



MUNICIPAL DISTRICT OF SPIRIT RIVER NO. 133 Council
Minutes for Regular Council Meeting #RM 15-11
10:00 am, Thursday, September 1, 2011

The Regular Meeting of the Council of the Municipal District of Spirit River #133 was held in the council chambers of the Municipal Office situated at 4202 50th Street in the Town of Spirit River in the Province of Alberta on Thursday, September 1, 2011 starting at 10:00 a.m.

IN ATTENDANCE:

Reeve: Stan Bzowy
Councillors: Elaine Garrow
Yves Mercier

Administration: Kelly Hudson

1. CALL TO ORDER

The meeting was called to order by the Reeve at 10:10 am.

2. AGENDA ADDITIONS

3. ADOPTION OF THE AGENDA

A. Adoption of the September 1, 2011, Regular Meeting Agenda RM 15-11.

170.09.01.11 Moved by Councillor Mercier that the September 1, 2011, Regular Meeting Agenda RM 15-11 be adopted with the addition of 13F Proclamation Muscular Dystrophy Awareness Month, 13G Proclamation Restorative Justice Week and 15D Minister of Transportation correspondence.

Carried

4. DECLARATION OF INTEREST

Dwayne Wells

5. COUNCILLOR ABSENCES

6. PUBLIC HEARING

Rezoning Bylaw 05-AM-11 William Skaley 11:00 am

DELEGATIONS

7. ADOPTION OF PREVIOUS MINUTES

B. Adoption of the August 18, 2011, Regular Meeting Minutes RM 14-11.

171.09.01.11 Moved by Councillor Garrow that the August 18, 2011, Regular Meeting Minutes RM 14-11 be adopted as presented.

Carried

8. BUSINESS ARISING FROM MINUTES

10. REPORTS

A. CAO Report

The CAO was directed to investigate an animal control contract with another municipality.

C. FCSS Report

The reports were accepted as presented.

11. TABLED ITEMS AND OLD BUSINESS

12. RECOMMENDATIONS FROM COMMITTEES

13. NEW BUSINESS

A. Scholarships

172.09.01.11 Moved by Councillor Mercier that Dani Young receive the fourth scholarship
Carried

B. Gravel

The CAO was directed to contact subject regarding gravel.

The Reeve recessed the meeting for Public hearing at 11:00 am for public hearing to hear presentations in regards to rezoning Bylaw 05-AM-11 for William Skaley. The Public hearing was adjourned by the Reeve at 11:11 am.

C. Web Page Updates

Web page was discussed and the Council members will provide background biographies and pictures by next meeting.

D. LUF Survey

Councillors will review the questions prior to the next meeting and bring their responses back for summarization as a group at the next meeting.

The meeting was Recess for lunch at 11:30am.

The meeting was reconvened at 12:30 pm.

E. Water Hauling Station Improvement

The CAO reported that the applications have not arrived at the office for the recently announced Water Hauling Station Improvement Program but he has extended the offer to the Village and Town so that they can determine if they have a need that may be eligible under the program.

F Proclamation Muscular Dystrophy Awareness Month

173.09.01.11 Moved by Councillor Garrow that we proclaim September Muscular Dystrophy Awareness Month.

Carried

G Proclamation Restorative Justice Week

174.09.01.11 Moved by Councillor Garrow that we proclaim **November 13-20, 2011** Restorative Justice Week.

Carried

14. BYLAWS

Bylaw 05-AM-2011 Rezoning Pt NW 20 79 4 W6

175.09.01.11 Moved by Councilor Garrow that Council gives second reading to Bylaw 05-AM-11 to amend the Land Use Bylaw for the purpose of rezoning pt NW 20 79 4 W6 from Agriculture (A) to Country Residential (CR1) for the purpose of subdivision.

176.09.01.11 Moved by Councilor Mercier that Council proceeds to third reading of Bylaw 05-AM-11 to amend the Land Use Bylaw for the purpose of rezoning pt NW 20 79 4 W6 from Agriculture (A) to Country Residential (CR1) for the purpose of subdivision.

177.09.01.11 Moved by Reeve Bzowy that Council gives third and final reading to Bylaw 05-AM-11 to amend the Land Use Bylaw for the purpose of rezoning pt NW 20 79 4 W6 from Agriculture (A) to Country Residential (CR1) for the purpose of subdivision.

As there was no opposition to the public hearing Council proceeded with subdivision.

178.09.01.11 Moved by Reeve Bzowy that the subdivision application to create two additional lots from NW 20-79-4-W6M be APPROVED subject to the following conditions:

1. That the applicant/owner provide cash-in-lieu of Municipal Reserve in the amount of \$2,265 (based on 1.0 ha at an assessed value of \$2,265/ha) to the Municipal District of Spirit River No. 133 pursuant to Section 667 of the Municipal Government Act;
2. That the 0.64 ha (1.58 ac) lot, located between the east boundary of the proposed Lot and the west boundary of Lot 1, Block 1, Plan 032 5159, be consolidated with Lot 1, Block 1, Plan 032 5159 as indicated in the approved sketch;
3. That the applicant/owner enter into a development agreement with the Municipal District of Spirit River No. 133 to include, but not limited to, the construction of an approach to the proposed lots and the balance of the quarter section, if required;
4. That the applicant/owner contact an Alberta Land Surveyor for the preparation of a Plan of Subdivision suitable for registration at the Alberta Land Titles Office to obtain title(s) under this decision;
5. That the applicant/owner provide easements and/or rights-of-way in accordance with utility company requirements;
6. That the applicant/owner dedicate a 5.0 m road right-of-way by caveat along boundaries of the proposed parcels and the balance of the quarter section adjacent to Range Road 45 and Volin Road (Township Road 794) pursuant to Section 661 of the Municipal Government Act; and
7. That the applicant/owner pay all outstanding property taxes pursuant to Section 654(1)(d) of the Municipal Government Act prior to the endorsement of the plan of

subdivision, or arrangements made which are satisfactory to the Municipal District of Spirit River No. 133.

Reasons for Decision

1. Council, at its discretion, approved the zoning for the site The proposed subdivision conforms with the requirements of the CR1 District of the Land Use Bylaw;
2. The subdivision is deemed compatible with existing and future agricultural land uses in the surrounding area and is not deemed to have an impact on adjacent lands; and
3. No concerns respecting the proposed subdivision where received from the referral agencies and adjacent landowners.

Carried

15. CORRESPONDENCE AND INFORMATION

- A. MD of Fairview Dunvegan Boat Launch**
Council accepted the Reeves report as information
- B. Stars of Alberta Volunteer Awards**
Council accepted as information.
- C. Alberta Environment Invitation**
Council accepted as information.
- D. Luke Ouellet**
Council accepted the Minister of Transportation letter indicating that \$337,362.00 grant payment is being transferred to the MD from the Federal Gas Tax Fund as information.

16. COUNCIL ISSUES AND CONCERNS

17. IN-CAMERA

18. ADJOURNMENT

The Reeve adjourned the meeting at 1:30pm

These minutes approved this 15th day of September, 2011



REEVE
Stan Bzowy



CAO
Kelly Hudson