

THE RURAL MUNICIPALITY OF MORRIS

The Council of the Rural Municipality of Morris held its regular meeting on Wednesday, March 12, 2003 at 9:00 a.m. in the council Chambers of the R. M. of Morris.

Reeve Herm Martens presided.

Council Members present were: Ralph Groening, Lionel Wiens, Sieg Neumann, Barry Fraese, Denis Robert, Leo Kornelsen.

Agenda

Moved by Lionel Wiens, Seconded by Sieg Neumann:

#54/03. Resolved that the agenda for the March 12, 2003 regular meeting be now approved as it is now amended or as may be amended.

Carried. For 6
Against 0

Councillor Groening thanked the Council for their support in the loss of his mother.

Minutes

Moved by Barry Fraese, Seconded by Lionel Wiens:

#55/03. Resolved that the minutes of the February 12, 2003 regular meeting and the February 13 and 28, 2003 special meeting be now accepted as presented by the Municipal Administrator.

Carried. For 6
Against 0

Reeve Herm Martens then excused himself from the meeting for this next issue due to a conflict of interest. Deputy-Reeve Ralph Groening then chaired the meeting.

Hermart Farms has requested a time extension for their Conditional Use Permit. They are planning to do what was applied and was not changing from that original application.

Cond. Use
Extension
Hermart
Farms

Moved by Sieg Neumann, Seconded by Denis Robert:

#56/03. Whereas Hermart Farms has requested a time extension for their Conditional Use No. 1/2002;

Therefore Be It Resolved that the R. M. of Morris now grant this Conditional Use Order No. 1/2002 a time extension of an additional one year.

Carried. For 6
Against 0

Reeve Herm Martens then returned to the meeting and chaired the remainder of the meeting.

Delegation

Staff Sgt. Len del Pino, Red River R.C.M.P. Detachment, met with Council. He indicated that there is a position vacant for the Emerson Sergeant's position. He also indicated that the Traffic Division of all detachments will now be reporting directly to Winnipeg and that the Traffic Division will also soon have a vacancy.

He then reviewed a written report with Council of the statistics, etc. for this area.

Issues discussed with Staff Sgt. Del Pino concerned children having greater knowledge of bicycle safety and rules of the road and also the degree of truck traffic on PTH 23 and PTH 75. Sgt. Del Pino mentioned to Council that issues of concern should be brought to his attention and at that the delegation ended.

Livestock
Applications

Council then discussed putting a freeze (sabbatical) on livestock Conditional Use applications for a period of time. Council discussed matters relating to "why", designated areas, the number of barns recently approved, what length of time, doing this for all applications or only ones over a certain size. These were discussed to various lengths by Council.

Public
Works
Foreman

Don Harder, Public Works Foreman, met with Council and explained the equipment repair work that is now taking place at our shop on the Semi truck and low bed trailer. They discussed the sale of the old semi and low bed units.

The drainage maps have gone out to most of the farmers in the Municipality. They also discussed the issue of the Trelleborg tires which the Municipality has and the change in dealership and our warranty coverage.

Purchase
3/4 Ton
Truck

Moved by Denis Robert, Seconded by Leo Kornelsen:
#57/03. Resolved that the R. M. of Morris agree to purchase a 2003 Chevrolet Silverado 2500 HD from Rosenort Motors for the amount of \$22,775.00 plus Taxes, with our 2001 Chev. ¾ ton being provided in trade on this sale.

Carried. For 6
Against 0

Cond Use
21/2002
J. Doell
SW 26-4-2W

Moved by Lionel Wiens, Seconded by Sieg Neumann:
#58/03. Whereas Mr. Jason Doell has made application for an 850 feeder hog operation, being the total number of hogs for this property of part of the SW ¼ of Section 26-4-2 WPM;
And Whereas this operation is to include an existing hog barn with 1 existing biotec structure and 2 additional biotec structures;
And Whereas a public hearing for this application was held on January 8, 2003;
Therefore Be It Resolved that the Rural Municipality of Morris hereby approves this Conditional Use No. 21/2002 subject to the following conditions:

1. That the Morris Livestock guidelines be adhered to.
2. That all additional driveways and access shall be at the expense of the owner.
3. That there be a cold storage unit of sufficient size for dead animals or that the operation is to have a container unit with 48 hour dead animal pickup or that the operation compost the dead animals to a method acceptable to Council.
4. That a minimum three row tree shelterbelt, of a minimum 2 varieties, be planted and maintained around the barn's site with the trees being planted for the first spring.
5. That a \$1,000.00 refundable performance bond be submitted to the Municipality and shall be paid when making application for a building permit.
6. That the entire manure/straw compost be spread at least once and only once per year and that this spread manure be incorporated with 48 hours of being spread on the field.
7. That a building permit be obtained from the Municipality prior to starting construction of this project.
8. That this operation is subject to a fine of \$5,000.00 per infraction for non-compliance of the conditions of this Conditional Use Order.

