

TOWN OF NIVERVILLE

Minutes of the regular meeting of the Niverville Town Council held virtually on January 5, 2021 at 9:00 a.m. In attendance were Mayor Myron Dyck, Deputy Mayor John Funk, Councillors Kevin Stott, Chris Wiebe and Nathan Dueck.

Res#01-21 Agenda	<p>C. Wiebe – J. Funk</p> <p>BE IT RESOLVED that the agenda be approved as presented.</p> <p>“Carried”</p>
Res#02-21 Minutes	<p>N. Dueck – K. Stott</p> <p>BE IT RESOLVED that the minutes of the regular Council meeting held on December 15, 2020 be approved as presented.</p> <p>“Carried”</p>
Res#03-21 Table Agenda	<p>C. Wiebe – N. Dueck</p> <p>BE IT RESOLVED that the Council meeting agenda be tabled and that Council sit in accordance with <i>The Planning Act</i> to hold the Public Hearing for Variation application V1-21 (61-67 and 62-72 Tweed Lane).</p> <p>“Carried”</p>
Res#04-21 Resume	<p>C. Wiebe – J. Funk</p> <p>BE IT RESOLVED that the Public Hearing for Variation application V1-21 be closed and Council resume its former order of business (9:06 a.m.).</p> <p>“Carried”</p>
Res#05-21 V1-21	<p>N. Dueck – C. Wiebe</p> <p>WHEREAS a Public Hearing was held regarding Variation application V1-21, an application from Wallace, Wallace & Edwards to allow for the following variations:</p> <ul style="list-style-type: none">➤ Lots 15-18 Block 2 Plan 64322, civically known as 61-67 Tweed Lane<ul style="list-style-type: none">• South side yard setback on Lot 15 from 15 feet to no less than 9 feet 8 inches,• North side yard setback on Lot 18 from 15 feet to no less than 9 feet 5 inches, and• Driveway width on Lots 16 & 17 from maximum permitted width of 10.01 feet to no more than 12 feet,➤ Lots 5-10 Block 1 Plan 64322, civically known as 62-72 Tweed Lane<ul style="list-style-type: none">• South side yard setback on Lot 5 from 15 feet to no less than 4 feet 1 inch,• North side yard setback on Lot 10 from 15 feet to no less than 3 feet 10 inches, and• Driveway width on Lots 6, 7, 8, and 9 from maximum permitted width of 10.01 feet to no more than 12 feet; <p>AND WHEREAS in accordance with <i>The Planning Act</i>, the Variation application was duly advertised;</p> <p>AND WHEREAS there was no opposition received to the proposal;</p> <p>THEREFORE BE IT RESOLVED that Variation application V1-21, an application from Wallace, Wallace & Edwards to allow for the following variations:</p> <ul style="list-style-type: none">➤ Lots 15-18 Block 2 Plan 64322, civically known as 61-67 Tweed Lane<ul style="list-style-type: none">• South side yard setback on Lot 15 from 15 feet to no less than 9 feet 8 inches,

- North side yard setback on Lot 18 from 15 feet to no less than 9 feet 5 inches, and
 - Driveway width on Lots 16 & 17 from maximum permitted width of 10.01 feet to no more than 12 feet,
- Lots 5-10 Block 1 Plan 64322, civically known as 62-72 Tweed Lane
- South side yard setback on Lot 5 from 15 feet to no less than 4 feet 1 inch,
 - North side yard setback on Lot 10 from 15 feet to no less than 3 feet 10 inches, and
 - Driveway width on Lots 6, 7, 8, and 9 from maximum permitted width of 10.01 feet to no more than 12 feet;

be approved as presented.

“Carried”

Mayor Myron Dyck commented that it has been quiet over the holidays and thanked residents for continuing to work with the (COVID) situation. He also expressed his appreciation to Council and the community for their ability to deal with issues while respecting different beliefs and viewpoints.

