



**Council Meeting
June 25, 2019 at 9:00 a.m.
Nesbitt Hall, Nesbitt MB.**

CALL TO ORDER – 9:00 a.m.

OATH OF OFFICE

OATH OF OFFICE FOR MEMBER OF COUNCIL

I, _____, do solemnly declare:

1. That I am a Canadian Citizen.
2. That I am of the full age of 18 years.
3. That I am an elector of the Municipality of Oakland-Wawanesa.
4. That I am not disqualified under any provision of *The Municipal Act* or any other Act of the legislature from being a member of the council of the Municipality of Oakland-Wawanesa.
5. That I will act faithfully in the office of Councillor without fear, favour, or affection and will truly, faithfully, and impartially, and to the best of my knowledge and ability, execute the duties and responsibilities of the office.

And I make this solemn declaration, conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath, and by virtue of *The Canada Evidence Act*.

ADOPTION OF THE AGENDA

BE IT RESOLVED that the agenda for the June 25, 2019 meeting be accepted as presented.

CONFIRMATION OF MINUTES

BE IT RESOLVED that the minutes of the May 21, 2019 regular meeting be hereby approved as circulated.

FINANCE

General Account

BE IT RESOLVED that the June 20, 2019 general accounts payables, being cheque #'s 3719 to 3806, in the amount of \$130,290.81 be hereby approved.

BE IT RESOLVED that Direct Deposit 0091, being staff payroll for the period May 20 to May 31, 2019 in the amount of \$13,764.19 be hereby approved.

BE IT RESOLVED that Direct Deposit 0092, being staff payroll for the period June 1 to June 14, 2019 in the amount of \$13,876.95 be hereby approved.

BE IT RESOLVED that Direct Deposit 0093, being Council indemnities for the month of May 2019 in the amount of \$4,010.96 be hereby approved.

Utility Account

BE IT RESOLVED that the June 20, 2019 utility accounts payables, being cheque #'s 490 to 496 in the amount of \$6,212.30 be hereby approved.

Statement of Revenue and Expenditure

BE IT RESOLVED that the Statement of Revenue and Expenditure report to May 31, 2019 be received as presented.

DELEGATIONS

Cheryl Grant and Amy Denbow, Provincial Assessment 2020 Assessment Impact Report

BE IT RESOLVED that the 2020 Assessment Impact Report be received.

BE IT RESOLVED that a copy of the 2020 Assessment Impact Report be provided to the Rural Municipality of Morris for inclusion in the Comparison Report on Various Municipalities 2020 Reassessment Impact.

Note: This report will be provided to members of Council at the meeting and will be available to the public from the Municipality after its receipt.

Brent Reich, Gas Policy and Expansion Officer, Manitoba Hydro

BE IT RESOLVED that the presentation by Brent Reich, Gas Policy and Expansion Officer from Manitoba Hydro with respect to expansion on natural gas into the Municipality of Oakland-Wawanesa be received.

PUBLIC HEARINGS

None

COMMUNICATIONS

Association of Manitoba Municipalities – Member Advisory May 29
Association of Manitoba Municipalities – Member Advisory June 3
Association of Manitoba Municipalities – June 10 – Disabilities Issues Office
Association of Manitoba Municipalities – Best Ball Foursome
Bell MTS – Municipal Rights-Of-Way – information only
City of Brandon – Zoning Amendment By-law 7239 in the City of Brandon
City of Brandon – Zoning Amendment Z-04-19-B in the City of Brandon
Community and Regional Planning – Subdivision approval NW 2-8-19W - Durand
Federation of Canadian Municipalities – May 21 Communique
Federation of Canadian Municipalities – May 23 Communique
Federation of Canadian Municipalities – May 24 Communique
Federation of Canadian Municipalities – May 31 Communique
Federation of Canadian Municipalities – June 1 Communique
Federation of Canadian Municipalities – June 2 Communique
Federation of Canadian Municipalities – June 2 Communique
Federation of Canadian Municipalities – June 10 Communique
Federation of Canadian Municipalities – June 14 Communique
International Peace Garden – Gala in the Garden – August 23
Kids Help Phone – request for grant
Manitoba Association of Municipal Emergency Coordinators
Minister of Education and Training – K-12 Review
Multi-Material Stewardship Manitoba 2018 Annual Report
Prime Minister's Awards – 2019 recipients for Teaching Excellence
Dennis Rome – Weed Control
Thank you notes for 2019 grants
Wilderness Committee – climate change

BE IT RESOLVED that the above noted communications be received.

COMMITTEE REPORTS

South Zone Report (Ward 3)

Councillor Sowiak – see written report

North Zone Report (Ward 2)

Councillor Hargreaves – see written report

Wawanesa Zone Report (Ward 1)

Councillor McDonald – see written report

Councillor McGregor – see written report

Head of Council's Report – see written report

Chief Administrative Officer Report – see written report

Finance Officer Report – see written report

Public Works Report – see written report

Drew Wilton – Wawanesa Public Works – see written report

Fire Chief's Report – see written report

Souris Vet Board Report

Handi Transit Report

BE IT RESOLVED that the verbal and written committee reports be received.

Public Works and Transportation Services Committee

BE IT RESOLVED that the 2019 gravel spreading map be approved with reductions in gravel amounts where the reclaimer has brought gravel from the ditch as determined by the Public Works Manager and grader operators.

BE IT RESOLVED that the 2019 road construction map be approved with the addition of Turkey Ranch Road for the first mile east of Hwy #10.

BE IT RESOLVED that a letter be sent to the Minister of Infrastructure with a copy to the Minister of Agriculture with respect to required road repair on Highway #2 at the Cargill Elevator turn off.

BE IT RESOLVED that the following list constitute an initial priority list for long-term road construction:

- Green Aces Road continuation – build up road
- Road 102W south of Road 38N – replace culvert and widen road crossing
- Road 42N east of Road 108W
- Road 39N from Road 114W to 110W
- Road 108W between 47N and 48N

BE IT RESOLVED that quotes be obtained for the purchase of a basic model ½ ton truck as per the specifications outlined on the specification sheet dated May 21, 2019.

BE IT RESOLVED that Administration investigate the cost of a notification system, compatible with the existing software program, for the public to notify of the Administration of road and/or services issues.

BY-LAWS

By-law No. 04-2018 - Development Plan Amendment and 3rd Reading

BE IT RESOLVED that By-law No. 04-2018 being the Development Plan By-law be amended by deleting therefrom Map 1 in its entirety and replacing therefor the new Map 1 which removes the Rural Residential Area in the SE 36-8-17 WPM as outlined in the letter of approval from the Minister of Municipal Affairs dated May 28, 2019.

BE IT RESOLVED that By-law No. 04-2018 be read a third and final time.

By-law No. 03-2019 – Granting of Franchise to Centra Gas Manitoba Inc. to Supply and Distribute Natural Gas within the Municipality 1st Reading

BE IT RESOLVED that By-law No. 03-2019, being a by-law to grant a franchise to Centra Gas Manitoba Inc. to supply and distribute natural gas within the Municipality, be read a first time.

UNFINISHED BUSINESS

Jaime Kelloway – 111 Seventh Street, Water Usage Compensation

Whereas Notice of Motion was given at the last regular meeting of council by Councillor McGregor that he intended to request a reconsideration of a previous motion with respect to the above:

THEREFORE BE IT RESOLVED that Motion No. 156-19 be reconsidered.

Note: If the above motion is passed, the following motion will be placed back on the floor for reconsideration:

156-19 WHEREAS there were issues with the sewer line at 111 Seventh Street;

AND WHEREAS in consultation with the Municipal contractor and a private contractor, a camera was inserted in the line to determine the issues;

AND WHEREAS it appears that a “sewer snake” from a previous contractor broke off in the line on the private property and was left there, and has now lodged at the intersection of the private and public sewer lines, thus causing the ongoing issues;

AND WHEREAS while the Municipal Contractor in Wawanesa suggested the homeowners dump large volumes of water at a time to assist in cleaning the system (i.e. dump water from tub, shower, sink or washing machine), no instruction was given to continually flush the sewer line;

THEREFORE BE IT RESOLVED that the request for compensation for water usage be denied.

Manitoba Sustainable Development re Well #4 – Groundwater Under the Direct Influence of Surface Water

Note: Representatives from Manitoba Sustainable Development will be in attendance at 11:00 a.m. to discuss this matter.

BE IT RESOLVED that

GENERAL BUSINESS

Committee Appointments

BE IT RESOLVED that appointments be made to fill vacancies on the following committees:

Personnel and Policy Committee – (one councillor)
Building Ad Hoc Committee – (two councillors)
Souris Vet Board – (one Councillor)

Manitoba Infrastructure Service Delivery Survey

BE IT RESOLVED that the Manitoba Infrastructure Service Delivery Survey be submitted as determined by Council.

Summer Operations Policy #TRANS010

BE IT RESOLVED that Summer Operations Policy #TRANS010 be approved.

Dust Control Policy #TRANS011

BE IT RESOLVED that Dust Control Policy #TRANS011 be approved.

Nesbitt Post Office

BE IT RESOLVED that Canada Post be directed to proceed with the community mail box delivery option.

BE IT RESOLVED that Terry Schreider be requested to construct a community notice board for the Nesbitt community mail box area at a cost not to exceed \$500.00.

Wawanesa Lions Club – Country Fair “Touch a Truck” Event

BE IT RESOLVED that a grader be provided, if equipment and staff or member of council is available with no cost to the municipality, for the Wawanesa Lions Club “Touch a Truck” event being held in conjunction with the Country Fair at the Wawanesa Recreation Centre on August 24, 2019.

Manitoba Good Roads Association – 2019 Annual Competition

BE IT RESOLVED that the property of Don and Liane Heinrichs at NE 15-7-18 WPM be nominated for Best Farm Home Grounds and the property of Charles and Laurel Clark at SW 33-8-18 WPM be nominated for Best Non-Farm Rural Home Grounds in the 2019 Manitoba Good Roads Association Competition.

Proposal to Subdivide Part of NW ¼ 11-8-19 WPM (Flikweert)

BE IT RESOLVED that Subdivision Application No. 4157-19-8094 as submitted by Laura Flikweert to subdivide part of NW ¼ 11-8-19 WPM be approved subject to:

1. a Conditional Use Order being granted to allow for non-farm dwellings within the “AG” Zone;
2. a Variation Order being granted to reduce the minimum site area for the residual property from 80 acres to 30.5 acres and the site width from 200’ to 32’; and
3. A Declaration of Easement being entered into to allow for the continued access of the existing lane to the residential land whereby such Declaration shall be prepared by the Municipal Solicitor at the applicant’s expense.

Election Report regarding 2018 Election Finance Statements

BE IT RESOLVED that the Election Report regarding the 2018 Finance Statements be received.

IN-CAMERA SESSION

BE IT RESOLVED that this regular meeting now adjourns to an “in camera” meeting to discuss a financial matter as per Subsection 152(3)(b)(iii) of The Municipal Act and all matters discussed in-camera are confidential until discussed in an open meeting as per Section 83(1)(d) of The Municipal Act.

BE IT RESOLVED that this “in camera” meeting does now resume back to a regular meeting.

Truck Tender

BE IT RESOLVED that the tender best meeting specifications from in the amount of be accepted.

ADJOURNMENT

BE IT RESOLVED that this meeting does now adjourn (time) to meet again on Tuesday, July 16, 2019 at 9:00 a.m. at the Nesbitt Hall.

Dave Kreklewich, Head of Council

Joni Swidnicki, Chief Administrative Officer



Box 28, Nesbitt, Manitoba R0K 1P0 Phone: (204) 824-2666 Fax: (204) 824-2374

OATH OF OFFICE FOR MEMBER OF COUNCIL

I, _____, do solemnly declare:

1. That I am a Canadian Citizen.
2. That I am of the full age of 18 years.
3. That I am an elector of the Municipality of Oakland-Wawanesa.
4. That I am not disqualified under any provision of *The Municipal Act* or any other Act of the legislature from being a member of the council of the Municipality of Oakland-Wawanesa.
5. That I will act faithfully in the office of Councillor without fear, favour, or affection and will truly, faithfully, and impartially, and to the best of my knowledge and ability, execute the duties and responsibilities of the office.

And I make this solemn declaration, conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath, and by virtue of *The Canada Evidence Act*.

Sworn before me)
at the Municipality of Oakland-Wawanesa)
in the Province of Manitoba)
this 25 day of June, 2019.)

(Signature of person taking oath)

Chief Administrative Officer

**Council Meeting
May 21, 2019 at 9:00 a.m.
Nesbitt Hall, Nesbitt MB.**

The Council members of the Municipality of Oakland-Wawanesa met at the Nesbitt Hall in Nesbitt, Manitoba on Tuesday, May 21, 2019 at 9:00 a.m. Members Present: Councillors Hargreaves, McDonald, McGregor and Sowiak. Head of Council Dave Kreklewich presided.

Staff in attendance: Chief Administrative Officer Joni Swidnicki, Finance Officer Elaine McGregor, Public Works Manager Darcy Ketsman and Utility Clerk Cheryl Fraser, Videographer.

Members of the public also attended.

CALL TO ORDER – 9:00 a.m.

ADOPTION OF THE AGENDA

McDonald-McGregor

- 172-19 BE IT RESOLVED that the agenda for the May 21, 2019 meeting be accepted as presented. CARRIED.

CONFIRMATION OF MINUTES

Hargreaves-McDonald

- 173-19 BE IT RESOLVED that the minutes of the April 15, 2019 special meeting be hereby approved as circulated. CARRIED.

Sowiak-Hargreaves

- 174-19 BE IT RESOLVED that the minutes of the April 16, 2019 regular meeting be hereby approved as circulated. CARRIED.

McDonald-McGregor

- 175-19 BE IT RESOLVED that the minutes of the May 3, 2019 special meeting be hereby approved as circulated. CARRIED.

FINANCE

General Account

McGregor-Sowiak

- 176-19 BE IT RESOLVED that the May 16, 2019 general accounts payables, being cheque #'s 3655 to 3718, in the amount of \$162,497.33 be hereby approved. CARRIED.

McGregor-Hargreaves

- 177-19 BE IT RESOLVED that Direct Deposit 0083, being staff payroll for the period April 6 to April 19, 2019 in the amount of \$11,843.12 be hereby approved. CARRIED.

McDonald-McGregor

- 178-19 BE IT RESOLVED that Direct Deposit 0086, being staff payroll for the period April 20 to May 3, 2019 in the amount of \$11,245.50 be hereby approved. CARRIED.

McGregor-Hargreaves

- 179-19 BE IT RESOLVED that Direct Deposit 0088, being staff payroll for the period May 4 to May 17, 2019 in the amount of \$13,932.51 be hereby approved. CARRIED.

McDonald-McGregor

- 180-19 BE IT RESOLVED that Direct Deposit 0089, being election payroll for May 15, 2019 in the amount of \$217.96 be hereby approved. CARRIED.

McDonald-Sowiak

- 181-19 BE IT RESOLVED that Direct Deposit 0087, being Council indemnities for the month of April 2019 in the amount of \$4,748.75 be hereby approved. CARRIED.

Utility Account

Hargreaves-McDonald

- 182-19 BE IT RESOLVED that the May 16, 2019 utility accounts payables, being cheque #'s 479 to 489 in the amount of \$8,677.71, be hereby approved. CARRIED.

Statement of Revenue and Expenditure

Sowiak-McDonald

- 183-19 BE IT RESOLVED that the Statement of Revenue and Expenditure report to April 30, 2019 be received as presented. CARRIED.

DELEGATIONS

Jaime Kelloway – 111 Seventh Street, Water Usage Compensation

McGregor-McDonald

- 184-19 BE IT RESOLVED that the presentation by Jaime Kelloway with respect to water usage compensation at 111 Seventh Street be received. CARRIED.

Denise Jubenvill, P.Eng. and Brian Hickman, Regional Planning Technologist, Manitoba Infrastructure – Souris River Bridge

McDonald-Sowiak

- 185-19 BE IT RESOLVED that the presentation by Denise Jubenvill, P.Eng. and Brian Hickman, Regional Planning Technologist of Manitoba Infrastructure with respect to planned work on the Souris River Bridge in Riverside Valley on PTH #10 be received. CARRIED.

