this development proposal did not meet all of the administrative recommendations as provided to the Developer;
THEREFORE BE IT RESOLVED that Conditional Use application C3-19, to allow for a Planned Unit Development (48 dwelling units) in a Residential High Density Zone on Lots 12, 13, 14 Block 6 Plan 19956, civically known as 87,93 and 103 4th Avenue S. be denied as presented due to non-compliance with Administrative recommendations.

“Carried”

Res#27-19 K. Stott – J. Funk
Accounts BE IT RESOLVED that cheque nos. 37057 to 37135 totalling \$1,567,639.38 be hereby approved for payment.
“Carried”

Res#28-19 N. Dueck – K. Stott
Temporary WHEREAS a request was received from Pete and Rose Friesen on behalf of
Signage 3524958 Manitoba Ltd. for the temporary placement of a 2-sided portable sign (approximately 90 sq. ft.) on Lots 6, 7, 8, Block 3, Plan 19956, civically known as 166 and 180 Main Street for the purposes of advertising leading up to and during construction of a gas station;
AND WHEREAS a Conditional Use application has also been received by the Town to allow this 2-sided portable advertising sign on a permanent basis, with the Public Hearing scheduled for February 5, 2019;
AND WHEREAS the temporary permit for the portable sign has been requested to allow advertising to commence on February 1, 2019;
AND WHEREAS signage regulations noted in Zoning Bylaw 795-18 are currently under review, with changes anticipated to be brought forward in March 2019;
THEREFORE BE IT RESOLVED that Council permits the temporary placement of a 2-sided portable advertising sign (approximately 90 sq. ft.) on Lots 6,7,8, Block 3, Plan 19956, civically known as 166 and 180 Main Street for a 2 month period commencing February 1, 2019 and ending March 31, 2019;
AND BE IT FURTHER RESOLVED that should the Zoning Bylaw signage regulations change during the 2 month period, that this temporary signage would need to be brought into compliance with any new regulations adopted by bylaw.
“Carried”

Res#29-19 J. Funk – K. Stott
Establish WHEREAS the Town of Niverville is committed to on-going sustainability of
Working health care related services in the community;
Group AND WHEREAS the Town of Niverville supports increased access to both lab and diagnostic services in the community;
AND WHEREAS the Town of Niverville has the authority related to the health of the community within *The Municipal Act* of Manitoba,
THEREFORE BE IT RESOLVED that Council appoints a working group to investigate and recommend actions to enhance lab and diagnostic services in the community to enhance the sustainability of Open Health – Santé Ouverte located in the Niverville Heritage Centre.
AND BE IT FURTHER RESOLVED that Council appoints Councillor Nathan Dueck serve as their representative on the working group, with Councillor Chris Wiebe to serve as the backup.
“Carried”

Res#30-19 N. Dueck – C. Wiebe
Adjourn BE IT RESOLVED that the meeting be adjourned. (9:02 p.m.)
“Carried”

Mayor

Chief Administrative Officer