

## TOWN OF NIVERVILLE

Minutes of the special meeting of the Niverville Town Council held on June 23<sup>rd</sup>, 2020 at 9:00 a.m. at the Niverville Centennial Arena (South End). In attendance were Mayor Myron Dyck, Deputy Mayor John Funk, Councillors Kevin Stott, Chris Wiebe and Nathan Dueck.

- Res#182-20 C. Wiebe - K. Stott  
Agenda BE IT RESOLVED that the agenda be approved as presented. “Carried”
- Res#183-20 C. Wiebe - N. Dueck  
Table BE IT RESOLVED that the Council meeting agenda be tabled and that Council  
Agenda sit in accordance with *The Planning Act* to hold a Public Hearing for Variation Application V8-2020; to vary the side yard setbacks from 5 feet to 4 feet on Lot 2 Block 2 Plan 66425, civically known as 21 Aberdeen Drive. “Carried”
- Res#184-20 C. Wiebe - J. Funk  
Resume BE IT RESOLVED that the Public Hearing for Variation application V8-2020 be closed and Council resume its former order of business (9:05 a.m.). “Carried”
- Res#185-20 C. Wiebe - J. Funk  
V8-2020 WHEREAS a Public Hearing was held regarding Variation V8-2020, an application from Black Gold Projects to vary the side yard setbacks from 5 feet to 4 feet on Lot 2 Block 2 Plan 66425, civically known as 21 Aberdeen Drive; AND WHEREAS the application was duly advertised; AND WHEREAS there was no opposition received to the proposal; THEREFORE BE IT RESOLVED that Council approves Variation V8-2020, an application from Black Gold Projects to vary the side yard setbacks from 5 feet to 4 feet on Lot 2 Block 2 Plan 66425, civically known as 21 Aberdeen Drive. “Carried”
- Res#186-20 C. Wiebe - K. Stott  
Table BE IT RESOLVED that the Council meeting agenda be tabled and that Council  
Agenda sit in accordance with *The Planning Act* to hold a Public Hearing for Variation Application V9-2020; to vary the side yard setbacks from 5 feet to 4 feet on Lot 6 Block 1 Plan 66425, civically known as 30 Aberdeen Drive. “Carried”
- Res#187-20 C. Wiebe - K. Stott  
Resume BE IT RESOLVED that the Public Hearing for Variation application V9-2020 be closed and Council resume its former order of business (9:40 a.m.). “Carried”
- Res#188-20 C. Wiebe - J. Funk  
V9-2020 WHEREAS a Public Hearing was held regarding Variation V9-2020, an application from Heritage Lane Builders to vary the side yard setbacks from 5 feet to 4 feet on Lot 6 Block 1 Plan 66425, civically known as 30 Aberdeen Drive; AND WHEREAS the application was duly advertised; AND WHEREAS there was no opposition received to the proposal;

THEREFORE BE IT RESOLVED that Council approves Variation V9-2020, an application from Heritage Lane Builders to vary the side yard setbacks from 5 feet to 4 feet on Lot 6 Block 1 Plan 66425, civically known as 30 Aberdeen Drive.

“Carried”

Res#189-20 C. Wiebe - K. Stott

Table BE IT RESOLVED that the Council meeting agenda be tabled and that Council  
Agenda sit in accordance with *The Planning Act* to hold a Public Hearing for Conditional Use C11-2020; to allow for three (3) four (4) person picnic tables for patrons to eat outdoors until September 30, 2020 on Lot 1 Plan 20078, civically known as 10 Main Street.

“Carried”

Res#190-20 J. Funk - C. Wiebe

Resume BE IT RESOLVED that the Public Hearing for Variation application C11-2020 be closed and Council resume its former order of business (9:43 a.m.).

“Carried”

Res#191-20 K. Stott -C. Wiebe

C11-2020 WHEREAS a Public Hearing was held regarding Conditional Use C11-2020, an application from Chicken Chef to allow for three (3) four (4) person picnic tables for patrons to eat outdoors until September 30, 2020 on Lot 1 Plan 20078, civically known as 10 Main Street;

AND WHEREAS the application was duly advertised;

AND WHEREAS there was no opposition received to the proposal;

THEREFORE BE IT RESOLVED that Council approves Conditional Use C11-2020, an application from Chicken Chef to allow for three (3) four (4) person picnic tables for patrons to eat outdoors until September 30, 2020 on Lot 1 Plan 20078, civically known as 10 Main Street subject to the following conditions:

- 1) That Chicken Chef provide a garbage receptacle in the vicinity of the tables;
- 2) That the tables are located on private property;
- 2) That the Conditional Use approval is valid until September 30, 2020; and
- 3) That the picnic tables are removed from the site by October 10, 2020.

“Carried”

Res#192-20 J. Funk - C. Wiebe

Table BE IT RESOLVED that the Council meeting agenda be tabled and that Council  
Agenda sit in accordance with *The Planning Act* to hold a Public Hearing for Conditional Use C12-2020 for Lots 6, 7, and 8 Block 3 Plan 19956 and Lot 1 Block 4 Plan 19956, civically known as 166 Main Street, 180 Main Street and 10 Fourth Avenue S.

“Carried”

Res#193-20 C. Wiebe - K. Stott

Resume BE IT RESOLVED that the Public Hearing for Conditional Use C12-2020 be closed and Council resume its former order of business (9:45 a.m.)