John Quail – Westman Communications Group – Provision of Services

186-19 McGregor-Hargreaves
BE IT RESOLVED that the presentation by John Quail and Sjerp Kaastra of Westman Communications Group with respect to provision of services to Wawanesa, MB be received. CARRIED.

187-19 McGregor-McDonald
BE IT RESOLVED that the marketing plan of Westman Communications Group for provision of services to Wawanesa, MB be supported in principle. CARRIED.

PUBLIC HEARINGS

None

COMMUNICATIONS

Association of Manitoba Municipalities – April 15 News Bulletin
Association of Manitoba Municipalities – April 26 Retirement of Joe Masi
Association of Manitoba Municipalities – April 29 Trading Company Rebates
Association of Manitoba Municipalities – May 1 June District Meetings
Association of Manitoba Municipalities – Member Advisory May 6
Association of Manitoba Municipalities – Member Advisory May 9 – Bill 2
Association of Manitoba Municipalities – Member Advisory May 9 – Waste Management Certification
Association of Manitoba Municipalities – Member Advisory May 13 – K-12 Presentation
Barrage – RCA Museum New April 2019
Bell MTS – Municipal Rights-Of-Way – information only
City of Brandon – Zoning Amendment Z-01-19B in the City of Brandon
City of Brandon – Zoning Amendment Z-02-19B in the City of Brandon
Cleanfarms – Call to Farmers to Recycle
Federation of Canadian Municipalities – April 15 Communique
Federation of Canadian Municipalities – April 25 Communique
Federation of Canadian Municipalities – April 26 Communique
Federation of Canadian Municipalities – April 29 Communique
Federation of Canadian Municipalities – May 6 Communique
Federation of Canadian Municipalities – May 13 Communique
Federation of Canadian Municipalities – May 13 Communique
Cheryl Gallant – Bill C-68
Manitoba Disabilities Issues Office – Accessible Employment Standard
Manitoba Disabilities Issues Office – Accessibility News Issue 8
Manitoba Disabilities Issues Office – Design of Public Spaces
Manitoba Disabilities Issues Office – Information and Communications Accessibility Standard
Manitoba Good Roads – 2019 Annual Competition
Manitoba Infrastructure – Proposed Fence in Pt NW ¼ 14-8-19W
Manitoba Infrastructure – Sign Permit – Pt. NW ¼ 35-8-19W
Manitoba Tourism Awards – Nominations

Manitoba Water Services Board – Weekly Project Report – Well 4 Wawanesa
Minister of Education and Training – acknowledgement letter
Municipal Innovation Award – Award Application Form
Prairie Mountain Health – Health Plus May 2019
Prairie Mountain Health – Stakeholders Meeting
Public Sector Partners for Progress – Asset Management Opportunity
Rural Municipality of Portage – FCM Board Member candidate
RBC – TEAM RBC Grant
St. Pierre-Jolys – Frog Follies
Tourism Westman – Tribute to Tourism Awards

Hargreaves-Sowiak

188-19 BE IT RESOLVED that the above noted communications be received. CARRIED.

COMMITTEE REPORTS

South Zone Report (Ward 3)

In addition to her written report, Councillor Sowiak advised that she had recently attended a Museum meeting and spring clean-up session.

North Zone Report (Ward 2)

Councillor Hargreaves advised that he had toured Tower Road in response to a complaint. He also provided a written report.

Wawanesa Zone Report (Ward 1)

Councillor McDonald advised that in addition to his written report there was an upcoming meeting for the Handi-Van Board. He also noted he will be absent for the next meeting of Council if it is postponed until June 25.

Councillor McGregor – see written report

Head of Council's Report – see written report

Chief Administrative Officer Report – see written report

Finance Officer Report – see written report

Public Works Report – see written report

Drew Wilton – Wawanesa Public Works – see written report

Fire Chief's Report – see written report

Souris Vet Board Report

Head of Council Kreklewich advised that he had attended the Souris Vet Board Meeting which had provided a general update to its members.

Handi Transit Report

Councillor McDonald included in his Ward Report

McDonald-Sowiak

- 189-19 BE IT RESOLVED that the verbal and written committee reports be received.
CARRIED.

BY-LAWS

**By-law No. 02-2019 – Fire Prevention and Emergency Services
2nd and 3rd Readings**

McDonald-McGregor

- 190-19 BE IT RESOLVED that By-law No. 02-2019 being the Fire Prevention and
Emergency Services By-law be read a second time. CARRIED.

Sowiak-McDonald

- 191-19 BE IT RESOLVED that By-law No. 02-2019 be read a third and final time.
CARRIED.

In accordance with Section 137 of The Municipal Act, a recorded vote was taken on
the motion to give By-law No. 02-2019 third reading.

FOR

AGAINST

Head of Council Kreklewich
Councillor Hargreaves
Councillor McDonald
Councillor McGregor
Councillor Sowiak

UNFINISHED BUSINESS

None

GENERAL BUSINESS

Municipal Rights-of-Way application in NW 28-7-18W and SW 33-7-18W (Bell MTS)

McDonald-McGregor

- 192-19 BE IT RESOLVED that application file number M004766 – 2019 Wawanesa by Bell
MTS to extend conduits and install new pedestals in NW 28-7-18W and SW 33-7-18W
as per the proposed plan be approved. CARRIED.

Municipal Rights-of-Way application in NW 28-7-18W (Bell MTS)

McDonald-McGregor

- 193-19 BE IT RESOLVED that application file number M004767 – 2019 Wawanesa by Bell MTS to extend conduits and install new pedestals in NW 28-7-18W as per the proposed plan be approved. CARRIED.

Appeal to Manitoba Sustainable Development re Well #4 – Groundwater Under the Direct Influence of Surface Water

McDonald-McGregor

- 194-19 BE IT RESOLVED that the Administration be directed to obtain costs for a hydrologist study and Ultra-Violet Disinfection System for consideration by Council at a subsequent meeting. CARRIED.

Information Sign on Highway #2 west of Provincial Road #344

Sowiak-McDonald

- 195-19 BE IT RESOLVED that Councillor McDonald be authorized to meet with representatives of the Wawanesa Lions Club and Wawanesa Mutual to discuss updating of the existing information sign located on Highway #2 west of Provincial Road #344 whereby any request for funding would have to be approved by Council at a subsequent meeting. CARRIED.

Pound, Pail N' Paddle 2019

McGregor-Sowiak

- 196-19 BE IT RESOLVED that the Pound, Pail N' Paddle weekend events, being held at Seddon's Landing, arena, Agriculture Society grounds and Community Hall in Wawanesa, MB on the weekend of July 5-7, 2019, be deemed a community event. CARRIED.

Request to Burn Building

McDonald-Sowiak

- 197-19 BE IT RESOLVED that, at the request of the property owner, the Fire Department be authorized to conduct a fire training exercise involving a burning building in the Village of Nesbitt. CARRIED.

2019 AMM Western District Meeting

Hargreaves-Sowiak

- 198-19 BE IT RESOLVED that the CAO, Finance Officer and interested members of Council be authorized to attend the 2019 AMM Western District Meeting in Deloraine, MB on June 6, 2019 where related expenses shall be reimbursed in accordance with By-law No. 05-2018. CARRIED.

Brandon, Wawanesa & Souris School 2019 Bursary

McDonald-Sowiak

199-19 WHEREAS the Municipality of Oakland-Wawanesa provides an annual bursary to a graduating student each year;

AND WHEREAS the local school divisions will be holding their annual graduation ceremonies shortly and have requested that a representative of the municipality attend the ceremony to present the award on behalf of the municipality;

THEREFORE BE IT RESOLVED that an available member of Council be authorized to attend the Brandon, Wawanesa and Souris School graduation ceremonies respectively on behalf of the municipality. CARRIED.

The Manitoba Water Services Board – Water and Sewer Program

McDonald-McGregor

200-19 BE IT RESOLVED that the Water and Wastewater Renewal Plan 2019 be submitted with items as highlighted from the 2018 Plan with the addition of other requirements such as an ultra-violet system for the wastewater treatment facility and items on the 10-year capital plan. CARRIED.

Application for License to Construct Water Control Works – SE 23-8-19 W

Hargreaves-Sowiak

201-19 BE IT RESOLVED that the application by Dave Green for a license to construct water control works in SE 23-8-19 be approved. CARRIED.

Workplace Safety and Health Improvement Order – Water Treatment Facility

McDonald-McGregor

202-19 BE IT RESOLVED that the Improvement Order from Workplace Safety and Health for the Water Treatment Facility be received. CARRIED.

Workplace Safety and Health Improvement Order – Nesbitt Shop

Sowiak-McDonald

203-19 BE IT RESOLVED that the Improvement Order from Workplace Safety and Health for the Nesbitt shop be received. CARRIED.

Fire Chassis Quote #19-03

McDonald-McGregor

204-19 BE IT RESOLVED that the fire chassis low bid quote from Acres Industries Ltd. in the amount of \$159,919.50 plus GST be accepted whereby the budgeted funds of \$130,000 shall be expended from the Fire Reserve, with the remaining \$29,919.50 being expended from within the current 2019 budget, or if necessary, being

shown as an over-expenditure in the Fire Reserve account pending allocations to the Reserve in 2020;

AND FURTHER BE IT RESOLVED that a letter be sent to the Minister of Municipal Relations detailing the above. CARRIED.

Green Acres Colony and Jonathan Maendal - Hutterian Broadband Network Inc. Rights-of-Way Agreement – Fibre Optic Installation along Hwy #2 and Rd. 101W

McGregor-McDonald

- 205-19 BE IT RESOLVED that the rights-of-way application for fibre optic installation along Hwy. #2 and Road 101W as outlined in the correspondence of Jonathan Maendal of Hutterian Broadband Network Inc. dated June 1, 2019 be approved. CARRIED.

Changes to Tender for Well #4 - Wawanesa

McDonald-Sowiak

- 206-19 BE IT RESOLVED that the tender with Rob Smith and Son with respect to Well #4 in Wawanesa, MB be amended in accordance with Option 2 outlined in the correspondence of Andrew March, P.Eng dated May 16, 2019. CARRIED.

Request for Apology and Censure Motion – Glen Kirby

McGregor-Hargreaves

- 207-19 BE IT RESOLVED that the correspondence from Glen Kirby requesting a public apology from the Head of Council and for Council to consider a censure motion against the Head of Council be received. CARRIED.

Amendment to Street Lighting Contract

McGregor-McDonald

- 208-19 BE IT RESOLVED that the street lighting contract between the Municipality of Oakland-Wawanesa and Manitoba Hydro be amended by adding thereto a street light at 120 Commercial Street in Wawanesa, MB. CARRIED.

June Council Meeting Date – June 25, 2019

Sowiak-Hargreaves

- 209-19 WHEREAS a by-election will be held June 20, 2019 for the election of councillors to Ward 2 and Ward 3;

THEREFORE BE IT RESOLVED that the regular meeting of Council be postponed from June 18 to June 25 to allow the two new members to take their Oath of Office and participate in the meeting. CARRIED.

NOTICE OF MOTION

Councillor McGregor gave notice that at the next regular meeting of Council, being June 25, 2019, he intends to introduce a motion to reconsider Motion No. 156-19 related to compensation for water usage at 111 Seventh Street.

ADJOURNMENT

McDonald-Sowiak

210-19

BE IT RESOLVED that this meeting does now adjourn (10:43 a.m.) to meet again on Tuesday, June 25, 2019 at 9:00 a.m. at the Nesbitt Hall. CARRIED.

Dave Kreklewich, Head of Council

Joni Swidnicki, Chief Administrative Officer

Report Date
19/06/2019 1:12 PM

Municipality of Oakland-Wawanesa
List of Accounts for Approval
As of 19/06/2019
Batch: 2019-00115 to 2019-00142

Page 1

Payment #	Date	Vendor Name Invoice #	Reference	Invoice Amount	Payment Amount
Bank Code: AP - AP-GENERAL BANK ACCOUNT					
Computer Cheques:					
3719	17/05/2019	Bell Mts Inc. 16052019	MOW Fire Utilities	260.15	
		16052019	Bell/MTS 824-3444	69.44	
		16052019	Bell/MTS 824-2666	391.66	721.25
3720	17/05/2019	C & E Locksmiths & Hardware 43954	keys for Treesbank Well	372.90	
		44032	key safe/hider	82.77	455.67
3721	17/05/2019	Carroll Cemetery Committee 16052019	Donation	100.00	100.00
3722	17/05/2019	Carroll Memorial Hall 16052019	Donation	400.00	400.00
3723	17/05/2019	Baldur-Glenboro Gazette 9655	advertisement	53.55	53.55
3724	17/05/2019	Livingstone Landscaping Ltd. 153461	Water for cistern	214.00	214.00
3725	17/05/2019	Manitoba Hydro 16052019	Hydro Treesbank Well	28.33	28.33
3726	17/05/2019	Netset Communications 884024	Netset	111.70	111.70
3727	17/05/2019	Sierens Equipment Ltd. 22147	culvert marker brackets	977.45	977.45
3728	17/05/2019	Waste Management 1093730-0635-1	WM April	5,300.26	5,300.26
3729	17/05/2019	Wawanesa Wrench Works 49912	MOW Fire	462.35	462.35
3730	17/05/2019	Western Financial Group 62235	Settlement	6,439.69	6,439.69
3731	23/05/2019	AMM Trading Company Ltd. 125010	flags	155.87	155.87
3732	23/05/2019	Brandon Regional Health Auth. 22052019	2019 Grant	1,000.00	1,000.00
3733	23/05/2019	Cardinal Signs 20702	recycling signs	678.00	678.00
3734	23/05/2019	Full Tilt Towing & Transport 12398	Tow to Carlisle Ag.	278.15	278.15
3735	23/05/2019	Heritage Co-Op (1997) Ltd. 22052019	MOW Fire	693.20	
		22052019	Fuel & Supplies	5,370.83	6,064.03
3736	23/05/2019	Horizon Lab Ltd. 22052019	Well Testing	44.62	44.62
3737	23/05/2019	Prairie Mountain Health			

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Municipality of Oakland-Wawanesa
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Payment #	Date	Vendor Name Invoice #	Reference	Invoice Amount	Payment Amount
		22052019	2019 Grant	1,000.00	1,000.00
3738	23/05/2019	Prairie Mountain Health			
		22052019	2019 Grant	1,000.00	1,000.00
3739	23/05/2019	Kidz Kicks Soccer			
		22052019	Online Giving RBC	1,000.00	1,000.00
3740	23/05/2019	Souris River Recreation Comm.			
		22052019	2019 Grant Wawa. Baseball Inc.	700.00	700.00
3741	23/05/2019	2 & 10 Metal Recycling			
		1076	MOW Fire - limestone	381.38	381.38
3742	28/05/2019	Void during printing			
3743	28/05/2019	AMM Trading Company Ltd.			
		125046	office supplies	21.25	21.25
3744	28/05/2019	Bell Mts Inc.			
		28052019	Bell/MTS 0042332460	75.66	
		28052019	Bell/MTS 824-2602	69.27	144.93
3745	28/05/2019	C & E Locksmiths & Hardware			
		44094	3 wall mount boxes	193.59	193.59
3746	28/05/2019	Enns Brothers			
		x97585	String trimmer	96.00	96.00
3747	28/05/2019	Fastenal			
		mbbra161648	shop supplies	179.05	179.05
3748	28/05/2019	Gold Business Solutions			
		55m1245835	Photocopier	186.10	186.10
3749	28/05/2019	MWM Environmental			
		214	Dumpster Fire repair	2,006.65	2,006.65
3750	28/05/2019	Nesbitt Community Club			
		28052018	Hall Rental for May	100.00	100.00
3751	28/05/2019	Princess Auto			
		1001005	shop supplies	410.31	410.31
3752	28/05/2019	Reliant Action			
		836336	MOW Fire Equipment	2,187.65	2,187.65
3753	28/05/2019	SEAHAWK			
		m19-1448	MOW Fire	1,031.58	1,031.58
3754	28/05/2019	Souris & Glenwood Vet Clinic			
		02012019	2nd half Municipal Grant	430.61	430.61
3755	28/05/2019	T.I.C Parts & Service			
		56150-7	Mower Parts	1,724.89	
		56152-8	Mower Parts	481.86	2,206.75
3756	28/05/2019	Trans-Care Rescue Ltd			
		17987	MOW Fire	76.92	
		18018	MOW Fire	243.39	320.31
3757	28/05/2019	Wilton, Drew			
		x96999	Oil Mix Trimmer	112.82	112.82