Cond. Use
21/2002
Continued

9. That the commencement of this project is the acceptance, by the application and the owner, to these terms and conditions of this order.
10. That the existing wood frame barn and pit be no longer used and shall be totally removed from the property by August 1, 2003 and with ceasing operation of this barn, Council approves the operation for 650 feeder hogs for this site.
11. That the owner be requested to sign an agreement relating to this Conditional Use Order.

Carried. For 6
Against 0

Council then recessed for lunch at 12:15 p.m. and reconvened at approximately 1:25 p.m.

Councillor Lionel Wiens excused himself from the meeting for the issue of the Dulaney Blatz (Puma Pork) conditional use application and also for the William Recksiedler conditional use application. He was not present for the public hearing of either of these applications.

Cond. Use
1/2003
Puma Pork
SW 16-5-2W

Moved by Sieg Neumann, Seconded by Denis Robert:
#59/03. Whereas Puma Pork has made application for a Conditional Use to allow for the construction and operation of 3 – 2000 feeder hog barns in the SW ¼ of Section 16-5-2 WPM;
And Whereas a public hearing for this application was held on February 12, 2003;
Therefore Be It Resolved that the Rural Municipality of Morris hereby approves this Conditional Use No. 1/2003 subject to the following conditions:

1. That all lagoons have a minimum 440 day storage capacity at 3 feet below the lagoon wall elevation level and that a plastic cover, as odour control, be installed and maintained on the lagoon by May 15, each year with the lagoon walls elevated to be at least 2 feet above ground level or 2 feet above the 1997 flood level or 2 feet higher than the road level, whichever is highest with the lagoon being bottom fed.
2. That the Morris Livestock Guidelines be adhered to.
3. That all additional driveways and access shall be at the expense of the owner.
4. That there be a cold storage unit of sufficient size for dead animals or that the operation is to have a container unit with 48 hour dead animal pickup or that the operation compost the dead animals to a method acceptable to Council.
5. That a minimum three row tree shelterbelt, of a minimum of 2 varieties, be planted and maintained around the barn and lagoon site with the trees being planted for the first spring with 1 row of trees being a minimum of 4 feet tall.
6. That a 1% refundable performance bond of capital construction costs be submitted to the Municipality and shall be paid when making application for a building permit.
7. That the manure disposal be done by direct injection and released underground.
8. That all material being put into the lagoon shall be only from the direct operation of this hog barn.
9. That a building permit be obtained from the Municipality prior to starting construction of this project.

Res. 59/03 Continued

10. That the owner shall be responsible for the costs involved in the widening or altering of any road and corner where this hog operation has caused the need for this road upgrade.
11. That the owner shall be responsible for the costs of gravel product placed on Road 26N from PR 336 to the barn site and shall also be responsible for the gravel requirements, above the Municipal normal requirements, for the following 2 years on this portion of road, under the R. M. of Morris management.
12. That this operation is subject to a fine of \$5,000.00 per infraction for non-compliance of the conditions of this Conditional Use Order.
13. That the R. M. of Morris reserves the right to determine truck routes to the site.
14. That the commencement of this project is the acceptance, by the applicant and the owner, to these terms and conditions of this order.
15. That the owner sign an agreement accepting the terms of this Conditional use Order.
16. That an occupied residence be maintained at the site.

Defeated For 2
Against 3

Return
Puma Pork
C.U. Fee

Moved by Sieg Neumann, Seconded by Denis Robert:
#60/03. Resolved that the Conditional Use fee for the application by Dulaney Blatz (Puma Pork) be returned to the individual paying said fee.

Defeated For 2
Against 3

Councillor Denis Robert excused himself from the meeting for the William Recksiedler conditional use application because he was not present for the hearing.

Councillor Sieg Neumann declared a conflict of interest in the issue of the William Recksiedler hog barn application as his land may possibly be used for manure spreading.