“Carried”

Res#194-20 C. Wiebe – K. Stott

C12-2020 WHEREAS a Public Hearing was held regarding Conditional Use C12-2020, an application from 3524958 Manitoba Ltd. to allow the following:

- Outside operations in support of permitted principal use on the site and outside storage of the following items on Lots 6, 7 and 8, Block 3, Plan 19956, civically known as 166 and 180 Main Street:
  - Artic ice freezer
  - Firewood box
  - Coop propane tank (s)
  - 2 soft drink vending machines
  - Christmas Trees (seasonal storage in proposed patio area);
- Advertising signage on Lots 6, 7 and 8, Block 3, Plan 19956, civically known as 166 and 180 Main Street consisting of the following:
  - 4 sandwich boards 11 sq. ft. each (total 44 sq. ft.);
  - 7 advertising signs 15 sq. ft. each (total 105 sq. ft.) for placement on the building at 180 Main Street;
  - Other signage
    - Artic Ice Freezer 12 sq. ft.;
    - Firewood Box 1 sq. ft.;
    - Coop Propane Tank 36 sq. ft.;
    - 2 soft drink vending machines 21 sq. ft. each (total 42 sq. ft.);
    - 8 feather flags (seasonal) 20 sq. ft. each (total 160 sq. ft.);
- Advertising signage on Lot 1 Block 4 Plan 19956, civically known as 10 Fourth Avenue S. consisting of the following:
  - 5 advertising signs x 16 sq. ft. on fence facing Main Street (total 80 sq. ft.);
  - 13 advertising signs x 11 sq. ft. on fence facing Main Street (total 143 sq. ft.); and
  - One 2-sided portable rental sign total 90 sq. ft.;

AND WHEREAS in accordance with *The Planning Act* the Conditional Use application was duly advertised;

AND WHEREAS there was no opposition brought forward to the proposal;

THEREFORE BE IT RESOLVED that Council approves Conditional Use C12-2020, an application from 3524958 Manitoba Ltd. to allow the following:

- Outside operations in support of permitted principal use on the site and outside storage of the following items on Lots 6, 7 and 8, Block 3, Plan 19956, civically known as 166 and 180 Main Street:
  - Artic ice freezer
  - Firewood box
  - Coop propane tank (s)
  - 2 soft drink vending machines
  - Christmas Trees (seasonal storage in proposed patio area);
- Advertising signage on Lots 6, 7 and 8, Block 3, Plan 19956, civically known as 166 and 180 Main Street consisting of the following:
  - 4 sandwich boards 11 sq. ft. each (total 44 sq. ft.);
  - 7 advertising signs 15 sq. ft. each (total 105 sq. ft.) for placement on the building at 180 Main Street;
  - Other signage
    - Artic Ice Freezer 12 sq. ft.;
    - Firewood Box 1 sq. ft.;
    - Coop Propane Tank 36 sq. ft.;
    - 2 soft drink vending machines 21 sq. ft. each (total 42 sq. ft.);
    - 8 feather flags (seasonal) 20 sq. ft. each (total 160 sq. ft.);
- Advertising signage on Lot 1 Block 4 Plan 19956, civically known as 10 Fourth Avenue S. consisting of the following:

- 5 advertising signs x 16 sq. ft. on fence facing Main Street (total 80 sq. ft.); and
- 13 advertising signs x 11 sq. ft. on fence facing Main Street (total 143 sq. ft.).

subject to the following conditions:

1. That no signage be placed on the Town boulevard or road allowance;
2. That signage cannot impede sight lines for intersection at Fourth Avenue S. or Main Street access;
3. That the Conditional Use approval for the advertising signage on Lots 6, 7 and 8 Block 3 Plan 19956, civically known as 166 and 180 Main Street and Lot 1 Block 4 Plan 19956, civically known as 10 Fourth Avenue S. is granted exclusively to 3524958 Manitoba Ltd. for a period of two years, expiring on June 23, 2022; and
4. That in the event the applicant requires an extension to the permission for advertising signage on Lots 6, 7 and 8 Block 3 Plan 19956, civically known as 166 and 180 Main Street and Lot 1 Block 4 Plan 19956, civically known as 10 Fourth Avenue S., the applicant must submit a written application to the Town prior to June 1, 2022, with application fee to be waived if application is received prior to June 1, 2022, or failing same the applicant shall be required to re-apply for another Conditional Use at their own expense.

AND BE IT FURTHER RESOLVED that permission to have the one 2-sided portable rental sign (total of 90 sq. ft.) on Lot 1 Block 4 Plan 19956 civically known as 10 Fourth Avenue S. is denied.

“Carried”

Res#195-20 C. Wiebe - J. Funk  
2019 F.S. BE IT RESOLVED that Council approves the draft 2019 Consolidated Financial Statement and Gas Tax Report as presented.

“Carried”

Res#196-20 N. Dueck - C. Wiebe  
BL 820-20 BE IT RESOLVED that Council gives first reading to Bylaw 820-20, a bylaw to  
1<sup>st</sup> Reading amend Niverville’s Zoning Bylaw 795-18.

“Carried”

Res#197-20 N. Dueck- J. Funk  
Adjourn BE IT RESOLVED that the meeting be adjourned. (10:06 a.m.)

“Carried”

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Mayor

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Chief Administrative Officer