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Payment #	Date	Vendor Name Invoice #	Reference	Invoice Amount	Payment Amount
3758	29/05/2019	Municipality of 29052019	Petty cash	171.40	171.40
3759	04/06/2019	Bartlett's Sewage Service 03062019	cleaning out septic tank	120.00	120.00
3760	04/06/2019	Brandon Sun 76708	By-Election Ad	288.59	288.59
3761	04/06/2019	Brandon Bearing Ltd. 366017	Hyd. Hose repair	322.88	322.88
3762	04/06/2019	CANDO Rail Services 41809	Geo Textile	2,486.00	2,486.00
3763	04/06/2019	Fastenal mbbra161831	Flammable Cabinet	1,392.71	1,392.71
3764	04/06/2019	Friesen, Julie 31052019	planting flowers	1,435.10	1,435.10
3765	04/06/2019	Mun. of Souris-Glenwood 2582 2589	Landfill Liability 2019 Fire Protection 2019	1,690.00 3,400.00	5,090.00
3766	04/06/2019	Manitoba Hydro 04062019 04062019 04062019 04062019	Hydro Hayfield Well Hydro 319 Main St. Hydro 106 4th St. Hydro 315 Main St.	64.91 267.98 166.23 57.99	557.11
3767	04/06/2019	MARTIN & LEVESQUE INC. 2051431 2051430 2061582 2061583 2063177 2063179	Uniform Uniform Uniform Uniform uniform Uniform	838.41 833.89 79.42 99.33 72.21 99.33	2,022.59
3768	04/06/2019	Richmond Surveys 2361	Monument	2,100.00	2,100.00
3769	04/06/2019	Safety Chicks 10848	Safety supplies	173.74	173.74
3770	04/06/2019	TAXervice 2351094	Tax Sale Costs	803.25	803.25
3771	04/06/2019	Van Houtte Coffee Services Inc 70415500-2019	coffee supplies	97.82	97.82
3772	04/06/2019	Wawanesa Backhoe Services 3288	Clay mix for Gravel	13,891.50	13,891.50
3773	04/06/2019	Webber Printing 73144	By-Election Ballots	90.40	90.40
3774	12/06/2019	All-Net.ca Inc. 101314	licence, training, support	4,514.35	4,514.35
3775	12/06/2019	AMM Trading Company Ltd.			

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Payment #	Date	Vendor Name Invoice #	Reference	Invoice Amount	Payment Amount
		125392	office supplies	152.53	152.53
3776	12/06/2019	Bell Mts Inc. 8031 Jun 2019	Bell/MTS MOW Fire fleetnet	255.90	255.90
3777	12/06/2019	Fundex Investments in Trust May 2019	RRSP #N337111749	728.00	728.00
3778	12/06/2019	Fundex Investments May 2019	#N342182124	1,112.02	1,112.02
3779	12/06/2019	International Union May 2019	Union - may 2019	388.06	388.06
3780	12/06/2019	Investia Financial May 2019	Acc# 303959133	608.06	608.06
3781	12/06/2019	Manitoba Hydro 10062019 10062019 10062019 10062019 10062019 8705 May 2019	Hydro Nesbitt Outdoor Hydro Carroll Outdoor Hydro Nesbitt shop & office Hydro WTS Hydro Treesbank Well Hydro Wawa Outdoor	127.97 131.92 250.69 65.02 30.67 1,002.13	1,608.40
3782	12/06/2019	MWM Environmental 17842 17843	Oakland WTS Wawa WTS	4,708.85 4,185.67	8,894.52
3783	12/06/2019	CWB NATIONAL LEASING 18208381	MTS National Leasing	120.83	120.83
3784	12/06/2019	RBC Royal Bank 10062019	RBC Visa - PW	358.22	358.22
3785	12/06/2019	Receiver General May 2019	May 2019 Remittance	19,870.62	19,870.62
3786	12/06/2019	Rocky Mountain Equipment po7820	gasket seal	13.68	13.68
3787	12/06/2019	Royal Bank of Canada May 20191	rrsp Contribution APR 2019	600.00	600.00
3788	12/06/2019	World of Water 48543	Office supplies (water)	16.84	16.84
3789	19/06/2019	Air Liquide Canada Inc. 70044977	Welding cylinder lease	240.67	240.67
3790	19/06/2019	AMM Trading Company Ltd. 125487	Dust Control	8,538.37	8,538.37
3791	19/06/2019	Beli Mts Inc. 17062019 17062019 17062019	Bell/MTS 824-2666 Bell/MTS 42332460 Bell/MTS 824-3444	384.66 77.55 69.44	531.65
3792	19/06/2019	Debbie Butler 20062019	working election day	250.00	250.00
3793	19/06/2019	Natalie Degerness			

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Payment #	Date	Vendor Name Invoice #	Reference	Invoice Amount	Payment Amount
		18062019	Working Election Day	250.00	250.00
3794	19/06/2019	C & D FOSTER ENTERPRISES INC.			
		8735-169781	glass repair	313.51	313.51
3795	19/06/2019	Cheryl Fraser			
		19062019	DRO at Advance Poll	250.00	250.00
3796	19/06/2019	Gullett, Dennis			
		17062019	MOW Fire	1,590.46	1,590.46
3797	19/06/2019	Mckenzie, Terry			
		19062019	Working Election	200.00	200.00
3798	19/06/2019	McNish, Gail			
		18062019	Working Election Day	200.00	200.00
3799	19/06/2019	Moffatt, Connie			
		18062019	Working Election Day	200.00	200.00
3800	19/06/2019	XPLORNET			
		27149599	internet	111.72	111.72
3801	19/06/2019	7290226 Manitoba Ltd.			
		19347	Tire repair	62.15	
		19340	transmission shifting repair	736.07	798.22
3802	19/06/2019	Shur-Gro Farm Services Ltd.			
		15inv00279	Par 111 4 litres	62.00	62.00
3803	19/06/2019	Toromont Cat			
		ps630803045	Glass repair	849.33	
		ps630803080	Filters	295.23	
		ps630803081	Coolant	45.26	
		wo630657503	AC/WArning Light repair	2,276.24	
		wo630657580	credit wo630657503	2,276.24-	
		wo630657663	AC/WArning light repair	1,722.54	2,912.36
3804	19/06/2019	Waste Management			
		1095802-0635-6	Recyclables	5,420.15	5,420.15
3805	19/06/2019	Wawanesa Backhoe Services			
		3292	Frost Boil Commercial St.	462.00	462.00
3806	19/06/2019	Royal Bank of Canada			
		Oct 2018	rrsp Contribution Oct 2018	480.68	480.68
				Total for AP:	130,290.81

ROYAL BANK
REPORT NO.: 0106-00000 0555470000
RUN DATE: 2019 MAY 30
RUN TIME: 09:20:42

PAYMENT DISTRIBUTION SERVICE
FILE INPUT PAYMENT CONFIRMATION REPORT

PAGE: 1
BUSINESS DATE: 2019 MAY 30

MUNICIPALITY OF OAKLAND-WAWANE

055547-0000 PDS CAD

INST/BRANCH: 0003

ACCOUNT NO. 1001585

FILE CREATION NUMBER:

0091

FILE CREATION DATE:

2019 MAY 30

DUE DATE VALUE DATE

SELECT DATE

NUMBER OF PAYMENTS

TOTAL AMOUNT

2019 MAY 31 2019 MAY 31

2019 MAY 30

13

13,764.19CR

13

13,764.19CR

VALID TRANS FOR 055547
REJECTED TRANS FOR 055547

0

0.00CR

T-ERROR TRANS FOR 055547

13

13,764.19CR

GRAND TOTAL FOR 055547

Staff Payroll
May 20 - 31, 2019

ROYAL BANK
REPORT NO.: 0106-00000 0555470000
RUN DATE: 2019 JUN 13
RUN TIME: 10:56:09

PAYMENT DISTRIBUTION SERVICE
FILE INPUT PAYMENT CONFIRMATION REPORT

PAGE: 1
BUSINESS DATE: 2019 JUN 13

MUNICIPALITY OF OAKLAND-WAWANE	055547-0000	PDS CAD	INST/BRANCH: 0003	ACCOUNT NO. 1001585
FILE CREATION NUMBER:	0092			
FILE CREATION DATE:	2019 JUN 13			
DUE DATE	VALUE DATE	SELECT DATE	NUMBER OF PAYMENTS	TOTAL AMOUNT
2019 JUN 14	2019 JUN 14	2019 JUN 13	13	13,876.95CR
VALID TRANS FOR 055547			13	13,876.95CR
REJECTED TRANS FOR 055547			0	0.00CR
T-ERROR TRANS FOR 055547			0	0.00CR
GRAND TOTAL FOR 055547			13	13,876.95CR

Staff Payroll June 1, 2019 - June 14, 2019

ROYAL BANK
REPORT NO.: 0106-00000 0555470000
RUN DATE: 2019 JUN 14
RUN TIME: 14:18:43

PAYMENT DISTRIBUTION SERVICE
FILE INPUT PAYMENT CONFIRMATION REPORT

PAGE: 1
BUSINESS DATE: 2019 JUN 14

MUNICIPALITY OF OAKLAND-WAWANE	055547-0000	PDS CAD	INST/BRANCH: 0003	ACCOUNT NO. 1001585
FILE CREATION NUMBER:	0093			
FILE CREATION DATE:	2019 JUN 14			
DUE DATE	VALUE DATE	SELECT DATE	NUMBER OF PAYMENTS	TOTAL AMOUNT
2019 JUN 15	2019 JUN 17	2019 JUN 14	5	4,010.96CR
VALID TRANS FOR	055547		5	4,010.96CR
REJECTED TRANS FOR	055547		0	0.00CR
T-ERROR TRANS FOR	055547		0	0.00CR
GRAND TOTAL FOR	055547		5	4,010.96CR

May Indemnities

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Payment #	Date	Vendor Name Invoice #	Reference	Invoice Amount	Payment Amount
Bank Code: UT - UT-ACCOUNTS PAY					
Computer Cheques:					
490	23/05/2019	ALS Labratory Group W686526	Water samples	53.55	53.55
491	23/05/2019	Gardewine North 5514312143-00	cleartech freight	264.05	264.05
492	23/05/2019	Meighen Haddad LLP 28607	File No. 44805193537 Pipeline	1,739.55	1,739.55
493	31/05/2019	ALS Labratory Group W688559	Water samples	53.55	53.55
494	31/05/2019	Bell Mts Inc. 4010 May 2019	dialer alerts	35.60	35.60
495	31/05/2019	Gardewine North 5514373230-00	cleartech freight	265.34	265.34
496	31/05/2019	Wilton, Drew May 2019	May 2019	3,800.66	3,800.66
				Total for UT:	6,212.30
				Grand Total:	148,039.36

Certified Correct This June 19, 2019

Mayor

Administrator

MUNICIPALITY OF OAKLAND-WAWANESA
GENERAL OPERATING FUND REVENUE AND EXPENDITURES
For the Period Ending May-31-19

	<u>Actual</u>
REVENUES	
Other Revenue - Page 2	103,549.47
TOTAL REVENUES:	<u>103,549.47</u>
 EXPENDITURES	
Basic Expenditures	
510-000-000 - GENERAL GOVT. SERVICES	217,985.96
520-000-000 - PROTECTIVE SERVICES	41,861.10
530-100-000 - TS - WAGES AND BENEFITS	153,664.64
540-100-000 - EH - WAGES & BENEFITS	57,001.80
550-100-000 - H&W - WAGES & BENEFITS	9,300.00
560-100-000 - ED - WAGES & BENEFITS	6,200.75
570-100-000 - EC - WAGES & BENEFITS	12,412.17
580-100-000 - R&C - WAGES & BENEFITS	14,000.00
Total Basic Expenditures:	<u>512,426.42</u>
 TOTAL EXPENDITURES:	<u>512,426.42</u>
 NET OPERATING SURPLUS/(DEFICIT)	<u><u>(408,876.95)</u></u>

MUNICIPALITY OF OAKLAND-WAWANESA
GENERAL OPERATING FUND - OTHER REVENUE
For the Period Ending May-31-19

	<u>Actual</u>
OTHER REVENUE	
Licenses	
450-100-100 - Licenses - Business & Lottery - OW	194.00
Permits	
450-100-120 - Development Permits - OW	1,025.00
450-100-130 - Key Charges - O	105.00
450-100-140 - Revenue for Wells - O	382.75
450-100-145 - Aggregate Transport Fees - O	120.16
450-100-190 - Grazing Leases - O	669.34
Environmental	
450-100-150 - MMSM & WRARS Payments - O	5,878.69
450-100-155 - MMSM & WRARS Payments - W	6,625.79
450-100-160 - Waste disposal - Shingles - OW	242.55
450-100-162 - Waste Disposal - Scrap Metal	20.00
450-100-163 - Recycling Contracts	720.00
Sales of Service	
420-100-110 - Sales of Service - GG - OW	1.00
420-100-111 - Sales of Service - GG - O	100.00
Sales & Rentals	
420-100-185 - Tax Certificate Revenue - OW	425.00
420-100-190 - Sales of Goods (Maps, Pins) - OW	120.00
420-100-205 - GG - Office Rental	400.00
420-100-210 - Mobile Home Rentals - O	1,600.00
490-100-100 - Sundry - Miscellaneous Revenue - O	234.82
Interest & Penalties	
410-100-120 - Tax and Redemption Penalties - OW	8,607.32
460-100-102 - Investment Income - OW	7,051.27
Provincial Gov't Grants	
430-100-100 - Unconditional Grants - Building MB - O	33,677.85
430-100-101 - Unconditional Grants - Building MB - W	16,838.93
440-100-105 - Conditional Grants - Prov Gov Dev't Plan	18,510.00
TOTAL OTHER REVENUE:	103,549.47

MUNICIPALITY OF OAKLAND-WAWANESA
GENERAL OPERATING FUND - EXPENDITURES
For the Period Ending May-31-19

	<u>Actual</u>
EXPENDITURES	
GENERAL GOVERNMENT SERVICES	
Legislative	
510-100-100 - GG - Legislative - Head of Council - OW	7,333.32
510-100-101 - GG - Councillors - OW	33,825.24
510-100-102 - GG - Other Leg. Services - Mileage - OW	742.79
Total Legislative:	41,901.35
General Administrative	
510-100-108 - GG - CAO	35,961.53
510-100-109 - GG - Finance Officer	28,008.79
510-100-113 - GG - Admin. Salaries	16,334.58
510-100-114 - GG - Admin Assistant	16,704.93
510-100-222 - GG - Clerk & Staff Training & Education	3,079.87
510-110-120 - GG - Admin & Employee Benefits - O	13,157.10
510-200-201 - GG - Mileage - Office - OW	812.00
510-200-210 - GG - Legal Contract Services - OW	6,552.69
510-200-220 - GG - Audit Contract Services - OW	2,970.00
510-200-235 - GG - Tax Sale Costs	(815.00)
510-200-240 - GG -Taxation (Municipal Properties)	1.50
510-200-260 - GG - Photocopier charges - MOW	1,180.38
510-200-300 - GG - Meals - OW	235.14
510-200-366 - GG - Computers and Software OW	6,594.60
510-200-370 - GG - Newspaper Advertising - OW	829.86
510-300-197 - GG - Wawanesa Office - Water Bill	62.30
510-300-200 - GG - Hydro - Shop & Office - OW	5,742.86
510-300-201 - GG - Phone & Internet - W	2.28
510-300-202 - GG - Phone & Internet - OW	3,254.92
510-400-200 - GG - Office Supplies - OW	5,209.07
510-400-201 - GG - Postage - OW	1,810.76
Total General Administrative:	147,690.16
Other General Government	
510-400-310 - GG - Elections - OW	912.66
510-400-320 - GG - Conv. & Training Registrations - OW	800.00
510-400-321 - GG - Convention Daily Indemnities - OW	2,050.00
510-400-322 - GG - Convention/Seminar Mileage - OW	3,975.60
510-400-323 - GG - Convention Expense - OW	2,550.63
510-400-330 - GG - Damage Claims & Liability Insur.- O	9,291.65
510-400-350 - GG - Membership Fees - OW	750.00
510-500-500 - GG - General Govt. Grants - OW	4,350.00
510-900-910 - GG - Health Care Spending Account - OW	3,713.91
Total Other General Government:	28,394.45
TOTAL GENERAL GOVERNMENT SERVICES:	217,985.96
PROTECTIVE SERVICES	
Fire	
520-200-110 - PS - Contract Services-Fire Vehicle Ins.	193.59
520-200-165 - PS - FIRE - Retainer Fees-Bdn/Souris - O	7,031.50
520-300-102 - PS - Renumeration, Drills, Fires	2,529.85
520-300-104 - PS - Building Operation and Maintenance	1,743.61