Res#06-21
Accounts

K. Stott – J. Funk

BE IT RESOLVED that cheque nos. 39555 to 39598 totalling \$279,345.23 be hereby approved for payment.

“Carried”

Res#07-21
Nov. F.S.

C. Wiebe – N. Dueck

BE IT RESOLVED that the November 30, 2020 Financial Statement be approved as presented.

“Carried”

Res#08-21
Subdivision

K. Stott – J. Funk

BE IT RESOLVED that Council approves subdivision File no. 4340-19-8175 for Pt. NW 1/4 25-7-3 EPM, Town of Niverville, Registered Owners Shelagh and Jocelyn Grant, for the creation of one new residential lot of approximately 10 acres.

“Carried”

Res#09-21
Tax Sale

C. Wiebe – K. Stott

BE IT RESOLVED that in accordance with Section 365(2) of *The Municipal Act*, that Council designate 2019 as the designated year for tax sale and that all properties in tax default for 2018 or earlier be offered for sale by auction on December 7, 2021 to recover the tax arrears and costs.

“Carried”

Res#10-21
Extension
B#2154

C. Wiebe – K. Stott

WHEREAS the Town’s policy on refunds for building permit security deposits states that the time limit on refunds expires after a period of 2 years from the date of the permit;

AND WHEREAS a request was received for an extension to the security deposit refund for building permit #B2154, for 55 2nd Avenue S., originally dated April 9, 2019;

THEREFORE BE IT RESOLVED that Council approves an extension to April 9, 2022 to the time limit allowed for the security deposit refund request from Ed Forytarz for 55 2nd Avenue S. (original permit #B2154 dated April 9, 2019).

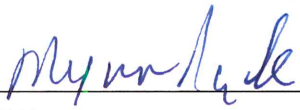
“Carried”

Res#11-21
Adjourn

N. Dueck – C. Wiebe

BE IT RESOLVED that the meeting be adjourned. (9:28 a.m.)

“Carried”



Mayor



Chief Administrative Officer

Minutes of the Public Hearing held on January 5, 2021 at 9:02 a.m. regarding Variation V1-21, an application from Wallace, Wallace & Edwards to allow for the following variations:

- Lots 15-18 Block 2 Plan 64322, civically known as 61-67 Tweed Lane
 - South side yard setback on Lot 15 from 15 feet to no less than 9 feet 8 inches,
 - North side yard setback on Lot 18 from 15 feet to no less than 9 feet 5 inches, and
 - Driveway width on Lots 16 & 17 from maximum permitted width of 10.01 feet to no more than 12 feet,
- Lots 5-10 Block 1 Plan 64322, civically known as 62-72 Tweed Lane
 - South side yard setback on Lot 5 from 15 feet to no less than 4 feet 1 inch,
 - North side yard setback on Lot 10 from 15 feet to no less than 3 feet 10 inches, and
 - Driveway width on Lots 6, 7, 8, and 9 from maximum permitted width of 10.01 feet to no more than 12 feet.

The proposal was duly advertised as per Section 169 of *The Planning Act*. Mayor Myron Dyck served as chairperson, with Deputy Mayor John Funk and Councillors Kevin Stott, Chris Wiebe and Nathan Dueck in attendance.

CAO Eric King provided a brief overview of the proposal, noting that previous Variances had been granted in 2013 for the front and rear yard setbacks, along with a reduction to the site area. Mr. King went on to note that the Zoning Bylaw (passed in 2018) had changed requirements for high density housing since development in this area commenced.

Charlie Edwards on behalf of Wallace, Wallace and Edwards noted that he was in favor of the proposal, and that the request was in keeping with the buildings that had been built there prior. He noted that this would be in keeping with the continuity for the street and the driveway widths would match the width of the garages.

Mr. King confirmed that no correspondence had been received for the proposal. He also agreed that this was “administrative” in nature and in line with other residential development on Tweed Lane and others, and suggested that the (draft) resolution provided to Council be approved.

The Public Hearing was closed at 9:06 a.m.