

## TOWN OF NIVERVILLE

Minutes of the meeting of the Niverville Town Council held on October 4, 2022 at 9:00 a.m. at the Community Resource and Recreation Centre. In attendance were Mayor Myron Dyck, Deputy Mayor John Funk, Councillors Kevin Stott, Chris Wiebe and Nathan Dueck.

- Res#266-22 C. Wiebe – N. Dueck  
Agenda BE IT RESOLVED that the agenda be approved subject to the following addition:  
New Business 10 c. MJHL Temporary Liquor Permit  
“Carried”
- Res#267-22 K. Stott – J. Funk  
Minutes BE IT RESOLVED that the minutes of the regular Council meeting held on September 20, 2022 and special Council meeting held on September 23, 2022 be approved as presented.  
“Carried”
- Res#268-22 J. Funk – 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 the Public Hearing for Conditional Use C24-22 for Lot 5 Plan 68985, civically known as 440 Wittick Street.  
“Carried”
- Res#269-22 N. Dueck – J. Funk  
Resume BE IT RESOLVED that the Public Hearing for Conditional Use C24-22 be closed and Council resume its former order of business. (9:03 a.m.)  
“Carried”
- Res#270-22 K. Stott – J. Funk  
C24-22 WHEREAS a Public Hearing was held regarding Conditional Use C24-22, an application from 5253358 Manitoba Ltd. to allow for an event supply rental business on Lot 5 Plan 68985, civically known as 440 Wittick Street;  
AND WHEREAS there was no opposition received to the proposal;  
THEREFORE BE IT RESOLVED that Council approves Conditional Use C24-22, to allow for an event supply rental business on Lot 5 Plan 68985, civically known as 440 Wittick Street.  
“Carried”
- Res#271-22 C. Wiebe – J. Funk  
Table BE IT RESOLVED that the Council meeting agenda be tabled and that Council  
Agenda sit in accordance with The Planning Act to hold the Public Hearing for Conditional Use C25-22 for Lot 4 Block 3 Plan 63750, civically known as 540 Wittick Street.  
“Carried”
- Res#272-22 C. Wiebe – K. Stott  
Resume BE IT RESOLVED that the Public Hearing for Conditional Use C25-22 be closed and Council resume its former order of business. (9:07 a.m.)  
“Carried”

Res#273-22 K. Stott – C. Wiebe

C25-22 WHEREAS a Public Hearing was held regarding Conditional Use C25-22, an application from Jeff and Leesa Walker to allow for a parking lot maintenance business to operate with a shop, office space and exterior storage / vehicle compound on Lot 4 Block 4 Plan 63750, civically known as 540 Wittick Street; AND WHEREAS there was no opposition received to the proposal; THEREFORE BE IT RESOLVED that Council approves Conditional Use C25-22, to allow for a parking lot maintenance business to operate with a shop, office space and exterior storage / vehicle compound on Lot 4 Block 4 Plan 63750, civically known as 540 Wittick subject to the following condition:

a) That the applicant enter into a Development Agreement with the Town.

“Carried”

Res#274-22 J. Funk – 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 the Public Hearing for Conditional Use C26-22 for Lot 16 Block 7 Plan 19956, civically known as 85 2<sup>nd</sup> Street S.

“Carried”

Res#275-22 C. Wiebe – N. Dueck

Resume BE IT RESOLVED that the Public Hearing for Conditional Use C26-22 be closed and Council resume its former order of business. (9:14 a.m.)

“Carried”

Res#276-22 C. Wiebe – J. Funk

C26-22 WHEREAS the Niverville Community Fellowship Church has applied for Conditional Use permit C26-22, to allow as a Conditional Use in a RLD-Residential Low Density zone, an existing two-sided LED sign (37 sq. ft. of sign face per side, height of sign will be 10 feet), mounted on a post facing north and south with an illuminated sign cabinet on top displaying the Church name and logo, located in the southwest corner of Lot 16, Block 7 Plan 19956, civically known as 85 2<sup>nd</sup> Street S.; AND WHEREAS the Conditional Use application was duly advertised and one follow up letter of request was received, opposing the lights being left on 24 hours a day; THEREFORE BE IT RESOLVED that Council approves Conditional Use permit C26-22, an application the Niverville Community Fellowship Church to allow as a Conditional Use in a RLD-Residential Low Density zone, an existing two-sided LED sign (37 sq. ft. of sign face per side, height of sign will be 10 feet), mounted on a post facing north and south with an illuminated sign cabinet on top displaying the Church name and logo, located in the southwest corner of Lot 16, Block 7 Plan 19956, civically known as 85 2<sup>nd</sup> Street S., subject to the following conditions:

- 1) That the illumination of the sign be dimmed during the hours between sunset and 10 p.m., with illumination in the range of 4 to 6% allowed between the hours of 10 p.m. and sunrise;
- 2) That the sign have directional light illumination installed on the south side to minimize illumination impact on neighboring properties;
- 3) That the sign location not infringe on the Town’s air space;
- 4) That the sign carry no live video, any form of audible broadcast or full motion or animation in the form of a short commercial or video; and
- 5) That the Church shall display public safety broadcasts upon request from the Town of Niverville.

“Carried”



- Res#277-22 C. Wiebe – J. Funk  
Subdivision BE IT RESOLVED that Council approves subdivision file no #4340-22-8704, registered owner Sunset Estates Ltd, which will create 40 lots along Kingshead Road for single unit dwelling development and dedicate 8,970.6 square feet for public reserve, subject to the applicant entering into a Development Agreement with the Town.  
“Carried”
- Res#278-22 C. Wiebe – J. Funk  
Subdivision BE IT RESOLVED that Council approves subdivision file #4340-22-8733 (minor subdivision) for Pt. SW 31-07-04E, Phasing Unit “F” and “J” Condominium Plan 55849, registered owner 5036127 Manitoba Ltd., which proposes to subdivide two row type multi-family dwellings into ten condominium units and create four common element parcels.  
“Carried”
- Res#279-22 N. Dueck – K. Stott  
Accounts BE IT RESOLVED that cheque nos. 41838 to 41898 totalling \$263,307.91 be hereby approved for payment.  
“Carried”
- Res#280-22 N. Dueck – K. Stott  
Aug F.S. BE IT RESOLVED that the August 31, 2022 Financial Statement be approved as presented.  
“Carried”
- Res#281-22 C. Wiebe – J. Funk  
Heritage WHEREAS a request was received from Niverville Communities in Bloom to place Heritage Reflections signage on private property at the northwest corner of 20 Main Street and at the northeast corner of 86 Main Street;  
Signs AND WHEREAS Niverville Communities in Bloom has provided written authorization from the property owners for placement of Heritage Reflections signage on private property;  
AND WHEREAS the Town’s Zoning Bylaw 795-18 as amended requires the approval of Council for display signage in any zone;  
THEREFORE BE IT RESOLVED that Council approves the placement of Heritage Reflections signage on private property at the northwest corner of 20 Main Street and at the northeast corner of 86 Main Street subject to the following conditions:  
a) That the signage will not be located in such a manner as to materially impede the view of any street, highway intersection or railroad grade crossing;  
b) That the signage shall be kept in repair and in proper state of preservation; and  
c) That the signage not interfere or limit the Town’s snow clearing abilities.  
“Carried”
- Res#282-22 C. Wiebe – K. Stott  
Station Park BE IT RESOLVED that following the Town’s due tendering process, that the Contract contract for the Station Park Rough Grading be awarded to Blue Creek Construction, who submitted the lowest overall bid of \$25,980.00 plus applicable taxes.  
“Carried”

Res#283-22 C. Wiebe – K. Stott

Liquor BE IT RESOLVED that Council approves the MJHL to host an event requiring  
Permits a temporary liquor permit in the Niverville Community Resource and Recreation  
Centre on October 14, 2022, 6:00 p.m. to 11:00 p.m.

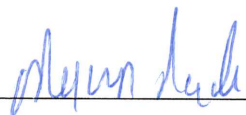
AND BE IT FURTHER RESOLVED that approval for the temporary liquor  
permits are subject to the events being held in compliance with Liquor, Gaming  
and Cannabis Authority of Manitoba regulations.

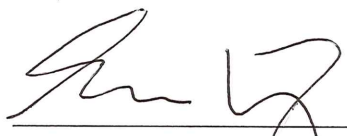
“Carried”

Res#284-22 N. Dueck – C. Wiebe

Adjourn BE IT RESOLVED that the meeting be adjourned. (9:32 a.m.)

“Carried”

  
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Mayor

  
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Chief Administrative Officer