MUNICIPALITY OF OAKLAND-WAWANESA
GENERAL OPERATING FUND - EXPENDITURES
For the Period Ending May-31-19

	Actual
520-300-106 - PS - Repairs and Replacement, Tools	3,889.11
520-300-108 - PS - Insurance	6,329.49
520-300-110 - PS - Fire - Utilities - W	5,367.70
520-300-112 - PS- Fire Fighting Gear and Equipment	21,140.40
520-300-114 - PS - Fuel	1,220.74
520-400-110 - PS - Fire - Materials & Supplies Misc.	1,553.53
520-500-110 - PS - Flood Protection & Prevention	(15,908.31)
520-700-730 - PS - Fire - Interest on Fire Hall	9.89
Total Fire:	35,101.10
Other Protection	
520-200-210 - PS - Building-Fire-Plumb Inspections - O	6,760.00
Total Other Protection:	6,760.00
TOTAL PROTECTIVE SERVICES:	41,861.10
TRANSPORTATION SERVICES	
Public Works Employees & Benefits	
530-100-110 - TS - PW Foreman Wages	26,777.84
530-100-111 - TS - PW Operators Wages	10,278.65
530-100-112 - TS - PW Operators Wages	22,545.55
530-100-113 - TS - PW Seasonal - O	7,915.31
530-100-114 - TS - PW Seasonal - W	2,518.68
530-100-116 - TS - Equip Operators Allowances - O	721.86
530-100-117 - TS - Workers Compensation & Safety - O	336.29
530-100-118 - TS - Workers Compensation & Safety - W	168.14
530-110-120 - TS - Employee Wages & Benefits - O	5,760.25
530-200-116 - TS - Equipment Insur & Registration - O	12,132.11
530-300-100 - TS - Street Lighting-Carroll & Nesbitt-O	990.92
530-300-110 - TS - Street Lighting - W	4,776.25
530-400-111 - TS - Equipment Fuel - O	14,514.79
530-400-112 - TS - Equipment Fuel - W	624.76
530-400-115 - TS - Equip Repairs & Maint - Misc - O	1,757.98
530-400-116 - TS - Work Shop & Yard Operations - O	6,037.38
530-400-117 - TS - Equip. Repairs - Mower - O	3,551.58
530-400-118 - TS - Equip. Repairs NH Loader - W	894.52
530-400-119 - TS - Equip. Repairs - Loader - O	2,914.36
530-400-121 - TS - Equip. Repairs - Graders - O	11,460.35
530-400-122 - TS - Equip Repairs - CASE IH Tractor - O	5,472.58
530-400-123 - TS - Equip. Repair - Gravel Truck - O	3,462.92
530-400-125 - TS - Equip Repairs - Backhoe - O	1,262.54
530-400-127 - TS - Equip Repairs - 2011 GMC Truck - O	189.53
530-400-131 - TS - Road Main. Gravel Crushing - O	3,904.50
530-400-148 - TS - Material & Supplies - W	358.73
530-400-161 - TS - Bridges, Culverts & Drainage - O	(225.00)
530-400-190 - TS - Snow & Ice Removal Materials - W	900.00
530-400-200 - TS - Bridges - Materials and Supplies	934.20
530-400-300 - TS - Workshop - Wawanesa	727.07
Total Public Works Employees & Benefits:	153,664.64
TOTAL TRANSPORTATION SERVICES:	153,664.64

MUNICIPALITY OF OAKLAND-WAWANESA
GENERAL OPERATING FUND - EXPENDITURES
For the Period Ending May-31-19

	<u>Actual</u>
ENVIRONMENTAL HEALTH SERVICES	
Environmental Health Services	
540-100-110 - EH - WTS - Wages - W	4,469.83
540-110-120 - EH - Receiver General - CPP/EI - W	246.48
540-200-100 - EH -WTS - Staff - O	6,444.56
540-200-109 - EH - WTS Hydro - O	479.24
540-200-110 - EH - WTS - Municipal Waste Mgmt - O	13,367.79
540-200-111 - EH - WTS - Municipal Waste Mgmt - W	11,402.71
540-200-130 - EH - Municipal Wells - Treesbank - O	1,044.57
540-200-135 - EH - Municipal Wells - Hayfield - O	(1,479.49)
540-200-150 - EH - Recycling - O	12,071.60
540-200-151 - EH - Recycling - W	8,954.51
Total Environmental Health Services:	57,001.80
 TOTAL ENVIRON HEALTH SERVICES:	 57,001.80
 PUBLIC HEALTH & WELFARE SERVICES	
550-500-500 - H&W - Cemeteries - OW	5,000.00
550-500-510 - H&W - Grants to Hospitals - OW	3,000.00
550-500-525 - H&W - Senior Independent Services - O	1,300.00
TOTAL PUBLIC HEALTH & WELFARE SERVICES:	9,300.00
 ENVIRONMENTAL DEVELOPMENT SERVICES	
560-200-100 - ED - Planning & Zoning (Rest of Mon) - O	(1,948.75)
560-200-115 - ED - Development Plan	7,899.50
560-200-140 - ED - Urban Area Weed Control - W	250.00
TOTAL ENVIRONMENTAL DEVELOPMENT SERVICES:	6,200.75
 ECONOMIC DEVELOPMENT SERVICES	
570-100-170 - EC - Rural Conservation District - O	10,945.00
570-200-140 - EC - Rural Area Weed Control - O	500.00
570-200-160 - EC - Veterinary Services - O	861.22
570-500-185 - EC - Staff Appreciation	105.95
TOTAL ECONOMIC DEVELOPMENT SERVICES:	12,412.17
 RECREATION & CULTURAL SERVICES	
580-500-110 - R&C - Community Centres & Halls - O	6,000.00
580-500-111 - R&C - Community Centres & Halls - W	4,000.00
580-500-140 - R&C - Skating Rinks & Arenas - O	1,000.00
580-500-150 - R&C - Parks & Playgrounds - OW	2,000.00
580-500-170 - R&C - Museums - O	1,000.00
TOTAL RECREATION & CULTURAL SERVICES:	14,000.00
 TOTAL EXPENDITURES:	 512,426.42

MUNICIPALITY OF OAKLAND-WAWANESA
UTILITY REVENUES AND EXPENDITURES
For the Period Ending May-31-19

	<u>Actual</u>
REVENUES	
Water and Sewer Charges	
750-100-100 - Water Consumer Sales	26,333.17
Total Water and Sewer Charges:	26,333.17
Other Revenues	
750-100-130 - Penalties	632.78
750-200-100 - Investment Income	1,753.46
Total Other Revenues:	2,386.24
TOTAL REVENUES:	28,719.41
EXPENDITURES	
Water supply	
760-200-000 - UT - Water/Wastewater contractor	9,824.19
760-200-120 - UT - Water Treatment Plant	3,084.58
760-200-150 - UT - Transmission & Distribution	27,273.98
760-200-160 - UT - Other Water Supply Costs - Contract	903.91
760-300-130 - UT - Wells - Utilities	5,357.48
760-400-120 - UT - Water Treatment Plant-Supplies	3,079.83
760-300-160 - UT - Handheld Water Reader	297.00
760-100-150 - UT - Transmission & Distribution - Salar	410.00
Total Water supply:	50,230.97
Sewage Collection and Disposal	
770-200-000 - UT - Water/Wastewater contractor	9,049.19
770-200-130 - UT - Sewage Treatment & Disposal	4,174.15
770-400-120 - UT - Sewage Lift Station - Materials & S	170.96
Total Sewage Collection and Disposal:	13,394.30
TOTAL EXPENDITURES:	63,625.27
NET OPERATING SURPLUS/(DEFICIT)	
Revenues	28,719.41
Expenses	63,625.27
Net Surplus (Deficit)	(34,905.86)

<michelle@rmofpipestone.com>; Mitch Duval <cao@ritchot.com>; Nadine Gapka <ngapka@yhgov.net>; Nathan Peto <npeto@city-plap.com>; Nettie Neudorf <nneudorf@rmofportage.ca>; Nicole Christensen <coldwell@mymts.net>; Nicole Enns <cao.rmofthompson@gmail.com>; Paige Larocque <rmmountn@mymts.net>; Pamela Hainsworth <pamela@delowin.ca>; Pamela Sul <rmalonsa@inetlink.ca>; Penny Burton <acao@louisemb.com>; Quinn Greavett <cao@ericksonmb.ca>; Randi Salamanowicz <randis@townofthepas.ca>; Rhonda Stewart <virden_cao@mymts.net>; Rod Sage <r.sage@brandon.ca>; Ross Gilmore <snowlake@mymts.net>; Russ Phillips <rphillips@rmofspringfield.ca>; Sandra Anderson <meladmin@mymts.net>; Sandra Jones <sandra.jones@townofcarberry.ca>; Scott Spicer <cao@rmalexander.com>; Shannon Gaultier <rmlorne@mymts.net>; Sharla Griffiths <cm@dauphin.ca>; Sharla Murray <cao@rmofdufferin.com>; Sharon Desiatnyk <cao@powerview-pinefalls.com>; Sheila Mowat <Cao@eaststpaul.com>; Shelly Schwitek <rm606@tcmsnet.com>; Spencer Sprowler <reception@townofleafrapids.ca>; Sue Sutherland <cao@rmofbrokenhead.ca>; Tannis Lodge <assistantra@pinawa.com>; Tina Collier <cao@myprairieview.ca>; Tracey French <cao@emersonfranklin.com>; Tracy Lockhart <tracy@rmofprairielakes.ca>; Trish Huberdeau <rmarchie@mts.net>; Tristan Urquhart <turquhart@hamiota.com>; Troy Warkentin <twarkentin@steinbach.ca>; Twyla Ludwig <cao@roblin.ca>; Valorie Unrau <v.unrau@northnorfolk.ca>; Virginia Beckwith <virginia@rm-cartier.mb.ca>; Wally Melnyk <wmelnik@stonewall.ca>; Wendy Turko <mccreary@mymts.net>; Wendy Wutkze <rmofglen@inetlink.ca>; Wes Unrau <wes.unrau@pembina.ca>; Y. Ivan Bruneau <i.bruneau@rmofvictoria.com>; Yann Boissonneault <cao@rmofreynolds.com>

Subject: Assessment Impacts

Good afternoon all,

During the previous couple of re-assessments I have been preparing the attached report for our own internal purposes. I did try to get the assessment department to develop a similar report for all the municipalities in the Province, however it seems to have fallen on deaf ears.

So I will make this offer to you – if you think that this info may be useful to you, then please send me a copy of your assessment impact report that you receive from your assessor and please add your latest census population, as well as your square kilometers that you cover (you can find this in the annual Statistics booklet that the Province prepares) and I will add the information to my spreadsheet and share it with those who participate.

Thanks,

Larry.

Larry Driedger, CMMMA
Chief Administrative Officer
Rural Municipality of Morris
Box 518
207 Main Street
Morris, Manitoba
R0G 1K0

Phone – 204-746-7300
FAX – 204-746-8801

Email – larry@rmofmorris.ca
Web Address – www.rmofmorris.com



CAO

From: Reich, Brent <BReich@hydro.mb.ca>
Sent: Wednesday, June 12, 2019 2:31 PM
To: CAO
Cc: Kulik, Glenn
Subject: Centra Gas Draft By-law and Franchise Agreement - Municipality of Oakland-Wawanesa
Attachments: Draft By-law_RM of Oakland-Wawanesa 2019 05 17.doc; Franchise Agreement_Municipality of Oakland-Wawanesa 2019 06 10.docx; Oakland-Wawanesa map 2019.PDF; Franchise approval Process for Municipalities 2019.docx

Hi Joni, we have a request for natural gas service from an agricultural customer on the western side of the Municipality. In order to extend natural gas service from the existing natural gas line paralleling Hwy 348 to the customer site at NE 8 8 19W, Centra Gas has to enter into a franchise agreement with the Municipality.

Please find attached a draft natural gas franchise By-law for you to format as required and use for first reading of the By-law. Please review clause 1. with the description of townships contained within the RM to ensure it is correct. Also attached are the franchise agreement and map to sign **after** PUB approval is given, and our franchise approval process document for your reference.

I'm requesting first reading at the Tuesday June 25th Council meeting. Please call or email with any questions or concerns.

I am planning to attend Council at 9:00am on Tuesday June 25th to discuss our request and answer questions.

Kind Regards,

Brent

BRENT REICH
Gas Policy and Expansion Officer
Manitoba Hydro
desk: 204-360-5110
cell: 204-771-0023

STEPS REQUIRED TO OBTAIN FRANCHISE/CROSSING APPROVAL

NOTE: All references to “By-law” in this document mean the By-law document which includes an unsigned version of the proposed Franchise/Amending or Crossing Agreement, attached as Schedule “A”.

1. CENTRA

- Prepares one copy of a draft By-law.
- Prepares the franchise or crossing agreement (“Agreement”) as “Schedule A” to the By-law, and a map showing the proposed franchise area is included as Appendix 1 to the Schedule A. The boundaries of the area should be clearly marked on the map.
- Forwards (via email) draft By-law (Word document) and Agreement with map (pdf) to the municipality requesting first reading of the By-law by Council.

2. MUNICIPALITY

- Municipal council gives first reading only to the By-law.
- CAO scans the By-law with first reading and forwards by email to the contact person identified below. The Agreement is not sent back at this time since it is not the executed copy.
 - Please do not execute the Agreement at this time.

3. CENTRA

- Centra prepares and submits an application to the Public Utilities Board (PUB) requesting approval of the Agreement (and feasibility test if applicable) and includes a copy of the By-law and a copy of the Agreement as Attachments to an application. Centra will request approval of the Agreement on an ex-parte basis, however, the PUB may require that public notice of Centra's application be given and that a public hearing is required before giving its final approval. (Not likely for routine main extensions).
- Centra contacts the municipality once the PUB has issued its Order to arrange for second and third reading of the By-law and execution by the municipality of two copies of the Franchise Agreement (**Schedule A**).

4. MUNICIPALITY

- Gives second and third reading to the By-law.
- Executes both original copies of the Agreement, but does not date the agreements.
- Prepares **two certified copies**¹ of the fully executed By-law.
- Retains the original By-law for its municipal records.
- Returns the **two** certified copies of the By-law along with both **original** executed Agreements to the contact person identified below.

¹ A certified copy of a By-law is a photocopy of the executed By-law, with the following suggested wording thereon: “I, (insert name), (insert title), of the Rural Municipality/Town of _____, DO HEREBY CERTIFY THAT the within document is a true and correct copy of By-law No. _____.” It is then signed by an authorized signatory of the Rural Municipality/Town.