Cond. Use
3/2003
W.Recksiedler
SE 26-4-1W

Moved by Leo Kornelsen, Seconded by Barry Fraese:
#61/03. Whereas William Recksiedler and Tammy Recksiedler have made application for a Conditional Use to allow for the construction and operation of a 2000 feeder hog barn in the SE ¼ of Section 26-4-1WPM;
And Whereas a public hearing for this application was held on February 13, 2003;
Therefore Be It Resolved that the Rural Municipality of Morris hereby approves this Conditional Use No. 3/2003 subject to the following conditions:

1. That all lagoons have a minimum 440 day storage capacity at 3 feet below the lagoon wall elevation level and that barley straw, as odour control, be installed and maintained on the lagoon by May 15, each year, with the lagoon walls elevated to be at least 2 feet above ground level or 2 feet above the 1997 flood level or 2 feet higher than the road level, whichever is highest with the lagoon being bottom fed.
2. That the Morris Livestock Guidelines be adhered to.
3. That all additional driveways and access shall be at the expense of the owner.

Res. 61/03 Continued

Cond. Use
3/2003

4. That there be a cold storage unit of sufficient size for dead animals or that the operation is to have a container unit with 48 hour dead animal pickup or that the operation compost the dead animals to a method acceptable to Council.
5. That a minimum three row tree shelterbelt, of a minimum of 2 varieties, be planted and maintained around the barn and lagoon site with the trees being planted for the first spring with 1 row of trees being a minimum of 4 feet tall.
6. That a 1% refundable performance bond of capital construction costs be submitted to the Municipality and shall be paid when making application for a building permit.
7. That the manure disposal be done by direct injection and released underground
8. That all material being put into the lagoon shall be only from the direct operation of this hog barn.
9. That a building permit be obtained from the Municipality prior to starting construction of this project.
10. That the owner shall be responsible for the costs involved in the widening or altering of any road and corner where this hog operation has caused the need for this road upgrade.
11. That this operation is subject to a fine of \$5,000.00 per infraction for non-compliance of the conditions of this Conditional Use Order.
12. That the R. M. of Morris reserves the right to determine truck routes to the site.
13. That the commencement of this project is the acceptance, by the applicant and the owner, to these terms and conditions of this order.
14. That the owner sign an agreement accepting the terms of this Conditional Use Order.

Carried. For 2
Against 1

Freeze on
Cond. Use
Applications

Moved by Denis Robert, Seconded by Sieg Neumann:
#62/03. Resolved that the R. M. of Morris consider no further hog barn applications for a period of time until November 1, 2003 and that this is to take effect immediately.

Carried. For 6
Against 0

Accounts

Moved by Sieg Neumann, Seconded by Lionel Wiens:
#63/03. Resolved that we now approve the list of accounts for March 12, 2003 in the amount of \$199,992.85.

Carried. For 6
Against 0

Rural Water
Lines 2003

Moved by Ralph Groening, Seconded by Leo Kornelsen:
#64/03. Whereas the R. M. of Morris is proposing the installation of rural water lines for the 2003 season;
And Whereas rural residents in designated areas are required to show interest in their project;
Therefore Be It Resolved that rural residents in designated areas be required to provide a payment of \$500.00 towards their project as a commitment by them towards their connection with these funds being used towards their eventual connection costs.

Carried. For 6
Against 0

Baranbe
Water
Connection

Moved by Denis Robert, Seconded by Barry Fraese:
#65/03. Whereas Marcel Barnabe has requested connection to rural water lines in order to receive flood proofing funding for this property;
Therefore Be It Resolved that the R. M. of Morris make every effort to provide water to this property in 2003 or 2004.

Carried. For 6
Against 0

M. Dueck
Auto
License

Moved by Leo Kornelsen, Seconded by Barry Fraese:
#66/03. Whereas Mr. Michael Dueck has made application for a used automobile dealer license;
And Whereas the regulating body requires permission from the Municipality for such a license;
Therefore Be It Resolved that Mr. Michael Dueck be granted permission to be a used automobile dealer with the provision that the Municipality reserves the right to revoke this permission at any time in the future.


Carried. For 6
Against 0

Weed Dist.
Budget

Moved by Denis Robert, Seconded by Leo Kornelsen:
#67/03. Resolved that we accept the 2003 budget request for the Morris Montcalm Weed Control District.

Carried. For 6
Against 0

Moved by Councillor Barry Fraese:
That this meeting be now adjourned at 4:30 p.m. with Council agreeing to meet again on Thursday, March 20, 2003 at 9:00 a.m. to continue the agenda from the March 12, 2003 regular meeting and to also have a finance meeting.



Reeve



Municipal Administrator