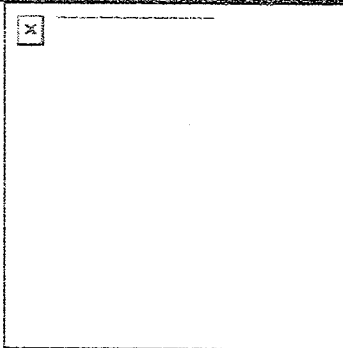
5. CENTRA

- Executes and dates the two original Agreements.
- Arranges to have both fully executed Agreements stamped as “approved” by the PUB.
- Provides one copy of the fully executed Agreement and one certified copy of the By-law to the PUB for its records.
- Retains one certified copy of the By-law and one fully executed PUB-stamped “approved” Agreement for its records.
- Returns the second fully executed, PUB-stamped “approved” Agreement to the municipality for its records.

CENTRA GAS MANITOBA INC. CONTACT:

Brent Reich
Customer Policies & Gas Expansion
Manitoba Hydro
360 Portage Avenue (14)
Winnipeg, MB R3C 0G8
(204) 360-5110
breich@hydro.mb.ca

From: AMM Communications <dvolkov@amm.mb.ca>
Sent: May-29-19 1:36 PM
To: RM Oakland 2
Subject: Member Advisory - Manitoba Infrastructure Letter - Weed Control



MEMBER ADVISORY

Manitoba Infrastructure Letter - Weed Control

May 29, 2019 - The AMM is distributing the following attached letter on behalf of Manitoba Infrastructure (MI) to municipalities regarding weed control activities.

Manitoba Infrastructure letter - Weed Control

Please note that this interim action is not intended to pre-empt the outcome of the MI Service Delivery Review.

Sincerely,

Joe Masi

Executive Director

Infrastructure

Engineering and Operations Division
1630 – 215 Garry Street, Winnipeg, Manitoba, Canada R3C 3P3
204-638-1887 F 204-945-3841
www.manitoba.ca

May 29, 2019

FOR IMMEDIATE AMM MEMBERSHIP DISTRIBUTION

Association of Manitoba Municipalities
1910 Saskatchewan Avenue
Portage la Prairie, MB R1N 0P1

Attention: Nick Krawetz, Senior Policy Analyst

Dear Nick,

Further to our efforts with the maintenance service delivery review, it is important Manitoba becomes a smart shopper in finding value for money. The following is an attempt to research the market regarding weed control within Manitoba Infrastructure's (MI) area of responsibility. This interim action is not intended to pre-empt the outcome of the MI Service Delivery Review.

This letter is a notification that, MI will be tendering all weed control activities within MI rights-of-way for this year.

MI has been working closely with the Manitoba Weed Supervisors Association to develop a standard contract for weed control work.

The intent is to align a tendering process with the current activities and payment processes Manitoba uses with its weed control partners.

Municipalities and/or Weed Control Districts are invited to submit a bid for any of these contracts which MI intends to tender in the coming days.

MI recognizes that this is a change in the current process for weed control and requests the patience of Municipalities as we work through the service delivery review.

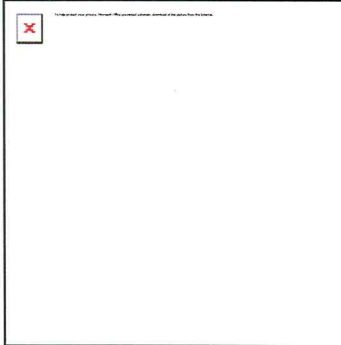
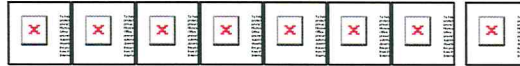
Sincerely,

Original signed by Mark Allard

Mark Allard, P. Eng.
A/Executive Director
Highway Regional Operations

cc. Kam Blight, Vice President of AMM

From: AMM Communications <dvolkov@amm.mb.ca>
Sent: June-03-19 1:53 PM
To: RM Oakland 2
Subject: Member Advisory - Intake for Investing in Canada Infrastructure Program Officially Announced



MEMBER ADVISORY

Intake for Investing in Canada Infrastructure Program Officially Announced

June 3, 2019 - Please be advised that the Province of Manitoba has officially announced the intake for the *Investing in Canada Infrastructure Program* (ICIP).

[Province of Manitoba press release - Manitoba Launches Investing in Canada Infrastructure Program](#)

"The Investing in Canada Infrastructure Program will significantly benefit all Manitoba municipalities and help build stronger communities," said Ralph Groening, president, AMM. "We are pleased to participate on the consultative committee for the various infrastructure funding streams and will continue to work together to deliver municipal infrastructure priorities."

To submit a project under ICIP or to learn more about the program,
visit <http://manitoba.ca/icip>

Sincerely,

Joe Masi

Executive Director

AMM, 1910 Saskatchewan Ave. W, Portage la Prairie, Manitoba R1N 3S7 Canada

[SafeUnsubscribe™](#) adminassist@oakland-wawanesa.ca

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Sent by dvolkov@amm.mb.ca in collaboration with



Try email marketing for free today!



1910 Saskatchewan Avenue W.
Portage la Prairie, MB R1N 0P1
Ph: 204-857-8666
Fax: 204-856-2370
Email: amm@amm.mb.ca
www.amm.mb.ca

June 10, 2019

Disabilities Issues Office
630-240 Graham Avenue
Winnipeg, MB R3C 0J7
Via email: access@gov.mb.ca

To Whom It May Concern,

On behalf of the Association of Manitoba Municipalities (AMM) who represents Manitoba's 137 municipalities and is a member of the Accessibility Advisory Council (AAC), I would like to take this opportunity to provide some comments regarding the proposed accessibility standard for information and communications in accordance with *The Accessibility for Manitobans Act*.

The AMM would like to once again reaffirm its support for greater accessibility for all Manitobans. However, while the AMM appreciates the provincial government's commitment to offer assistance in the identification, prevention and removal of barriers to accessibility, legislation of this magnitude requires funding support to help municipalities comply with the corresponding standards. Since 2011, the AMM has repeatedly voiced concerns over the lack of provincial funding to municipalities to support the effective implementation of accessibility standards. Moreover, the AAC under the guidance of the Disabilities Issues Office (DIO) should consider and provide analysis of the financial implications of their recommendations on stakeholders.

Local communities in Manitoba cannot be expected to shoulder compliance costs and administrative burdens alone. Provincial funding must be provided to ensure the effective implementation of the standards as there are financial costs associated not only with the first two standards now in effect but also with the three subsequent standards under development. According to the recently-published independent review of the AMA legislation, the original direction given to those responsible for the law's implementation was that it was to be pursued in a cost-neutral manner. As a reminder, please see the enclosed copy of AMM Resolution #41-2017, which was passed with overwhelming support at our annual Convention in November 2017 by more than 800 mayors, reeves, councillors and municipal administrators from across Manitoba.

In regards to the proposed information and communications accessibility standard specifically, the implementation of several sections as outlined would require the allocation of tens or hundreds of thousands of dollars to comply, which is unreasonable and unrealistic given the current fiscal pressures facing the provincial and municipal governments. For example, Section 7.1 mandates obligated organizations must create accessible web content that can be accessed on desktops, laptops, tablets and mobile devices. Based on municipal experiences in Ontario, the AMM is aware of cases in which municipalities have incurred costs greater than \$100,000 to re-format pre-existing web content and design new fully-accessible platforms in order to comply with provincial legislation. In light of constantly changing information and communications technology, specialized and highly-skilled trained staff are also required to operate ICT systems and manage documents. Given these realities and high costs, low rates of compliance are common throughout municipal Ontario due to unrealistic requirements and substantial financial burdens.

The AMM also understands that organizations in Ontario must currently adhere to WCAG 2.0 Level A criteria for all web content, evolving to WCAG 2.0 Level AA by 2021. The draft standard in Manitoba proposes organizations adhere to WCAG 2.1 Level AA criteria, which would lead to inconsistencies between the two jurisdictions. Moreover, the Discussion Paper does not define these criteria nor does it analyze the cost of implementing such standards in Manitoba. Thus, this section does not provide clear direction for obligated organizations such as municipalities.

In addition, the AMM believes that the proposed requirement for public sector organizations, including large municipalities, to make pre-existing information and communications accessible within four years is much too aggressive. Municipalities are an order of government and are unique when compared to other organizations and businesses. Forcing municipalities to retroactively reformat all pre-existing documents is simply unrealistic. Therefore, pre-existing documents should be excluded from this standard and requests for accessible documents should be considered on a case-by-case basis upon request.

In regards to Sections 13-14 concerning public libraries and educational institutions, the proposed standard lacks basic information about the potential impacts on budgets. For example, provincial funding for libraries has remained stagnant under the *Rural Library Operating Grant Program* since 2004. In effect, this 15-year stagnation has resulted in additional burdens as municipalities are addressing these financial shortfalls through greater municipal contributions in order to not cut programming available to residents. Thus, mandating accessibility standards with no funding support or proposing recommendations without considering the financial realities facing community libraries is alarming.



1910 Saskatchewan Avenue W.
Portage la Prairie, MB R1N 0P1
Ph: 204-857-8666
Fax: 204-856-2370
Email: amm@amm.mb.ca
www.amm.mb.ca

Overall, the implementation of the information and communications standard as well as the other standards will continue to be undermined so long as no provincial funding and resource support is provided. That is why the AMM has long recognized the need for accompanying provincial funding and has been calling for a partnership with attached financial support. Going forward, it is essential that municipal concerns are seriously considered by the AAC and DIO in order to benefit all Manitobans through reasonable standards and practical regulations.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, which appears to read "Joe Masi". The signature is written in a cursive, flowing style.

Joe Masi
Executive Director

cc: Honourable Heather Stefanson, Minister of Families



Accessibility Legislation & Standards

Sponsor(s)

Russell-Binscarth, Municipality (Midw

Department(s)

Manitoba Families

WHEREAS the Province of Manitoba has mandated that municipalities must create an Accessibility Plan in accordance with the *Accessibility for Manitobans Act* and its corresponding standards; and

WHEREAS the costs associated with developing and implementing an Accessibility Plan are expected to be borne by municipalities; and

WHEREAS the requirement for an Accessibility Plan is just another example of provincial downloading by creating legislation or regulations that impose costs on municipalities without the provision of funding;

Therefore Be It Resolved That

the AMM lobby the Province of Manitoba to significantly reduce the administrative and financial burdens on municipalities as a result of the *Accessibility for Manitobans Act* and its corresponding standards.



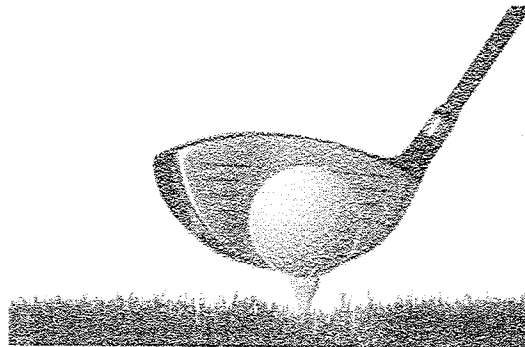
28th Annual Best Ball Foursome

AMM Western District

Hosted by the Municipality of Deloraine-Winchester at
the Deloraine Golf & Country Club

**Mark THURSDAY JULY 18TH, 2019 in
your Calendars!**

Registration Forms will be mailed later this spring!!!!



CAO

From: CAO
Sent: Friday, May 24, 2019 10:02 AM
To: Mischanchuk, Sharon
Subject: RE: Network M004730 Souris
Attachments: BellMTS - M004730-2019 Souris.pdf

Hello,

Council approved the above via electronic means. The signed documentation is attached.

Joni

-----Original Message-----

From: Mischanchuk, Sharon <Sharon.Mischanchuk@bellmts.ca>
Sent: Thursday, May 23, 2019 11:29 AM
To: CAO <cao@oakland-wawanesa.ca>
Subject: RE: Network M004730 Souris

Good morning

Thank you for replying. Would there be any way that this could be expedited because this project is in conjunction with Enbridge and their contractor will be doing the work for us.

They are actually planning on starting in the Wawanesa area on June 8th. In order to get in and get the work done prior to the final clean up in the area.

The only work that will be on the municipal right of way will be the pedestal and the balance of the cable will all be on easement.

Regards
Sharon

Sharon Mischanchuk
Access Provisioner
517 - 18th. Street
Brandon, MB R7A 5Y9
204 729 4383 (Office)
204 724 7344 (Cell)

-----Original Message-----

From: CAO [mailto:cao@oakland-wawanesa.ca]
Sent: Thursday, May 23, 2019 9:09 AM
To: Mischanchuk, Sharon <Sharon.Mischanchuk@bellmts.ca>
Subject: [EXT]RE: Network M004730 Souris

Hi Sharon,

I will place this on our next agenda, unfortunately the next Council meeting isn't until June 25.

Joni

-----Original Message-----

From: Mischanchuk, Sharon <Sharon.Mischanchuk@bellmts.ca>

Sent: Wednesday, May 22, 2019 8:47 AM

To: CAO <cao@oakland-wawanesa.ca>

Subject: Network M004730 Souris

Good morning

Please find a request for approval for BellMTS to place facilities on easement and on road allowance in your municipality.

If sending a reply back please send it to the two (2) following email addresses due to the one I have today being in the process of being corrected.

Sharron.Mischanchuk@bellmts.ca and Sharon.Mischanchuk@bellmts.ca

If you could return your approval as soon as possible because this project will be started very shortly.

Regards

Sharon

Sharon Mischanchuk

Access Provisioner

517 - 18th. Street

Brandon, MB R7A 5Y9

204 729 4383 (Office)

204 724 7344 (Cell)

External Email: Please use caution when opening links and attachments / Courriel externe: Soyez prudent avec les liens et documents joints



approved
electronically
see attached

BellMTS

Municipal Rights-Of-Way Application Form

Application for approval from the R.M. of Oakland - Wawanesa
For BELLMTS to install facilities on municipal rights-of-way.

BELLMTS Portion

Date: May 22, 2019 Revision Date: _____

File: M004730-2019 Souris

Attached is a copy of plan number Approval Plan, dated May 22, 2019

Description of Work (including method of construction):

BellMTS will be removing a pedestal in the SW of 5-8-19W that is within the new Enbridge Right of Way and a new cable will be placed between the pedestal on the north side of the Right of Way and the new pedestal that will be placed on the south side of the new Right of way. All work will be done on easement with the exception of the .305 meters from the existing and the new pedestal east to the property lines.

Reason for Work (including reason for priority approval if requested):

This work is being undertaken due to the new Right of Way and pipeline that was placed in 2-18 for the L3R project by Enbridge.

Reason for Revision:

Should this application receive approval, please return one plan and a copy of this form to:

BELLMTS

Attention: Sharon Mischanchuk

517 - 18th. Street Brandon, Mb R7A 5Y9

Phone: 204 729 4383

E-mail: Sharon.Mischanchuk@BellMTS.ca

Fax: 204 726 - 1775

A response to this application is required:

☒

Within 5 working days following the next scheduled council meeting (normal application)

☐

5 working days from the date this application is received in your office (priority approval application - see above for reasons)

☐

A response to a revision is required by: _____

Submitted by: Sharon Mischanchuk
(printed name)

Access Provisioner
(title)



Municipality Portion

Date Received: May 23

Date Revision Received: _____

☒

Application approved

☐

Revision Approved

☐

MTS to provide at least 48 hours notice to the municipality, prior to commencement of work

☐

Notice to the municipality is not required prior to the commencement of work

Approved by: J. Swidnicki CAO

(name, title)

Date: May 24/19

Revision Approved by: _____

(name, title)

Date: _____

Comments or special instructions if approved:

circulated electronically as work
schedule for project did not allow for
placement on a regular agenda.

☐

Application rejected

☐

Revision rejected

Reasons for rejection:

Project Completion

BELLMTS Portion

Project Completion Date: _____

The project was completed:

☐

As per the approved plan; or

☐

Included is a copy of a revised drawing showing the changes made during construction?

Reasons for construction revisions:

Municipality Portion

Date completion notification received: _____

Date revisions approved: _____

Reasons for rejection of revisions:

SE 6-8-19W

ENBRIDGE PIPELINES

ROAD 113W

514.7 METERS

49.5m

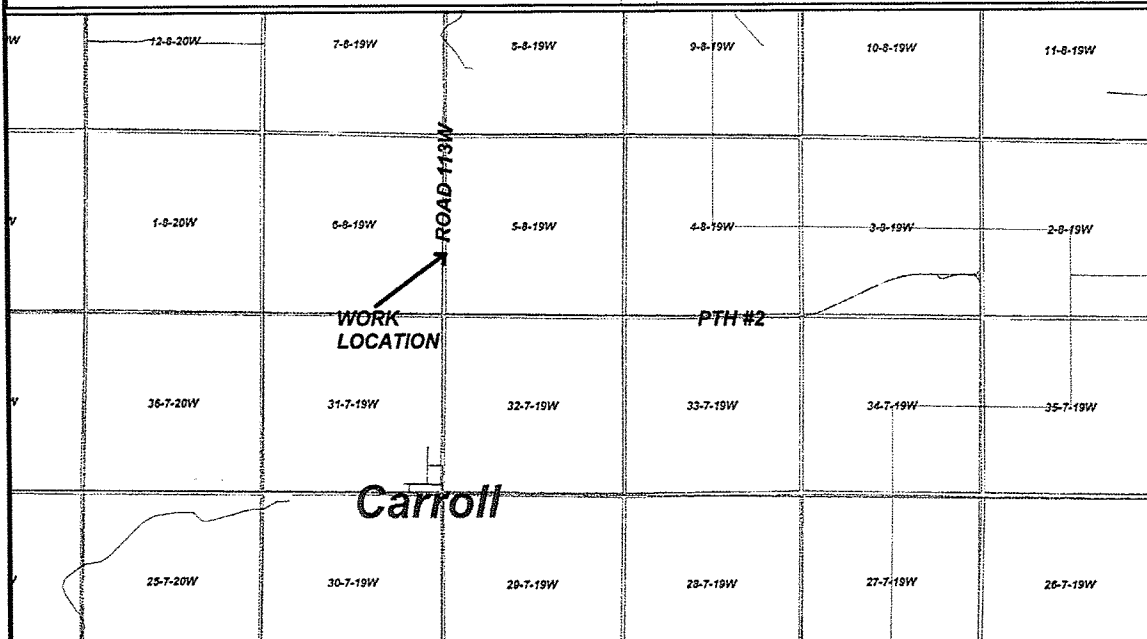
SW 5-8-19W



NETWORK M004730-2019 SOURIS
NOTE: THIS PLAN IS FOR REFERENCE PURPOSES
ONLY AND IS NOT TO SCALE.
PLAN DATED APRIL 12, 2019

- EXISTING BURIED CABLE ON EASEMENT
- EXISTING BURIED CABLE ON EASEMENT TO BE ABANDONED
- PROPOSED NEW BURIED CABLE ON EASEMENT
- EXISTING PEDESTAL
- EXISTING PEDESTAL TO BE REMOVED
- PROPOSED NEW PEDESTAL

PTH #2



MTS

ClickBeforeYouDigMB.com

To submit a locate request by phone, call: 1-800-940-3447

ISSUE 1 DATE APR-12-2019	ISSUE 4 DATE	ORIGINATOR S.MISCHANCHUK	EXCHANGE WESTERN	ENGINEERING: This plan represents a Letter of Instruction. The work will be completed according to cost/requirements established in MTS contract & conform to schedule determined by MTS.
ISSUE 2 DATE	ISSUE 5 DATE	PHONE 204-729-4383	SC Souris	NETWORK M004730_SORSMB01
ISSUE 3 DATE	ISSUE 6 DATE	CLU SORSMB01	REMOTE / CTR SOURIS	PLAN M004730-APPROVAL

CAO

From: Councillor.McDonald
Sent: Thursday, May 23, 2019 3:56 PM
To: CAO; Members of Council
Cc: Public Works
Subject: Re: Network M004730 Souris

Good with me

Get [Outlook for iOS](#)

From: CAO <cao@oakland-wawanesa.ca>
Sent: Thursday, May 23, 2019 1:24 PM
To: Members of Council
Cc: Public Works
Subject: FW: Network M004730 Souris

Hello,

Please see the email below. BellMTS has advised that the contractor wishes to do the work in early June. Public Works does not have any concerns with this.

Are you comfortable making an electronic decision on this?

Joni

-----Original Message-----

From: Mischanchuk, Sharon <Sharon.Mischanchuk@bellmts.ca>
Sent: Wednesday, May 22, 2019 8:47 AM
To: CAO <cao@oakland-wawanesa.ca>
Subject: Network M004730 Souris

Good morning

Please find a request for approval for BellMTS to place facilities on easement and on road allowance in your municipality.

If sending a reply back please send it to the two (2) following email addresses due to the one I have today being in the process of being corrected.

Sharron.Mischanchuk@bellmts.ca and Sharon.Mischanchuk@bellmts.ca

If you could return your approval as soon as possible because this project will be started very shortly.

Regards
Sharon

Sharon Mischanchuk

Access Provisioner
517 - 18th. Street
Brandon, MB R7A 5Y9
204 729 4383 (Office)
204 724 7344 (Cell)

CAO

From: Councillor.McGregor
Sent: Thursday, May 23, 2019 4:24 PM
To: CAO; Members of Council
Cc: Public Works
Subject: Re: Network M004730 Souris

Good with me

Brett McGregor, Councillor
Municipality of Oakland-Wawanesa
Mobile: 204-761-0499
Nesbitt Office: 204-824-2666
Wawanesa Office: 204-824-2244

Web: www.oakland-wawanesa.ca

From: CAO
Sent: Thursday, May 23, 2019 1:24:53 PM
To: Members of Council
Cc: Public Works
Subject: FW: Network M004730 Souris

Hello,

Please see the email below. BellMTS has advised that the contractor wishes to do the work in early June. Public Works does not have any concerns with this.

Are you comfortable making an electronic decision on this?

Joni

-----Original Message-----

From: Mischanchuk, Sharon <Sharon.Mischanchuk@bellmts.ca>
Sent: Wednesday, May 22, 2019 8:47 AM
To: CAO <cao@oakland-wawanesa.ca>
Subject: Network M004730 Souris

Good morning

Please find a request for approval for BellMTS to place facilities on easement and on road allowance in your municipality.

If sending a reply back please send it to the two (2) following email addresses due to the one I have today being in the process of being corrected.

Sharron.Mischanchuk@bellmts.ca and Sharon.Mischanchuk@bellmts.ca

If you could return your approval as soon as possible because this project will be started very shortly.

Regards
Sharon

Sharon Mischanchuk
Access Provisioner
517 - 18th. Street
Brandon, MB R7A 5Y9
204 729 4383 (Office)
204 724 7344 (Cell)

CAO

From: Councillor.Sowiak
Sent: Thursday, May 23, 2019 7:02 PM
To: Dave Kreklewich; CAO; Members of Council
Cc: Public Works
Subject: Re: Network M004730 Souris

I'm definitely good with this request as well.

Michelle Sowiak
Councillor, Municipality of Oakland-Wawanesa
Box 28
Nesbitt, MB
R0K 1P0

councillor.sowiak@oakland-wawanesa.ca

204-573-4813 cell

From: Dave Kreklewich <hofckreklewich@oakland-wawanesa.ca>
Sent: Thursday, May 23, 2019 5:17 PM
To: CAO; Members of Council
Cc: Public Works
Subject: Re: Network M004730 Souris

It is good with me.

Dave

Get [Outlook for iOS](#)

From: CAO <cao@oakland-wawanesa.ca>
Sent: Thursday, May 23, 2019 1:24 PM
To: Members of Council
Cc: Public Works
Subject: FW: Network M004730 Souris

Hello,

Please see the email below. BellMTS has advised that the contractor wishes to do the work in early June. Public Works does not have any concerns with this.

Are you comfortable making an electronic decision on this?

Joni

-----Original Message-----

From: Mischanchuk, Sharon <Sharon.Mischanchuk@bellmts.ca>

Sent: Wednesday, May 22, 2019 8:47 AM

To: CAO <cao@oakland-wawanesa.ca>

Subject: Network M004730 Souris

Good morning

Please find a request for approval for BellMTS to place facilities on easement and on road allowance in your municipality.

If sending a reply back please send it to the two (2) following email addresses due to the one I have today being in the process of being corrected.

Sharron.Mischanchuk@bellmts.ca and Sharon.Mischanchuk@bellmts.ca

If you could return your approval as soon as possible because this project will be started very shortly.

Regards

Sharon

Sharon Mischanchuk

Access Provisioner

517 - 18th. Street

Brandon, MB R7A 5Y9

204 729 4383 (Office)

204 724 7344 (Cell)



Council approval
Oct. 16/18
motion 318-18

LOCATE REQUEST

REQUESTED LOCATE DATE: May 31, 2019

Contact: Mike Knox

Mobile: 1-204-479-0565

E-Mail: mknnox@rohlglobal.com

Dig Site Location: Hwy 344 and Rd 100W, Wawanesa, MB

Job Description: BellMTS Plough Project. See highlighted area on Google Map provided for work location. Work to Start June 3.

See Included Attachment for dig site reference.

Regards,
Mike Knox

Submitted Date: May 24, 2019

Unit 1-5232 Portage Ave.
Tel: 204-453-1290
www.rohlglobal.com

Headingley, Manitoba
Fax: 204-475-3279

R4H 1E1

CONNECTING TOMORROW TODAY

5/22/2019

Google Maps

RD 40 N

Google Maps

Work from south side of PR #344 at RD 100 W East towards Wawanesa for approx 3.2km. Starting point at GPS 49.591201, -99.734516



Imagery ©2019 DigitalGlobe, DigitalGlobe, CNES / Airbus, Map data ©2019 Google 500 m

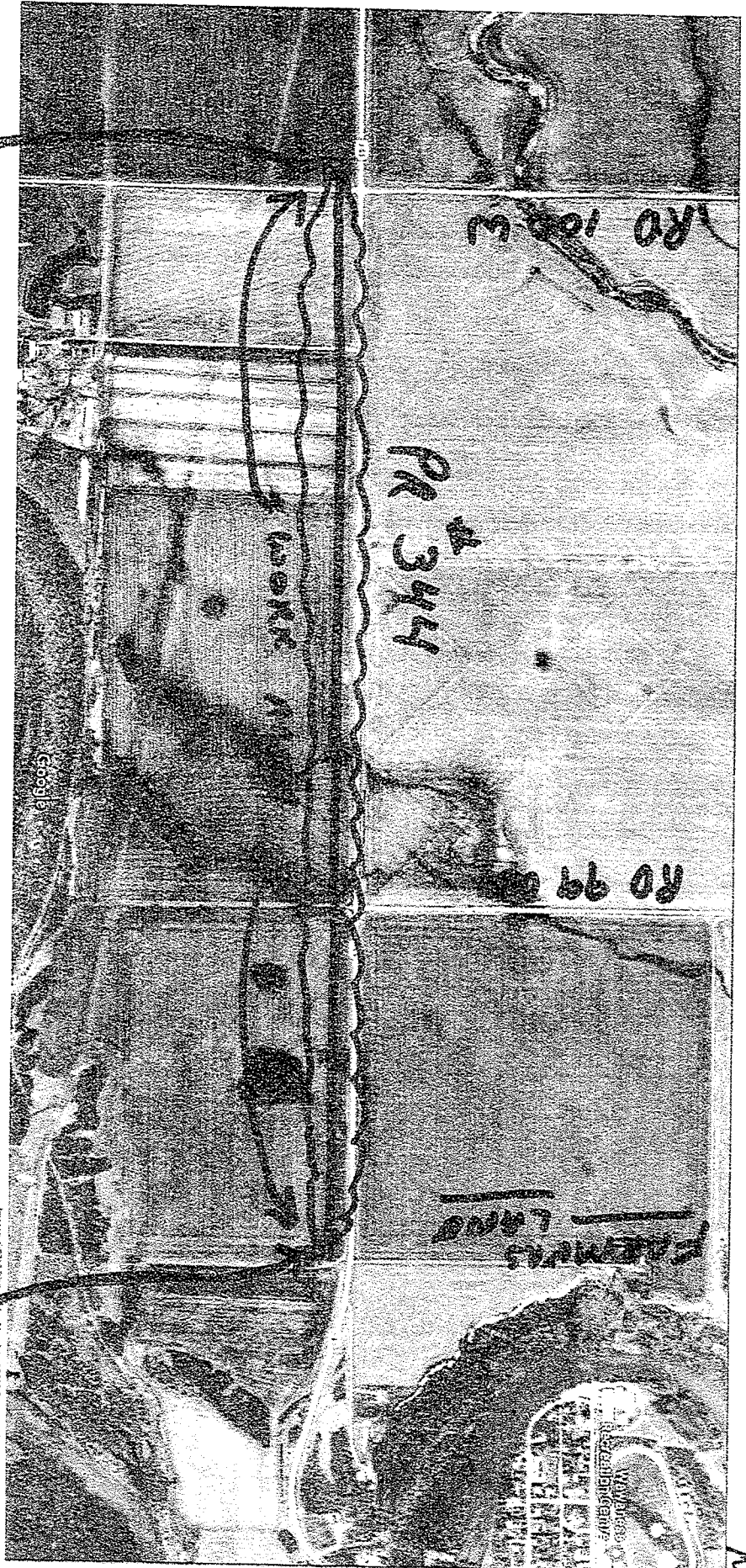
Measure distance

Total distance: 3.21 km (2.00 mi)

Work area Highlighted. BelIMTS plow project on south side of 344.

approved in Oct/18.

Google Maps Wayanese



Proposed MTS cable from the S.W. corner of PR 344 + Farmers land
going west along the S. side of PR. 344 for approx 2500 meters
to the east side of RD 100 W.

May 21, 2019

File No.: Z-03-19-B

Minister of MB Municipal Relations
c/o Community & Regional Planning Services
Unit 1B, 2010 Currie Blvd.
Brandon MB R7B 4E7

Attention: Kevan Sumner

Re: Notice of Public Hearing
Zoning Amendment By-Law No. 7239

Dear Sir,

I am enclosing a copy of the Notice of Public Hearing to amend the City of Brandon Zoning By-law 7124, which is scheduled to be heard on **June 19, 2019**.

The Amending Zoning By-Law No. 7239 was given first reading on May 6, 2019.

Sincerely,



Shengxu Li
Community Planner

encl: Notice, Map & Draft By-law

cc: Heather Ewasiuk, Clerks Office, City of Brandon, 410 – 9th Street, Brandon, Manitoba, R7A 6A2
Kathleen Steele, Chief Administrative Officer, Rural Municipality of Elton, Forrest, Manitoba, R0K 0W0
Donna Anderson, Chief Administrative Officer Rural Municipality of Cornwallis, Box 10, Site 500, RR#5, Brandon, Manitoba R7A 5Y5
Brandon and Area Planning District Board
Municipality of Riverdale, Box 520, Rivers, Manitoba, R0K 1X0
Municipality of Souris - Glenwood, Box 518, Souris, Manitoba, R0K 2C0
Rural Municipality of North Cypress - Langford, Box 130, Carberry, Manitoba, R0K 0H0
Municipality of Oakland - Wawanesa, Box 28, Nesbitt, Manitoba, R0K 1P0
Rural Municipality of Minto - Odanah, Box 1197, Minnedosa, Manitoba, R0J 1E0
Rural Municipality of Oakview, Box 178, Oak River, Manitoba, R0K 1T0
Municipality of Glenboro - South Cypress, Box 219, Glenboro, Manitoba, R0K 0X0
Rural Municipality of Whitehead, Box 107, Alexander, Manitoba, R0K 0A0
Cypress P.D. Board, Box 1000, Carberry, Manitoba, R0K 0H0
Mid-West P.D. Board, Box 96, Miniota, Manitoba, R0M 1M0
Tanner's Crossing P.D. Board, Box 1072, Minnedosa, Manitoba, R0J 1E0

BY LAW NO. 7239

BEING A BY LAW of the City of Brandon to amend the Zoning By-law No. 7124.

WHEREAS Section 80(1) of The Planning Act provides that a zoning by-law may be amended;

AND WHEREAS the Council of the City of Brandon, in By-law No. 7124, adopted a zoning by law that is generally consistent with the Brandon & Area Planning District Development Plan and any secondary plans in effect in the municipality;

AND WHEREAS it is deemed necessary and expedient to amend Zoning By-law No. 7124 to be consistent with the amended Downtown Brandon Secondary Plan;

NOW THEREFORE the Council of the City of Brandon, in regular session duly assembled, enacts as follows:

1. That Schedule A of By-law No. 7124 be amended as follows:

(a) Delete Subsection 2(d) in its entirety and substitute therefor:

“2. (d) Whenever the terms R Zone, C Zone, D Zone or I Zone are used, they shall be deemed to refer only to residential, commercial, downtown or industrial zones respectively.”

(b) Delete all HUB Zones referenced in Section 3 and substitute therefor:

<i>Zone Code</i>	<i>Zone Name</i>
DCB	Downtown Central Business
DMU	Downtown Mixed Use

(c) Amend Subsection 6(b) as follows:

(1) Delete the definition of “bus terminal” in its entirety and substituting therefor:

“Bus terminal—a use where City buses or commercial carriers pick up or drop off passengers, and shall include passenger and accessory freight loading areas, and information and ticket sales offices.”

(2) Delete the definition of “pawn shop” in its entirety and substituting therefor:

“Pawn shop—a commercial establishment where money is loaned on security of personal property left in pawn and pledged as collateral for the loan and where such property may be redeemed by the seller in a fixed period of time or sold to the general public.”

(3) Delete the definition of “wholesale commercial” in its entirety.

(d) Amend Tables 1 through 3 under Section 24 by replacing the “H” Zone code with the “D” Zone code.

(e) Delete “H Zones” in Subsection 27(i) and substitute with “D Zones”.

(f) Delete Clause 29(a)(1) in its entirety and substitute therefor:

“29. (a) (1) At the Director’s discretion, the alternate site is abutting or is directly across the street or lane from the site, or, where the site is located in a D Zone, the alternate site is within 400m walking distance of the site;”

- (g) Delete Section 30 in its entirety and substitute therefor:

"30. DOWNTOWN PARKING REQUIREMENTS

- (a) Notwithstanding TABLE 4: REQUIRED PARKING AND LOADING SPACES, accessory off-street parking in D Zones shall be provided in accordance with the following:
 - (1) Off-street parking is not required for all uses in the DCB Zone;
 - (2) Off-street parking is not required for all non-residential uses in the DMU Zone; and
 - (3) A minimum of one (1) off-street parking space shall be provided for each residential dwelling unit developed in a new building in the DMU Zone, but off-street parking is not required for developing dwelling units in an existing building in the DMU Zone.
- (b) Where parking requirements are exempt under subsection 30(a), accessible parking must be included within parking facilities in accordance with TABLE 5: REQUIRED ACCESSIBLE PARKING SPACES.
- (c) Drive-through facilities shall not be permitted in D Zones.
- (d) Notwithstanding Subsection 30(a), where a proposed use generates over fifty (50) parking spaces, according to Table 4, that cannot be provided on site, the Director may require a parking management study to demonstrate solutions to the additional parking demand and mitigate negative impacts on the area parking supply."

- (h) Delete “Identification sign, freestanding—H Zones”, “Identification sign, fascia—H Zones”, “Advertising sign, freestanding”, “Projecting signs”, “Awning signs”, and Note 4 from Table 7 under Subsection 31(b) and substitute respectively therefor:

TABLE 7: SIGN REQUIREMENTS (excerpt)				
<i>Sign Type</i>	<i>Zones</i>	<i>Total Sign Surface Area</i>	<i>Height</i>	<i>Location</i>
Identification sign, freestanding	D Zones	Maximum 7.0m ² , maximum 3.0m ² for multiple dwellings in the DMU Zone	Maximum 2.5m	0.0m setback ⁽⁴⁾
Identification sign, fascia	H Zones	Maximum 20% of the area of the building face, maximum 3.0m ² for multiple dwellings in the DMU Zone	Not to exceed 1.0m above the parapet or roof line	Maximum 0.3m extension from building face
Advertising sign, freestanding	CG, CAR, CHW and I Zones	Maximum 92.0m ²	Maximum 13.0m	Not permitted in any required yard
Projecting signs	C (except CG) and I Zones	Maximum 12.0m ²	Minimum 2.6m, maximum 12.0m, not to exceed 1m above parapet or roof line ⁽⁷⁾	No portion of a projecting sign shall project beyond the site lines
	CG and D Zones			If permitted, no portion of a projecting sign shall encroach more than 3.6m into a street, or have a horizontal clearance of less than 0.6m from that portion of a street used by vehicular traffic
Awning signs	C (except CG), I, PR and OS Zones	Maximum 20% of the area of the building face, not exceeding 1.5m ² for each 1.0m of total length of awning	On awning or canopy	No portion of an awning sign shall project beyond the site lines
	CG and D Zones			If permitted, no portion of an awning sign shall encroach more than 3.6m into a street, or have a horizontal clearance of less than 0.6m from that portion of a street used by vehicular traffic

Notes to Table 7: (excerpt)

(4) Freestanding signs shall also adhere to Note 2 of TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS.

- (i) Delete “H Zone” in Subsection 31(f) and substitute with “D Zone”.
- (j) Delete “H, I and EI Zones” in Subsection 33(a) and substitute with “D, I and EI Zones”.

- (k) Delete Division 3 under Part III in its entirety and substitute therefor:

DIVISION 3: DOWNTOWN

57. DOWNTOWN ZONES

The following downtown zones are hereby established:

<i>Code</i>	<i>Zone Name</i>	<i>Description</i>
DCB	Downtown Central Business	Provides sites in the downtown core for a mixture of specialty retail, entertainment, restaurant, and personal service uses to enable a vibrant pedestrian oriented street life
DMU	Downtown Mixed Use	Provides sites surrounding the Central Business area for a mixture of high density residential uses and commercial uses generally focusing on commerce and employment such as traditional retail, offices, institutional, and personal services

58. DOWNTOWN USE REGULATIONS

TABLE 13: DOWNTOWN USE TABLE lists all uses in the following manner:

P = Permitted;
C = Conditional use; and
NP = Not permitted.

TABLE 13: DOWNTOWN USE TABLE		
<i>Uses</i>	<i>Zones</i>	
	<i>DCB</i>	<i>DMU</i>
Animal—Veterinary clinics	NP	C
Arts and cultural centres	P	P
Assembly places		
• Community centres and halls	P	P
• Convention and exhibition centre	C	C
• Funeral homes	NP	C
• Outdoor stadiums and sports complexes	C	C
• Places of worship	NP	P
Banks	P	P
Child care—home and group day care		
• 1 st storey	C	P
• 2 nd storey and above	P	P
Commercial		
• Auction markets	NP	C
• Commercial establishments—under 4,645.0m ² gross floor area	P	P
• Commercial establishments—4,645.0m ² gross floor area and over	C	C
• Farmer's markets	P	P
• Pawn shops	NP	C
• Personal services	P	P
Community resource centres	P	P
Communications		
• Radio and television studios	P	P
• Radiocommunications facility	P	P
Dwellings		
• Dwelling units		
○ 1 st storey and basement	NP	p ⁽¹⁾
○ 2 nd storey and above	P	P
• Live work units	P	P
• Row house and multiple dwellings	NP	p ⁽¹⁾
• Row house and multiple dwellings as part of a commercial development	P	P
Eating and drinking places		
• Restaurants	P	P

Uses	Zones	
	DCB	DMU
<ul style="list-style-type: none"> Bars, night clubs and taverns 	P	P
Hotels and motels	P	P
Laboratories	NP	C
Manufacturing <ul style="list-style-type: none"> Manufacturing of goods for sale Outdoor assembly of goods for sale 	p ⁽²⁾ NP	P NP
Offices, including government offices	P	P
Parking facilities <ul style="list-style-type: none"> Surface lots Above-ground structures Below-ground structures 	NP C P	C C P
Personal care, retirement and convalescent homes	NP	P
Recreation <ul style="list-style-type: none"> Amusement and billiard parlours, bowling alleys Indoor recreation facilities Outdoor recreation facilities Parks and playgrounds 	P P NP P	P P C P
Recycling—collection depot	NP	P
Schools <ul style="list-style-type: none"> Business and technical schools, training centres, universities and community colleges Kindergartens and nurseries 	P C	P P
Special needs housing <ul style="list-style-type: none"> Three (3) or fewer persons per dwelling unit Four (4) or more persons per dwelling unit 	C C	P C
Storage <ul style="list-style-type: none"> Outdoor storage Warehouses and storage facilities—basement 	NP NP	NP P
Transportation <ul style="list-style-type: none"> Bus terminals Truck terminals 	C NP	P NP
Utilities and services <ul style="list-style-type: none"> Police and fire stations Reservoirs and water towers Utilities and public works Water treatment plants 	NP NP C NP	P NP P NP

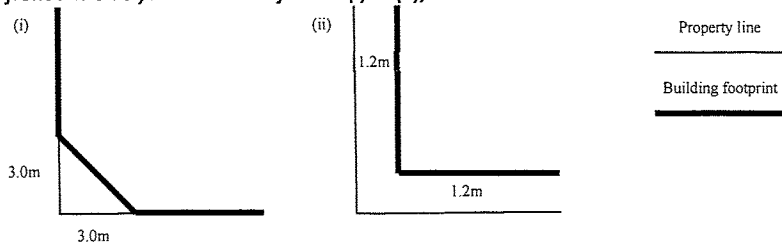
- (1) *Where a site is adjacent to a Commercial Corridor as identified in The Downtown Brandon Secondary Plan, this use shall be a conditional use.*
- (2) *Where alcoholic beverages are produced, only if the associated commercial use includes a tasting room or an eating or drinking place, otherwise a conditional use.*

Development in all downtown zones shall conform to the bulk and siting requirements set out in TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS.

Permitted and conditional uses		Site area (m ²)	Site width (m)	Front yard (m) ⁽³⁾⁽²⁾	Side yard (m) ⁽¹⁾		Rear yard (m) ⁽²⁾		Dwelling unit area (m ²) ⁽³⁾	Distance from principal building (m)	Height ⁽⁴⁾		Density (units/ha)
					Interior	Corner ⁽²⁾	Lane	No lane			Height (m)	Storeys	
Uses in DCB and DMU Zones	Min. Max.	232.0 N/A	7.6 N/A	0.0 3.0 ⁽⁵⁾	0.0 ⁽⁴⁾ N/A	0.0 3.0 ⁽⁵⁾	0.0 ⁽⁷⁾ N/A	0.0 ⁽⁴⁾ N/A	18.0 N/A	N/A N/A	N/A 46.0	2.0 ⁽⁹⁾ 14.0	N/A N/A
Row house and multiple dwellings in DMU Zones	Min. Max.	781.0 N/A	21.0 N/A	0.0 3.0 ⁽⁵⁾	0.0 ⁽⁴⁾ N/A	0.0 3.0 ⁽⁵⁾	6.0 N/A	7.6 N/A	18.0 N/A	N/A N/A	N/A 46.0	2.0 14.0	86 ⁽¹⁰⁾ N/A
Accessory uses	Min. Max.	N/A N/A	N/A N/A	⁽¹³⁾⁽¹⁴⁾ N/A	⁽¹³⁾⁽¹⁴⁾ N/A	⁽¹³⁾⁽¹⁴⁾ N/A	1.5 ⁽¹⁴⁾ N/A	0.6 ⁽¹⁴⁾ N/A	N/A N/A	2.4 N/A	N/A N/A	N/A N/A	N/A N/A

Notes to Table 14:

- (1) For group buildings located on one site, the minimum distance separation between buildings shall be 6.0m.
- (2) Notwithstanding the other regulations in this table, corner lots shall have minimum front and side yard setbacks of either (i) or (ii), illustrated below.



- (3) Where dwelling units are permitted or approved conditional uses.
- (4) The maximum building height shall be the lesser of either metres or storeys.
- (5) Buildings may have a setback beyond the maximum distance if the space is used as a public/semi-public amenity area such as an outdoor café, pocket park, arcade, courtyard, square, or plaza.
- (6) Where a side yard is provided, it shall be not less than 1.5m.
- (7) Where a dwelling unit is contained within a commercial building, the required rear yard shall be 6.0m.
- (8) Where a dwelling unit is contained within a commercial building, the required rear yard shall be 7.6m.
- (9) Notwithstanding this minimum building height requirement, one (1) storey is allowed for sites on the north side of Pacific Avenue.
- (10) If the minimum density calculation results in an odd number of units, the calculation may be rounded down to the nearest even number of units.
- (11) Where a dwelling unit is not contained within a commercial building, the required rear yard may be reduced to 1.5m if all the required parking and loading spaces are provided elsewhere on the site.
- (12) Where a dwelling unit is not contained within a commercial building, the required rear yard may be reduced to 3.0m if all the required parking and loading spaces are provided elsewhere on the site.
- (13) The minimum interior side yard requirements for permitted accessory buildings and structures shall be the same as the minimum interior side yard requirements for the principal building on the site, and accessory buildings and structures shall be located no closer to any front or corner side site line than the principal building, unless otherwise provided for herein:
 - a) In the case of fuel pumps, the minimum front and side yard requirements shall be 6.1m;
 - b) In the case of underground fuel storage tanks, the minimum front and side yard requirements shall be 1.5m; and
 - c) Notwithstanding anything else contained herein, in the case of a freestanding canopy extending over fuel pumps, the minimum front and side yard requirements shall be 0.0m.
- (14) Accessory buildings and structures may be attached to the principal building by means of a breezeway, extended roof, or similar structure. In each case, the accessory building or structure shall be considered as being a part of the principal building, and, notwithstanding anything else contained herein, the yard requirements for the principal building shall apply, except in the case of a canopy extending over the fuel pumps of an automotive service station or a canopy covering a walkway from the street to the principal building, where the minimum front and side yard requirements for the canopy shall be 0.0m.
- (15) An accessory building or structure shall not exceed the height of the principal building or structure.

(l) Delete Subsection 71(c) in its entirety and substitute therefor:

"71. (c) Commercial or industrial buildings or structures that are not serviced by rail shall not be permitted in the following areas:

- (1) Within 15.0m of the railway right-of-way where the track speed is more than 65km/h;
- (2) Within 12.2m of the railway right-of-way where the track speed is 65km/h or less;
- (3) Within 9.1m of the railway right-of-way where the track speed is 40km/h or less;
- (4) Within 4.5m of the railway right-of-way for uses other than a through track; and
- (5) Within 3.0m of the railway right-of-way for buildings or structures to the north of Pacific Avenue in the Downtown Brandon Secondary Plan area, where the reduction in the required setback is mitigated by a grade separation of at least 2.5m between the building or structure and the nearest railway track. The minimum grade separation may be met on site through the construction of an engineered crash berm or wall."

2. That Section 1.4 of Schedule C of By-law No. 7124 be deleted in its entirety and substituted therefor:

"1.4 REVIEW AND APPEALS

- a) The Director shall complete the urban design review for any development permit.
- b) The Director may solicit an advisory committee or design professionals for recommendations on design proposals.
- c) Pursuant to clause 71(3)(e) of the Act, an applicant may request the Planning Commission complete an urban design review instead of the Director. Any urban design review of the Planning Commission may be appealed to City Council."

3. The lands identified on the map attached hereto as Schedule "A" of this by-law as hereby reclassified:

FROM: HES HUB Entertainment and Shopping Zone

TO: DCB Downtown Central Business Zone

and

FROM: HES HUB Entertainment and Shopping Zone, HMU HUB Mixed Use Zone, HTR HUB Transitional Zone and PR Park and Recreation Zone

TO: DMU Downtown Mixed Use Zone

4. Schedule B of By-law No. 7124 is hereby amended in accordance with Section 3 of this by-law.

5. This by-law shall come into full force and take effect on the day following its passage.

DONE AND PASSED by the Council of the City of Brandon in regular session assembled this day of
A.D. 2019.

MAYOR

CITY CLERK

Read a first time this day of

A.D. 2019.

Read a second time this day of

A.D. 2019.

Read a third time this day of

A.D. 2019.

BY LAW NO. 7239

BEING A BY LAW of the City of Brandon to amend the Zoning By-law No. 7124.

WHEREAS Section 80(1) of The Planning Act provides that a zoning by-law may be amended;

AND WHEREAS the Council of the City of Brandon, in By-law No. 7124, adopted a zoning by law that is generally consistent with the Brandon & Area Planning District Development Plan and any secondary plans in effect in the municipality;

AND WHEREAS it is deemed necessary and expedient to amend Zoning By-law No. 7124 to be consistent with the amended Downtown Brandon Secondary Plan;

NOW THEREFORE the Council of the City of Brandon, in regular session duly assembled, enacts as follows:

1. That Schedule A of By-law No. 7124 be amended as follows:

(a) Delete Subsection 2(d) in its entirety and substitute therefor:

“2. (d) Whenever the terms R Zone, C Zone, D Zone or I Zone are used, they shall be deemed to refer only to residential, commercial, downtown or industrial zones respectively.”

(b) Delete all HUB Zones referenced in Section 3 and substitute therefor:

Zone Code	Zone Name
DCB	Downtown Central Business
DMU	Downtown Mixed Use

[Updating downtown area zone codes, referring to “Downtown” instead of “The HUB”]

(c) Amend Subsection 6(b) as follows:

(1) Delete the definition of “bus terminal” in its entirety and substituting therefor:

“Bus terminal—a use where City buses or commercial carriers pick up or drop off passengers, and shall include passenger and accessory freight loading areas, and information and ticket sales offices.”

[Zoning By-law was silent about the existing Downtown Transit terminal, revised definition accommodates it]

(2) Delete the definition of “pawn shop” in its entirety and substituting therefor:

“Pawn shop—a commercial establishment where money is loaned on security of personal property left in pawn and pledged as collateral for the loan and where such property may be redeemed by the seller in a fixed period of time or sold to the general public.”

[Clarifying definition of “pawn shop”, as original intent was to regulate it more strictly in the downtown area]

(3) Delete the definition of “wholesale commercial” in its entirety.

[Definition of “wholesale commercial” no longer relevant in the Zoning By-law]

(d) Amend Tables 1 through 3 under Section 24 by replacing the “H” Zone code with the “D” Zone code.

(e) Delete “H Zones” in Subsection 27(i) and substitute with “D Zones”.

[Updating downtown area zone codes, referring to “Downtown” instead of “The HUB”]

- (f) Delete Clause 29(a)(1) in its entirety and substitute therefor:

“29. (a) (1) At the Director’s discretion, the alternate site is abutting or is directly across the street or lane from the site, or, where the site is located in a D Zone, the alternate site is within 400m walking distance of the site;”

[Quantifying walking distance of alternate downtown parking site for clarity, equivalent to five minutes’ walk for an average person]

- (g) Delete Section 30 in its entirety and substitute therefor:

“30. DOWNTOWN PARKING REQUIREMENTS

- (a) Notwithstanding TABLE 4: REQUIRED PARKING AND LOADING SPACES, accessory off-street parking in D Zones shall be provided in accordance with the following:
 - (1) Off-street parking is not required for all uses in the DCB Zone;
 - (2) Off-street parking is not required for all non-residential uses in the DMU Zone; and
 - (3) A minimum of one (1) off-street parking space shall be provided for each residential dwelling unit developed in a new building in the DMU Zone, but off-street parking is not required for developing dwelling units in an existing building in the DMU Zone.
- (b) Where parking requirements are exempt under subsection 30(a), accessible parking must be included within parking facilities in accordance with TABLE 5: REQUIRED ACCESSIBLE PARKING SPACES.
- (c) Drive-through facilities shall not be permitted in D Zones.
- (d) Notwithstanding Subsection 30(a), where a proposed use generates over fifty (50) parking spaces, according to Table 4, that cannot be provided on site, the Director may require a parking management study to demonstrate solutions to the additional parking demand and mitigate negative impacts on the area parking supply.”

[Updating downtown area zone codes, and allowing option to large-scale downtown developments address potential parking issues]

- (h) Delete "Identification sign, freestanding—H Zones", "Identification sign, fascia—H Zones", "Advertising sign, freestanding", "Projecting signs", "Awning signs", and Note 4 from Table 7 under Subsection 31(b) and substitute respectively therefor:

TABLE 7: SIGN REQUIREMENTS (excerpt)				
Sign Type	Zones	Total Sign Surface Area	Height	Location
Identification sign, freestanding	D Zones	Maximum 7.0m ² , maximum 3.0m ² for multiple dwellings in the DMU Zone	Maximum 2.5m	0.0m setback ⁽⁴⁾
Identification sign, fascia	H Zones	Maximum 20% of the area of the building face, maximum 3.0m ² for multiple dwellings in the DMU Zone	Not to exceed 1.0m above the parapet or roof line	Maximum 0.3m extension from building face
Advertising sign, freestanding	CG, CAR, CHW and I Zones	Maximum 92.0m ²	Maximum 13.0m	Not permitted in any required yard
Projecting signs	C (except CG) and I Zones	Maximum 12.0m ²	Minimum 2.6m, maximum 12.0m, not to exceed 1m above parapet or roof line ⁽⁷⁾	No portion of a projecting sign shall project beyond the site lines
	CG and D Zones			If permitted, no portion of a projecting sign shall encroach more than 3.6m into a street, or have a horizontal clearance of less than 0.6m from that portion of a street used by vehicular traffic
Awning signs	C (except CG), I, PR and OS Zones	Maximum 20% of the area of the building face, not exceeding 1.5m ² for each 1.0m of total length of awning	On awning or canopy	No portion of an awning sign shall project beyond the site lines
	CG and D Zones			If permitted, no portion of an awning sign shall encroach more than 3.6m into a street, or have a horizontal clearance of less than 0.6m from that portion of a street used by vehicular traffic

Notes to Table 7: (excerpt)

- (4) Freestanding signs shall also adhere to Note 2 of TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS.

[Updating downtown area zone codes, and updating downtown signage provisions to ensure consistency with the Downtown Brandon Secondary Plan]

- (i) Delete “H Zone” in Subsection 31(f) and substitute with “D Zone”.
- (j) Delete “H, I and EI Zones” in Subsection 33(a) and substitute with “D, I and EI Zones”.

[Updating downtown area zone codes, referring to “Downtown” instead of “The HUB”]

- (k) Delete Division 3 under Part III in its entirety and substitute therefor:

DIVISION 3: DOWNTOWN

57. DOWNTOWN ZONES

The following downtown zones are hereby established:

<i>Code</i>	<i>Zone Name</i>	<i>Description</i>
DCB	Downtown Central Business	Provides sites in the downtown core for a mixture of specialty retail, entertainment, restaurant, and personal service uses to enable a vibrant pedestrian oriented street life
DMU	Downtown Mixed Use	Provides sites surrounding the Central Business area for a mixture of high density residential uses and commercial uses generally focusing on commerce and employment such as traditional retail, offices, institutional, and personal services

[Downtown area will now have two zones instead of three]

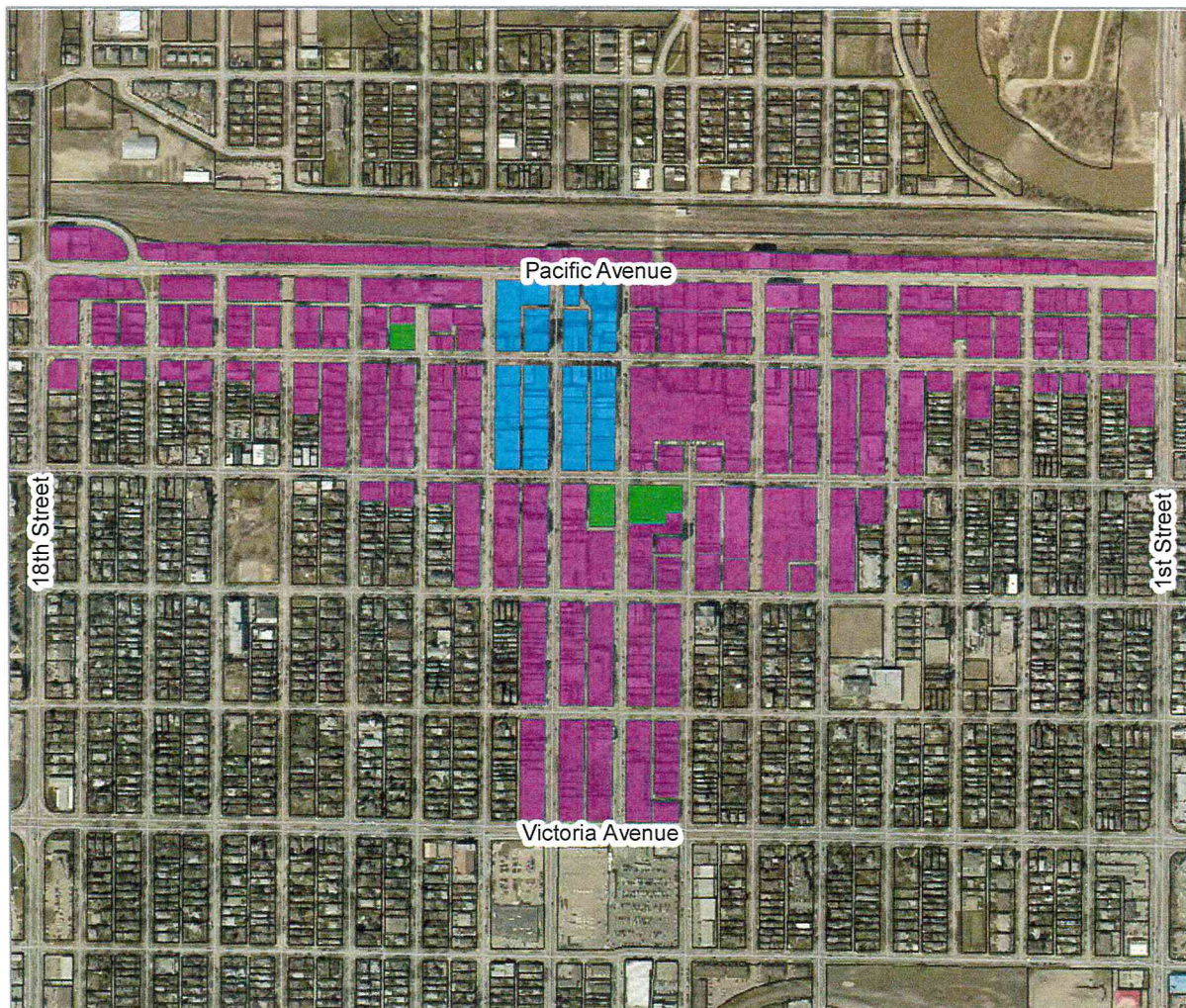
58. DOWNTOWN USE REGULATIONS

TABLE 13: DOWNTOWN USE TABLE lists all uses in the following manner:

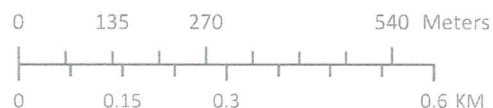
P = Permitted;
C = Conditional use; and
NP = Not permitted.

TABLE 13: DOWNTOWN USE TABLE		
<i>Uses</i>	<i>Zones</i>	
	<i>DCB</i>	<i>DMU</i>
Animal—Veterinary clinics	NP	C
Arts and cultural centres	P	P
Assembly places		
• Community centres and halls	P	P
• Convention and exhibition centre	C	C
• Funeral homes	NP	C
• Outdoor stadiums and sports complexes	C	C
• Places of worship	NP	P
Banks	P	P
Child care—home and group day care		
• 1 st storey	C	P
• 2 nd storey and above	P	P
Commercial		
• Auction markets	NP	C
• Commercial establishments—under 4,645.0m ² gross floor area	P	P
• Commercial establishments—4,645.0m ² gross floor area and over	C	C
• Farmer’s markets	P	P
• Pawn shops	NP	C
• Personal services	P	P
Community resource centres	P	P
Communications		
• Radio and television studios	P	P
• Radiocommunications facility	P	P
Dwellings		
• Dwelling units		

Schedule "A"



Zoning Application Z-03-19-B, By Law No.7239
Amending Schedule B of By-Law No. 7124
Downtown Brandon Zoning Amendment



LEGEND

- To be rezoned from HES Zone to DCB Zone
- To be rezoned from HES, HMU, HTR and PR Zones to DMU Zone
- Parks and Recreation Zone

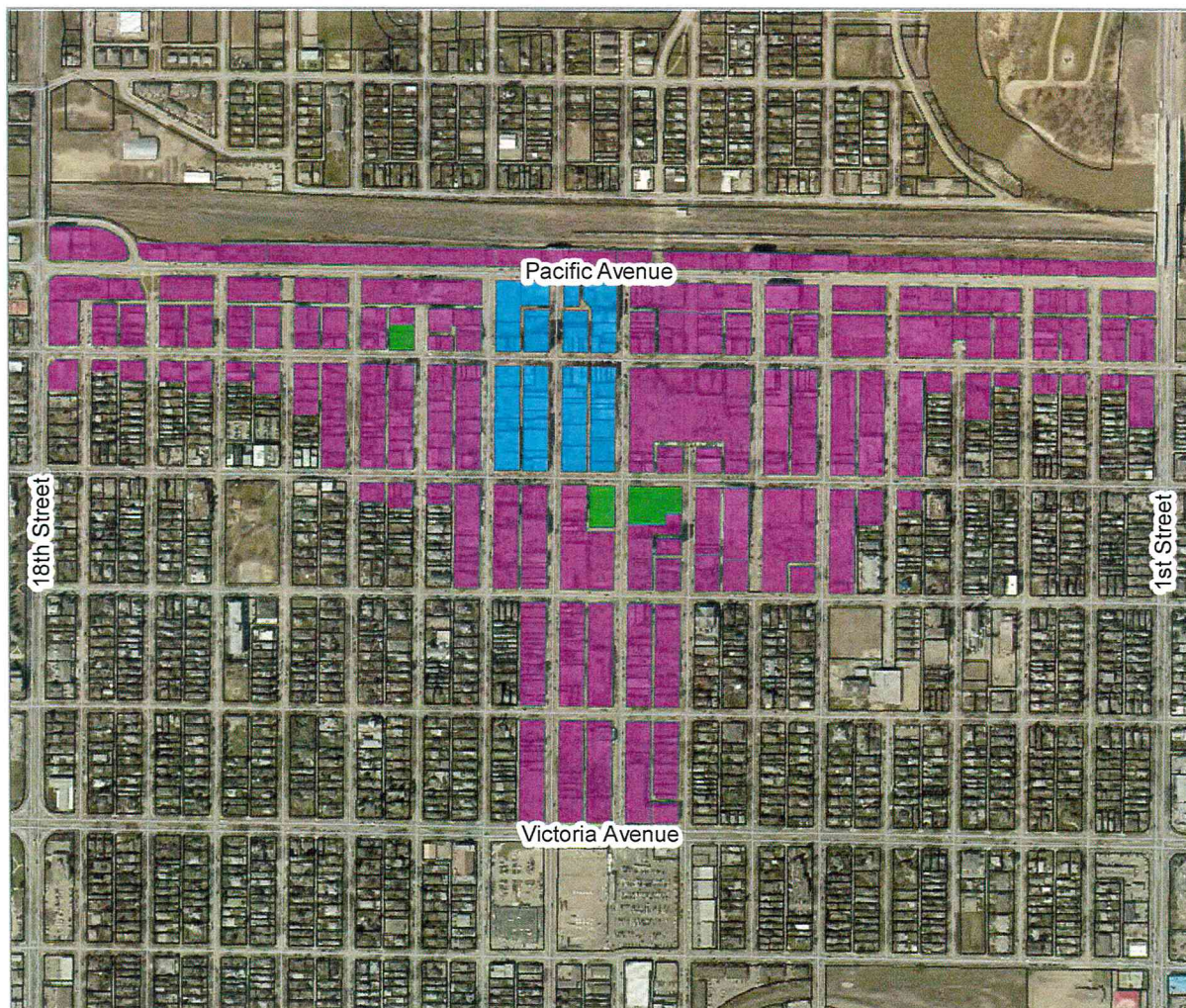
DCM - Downtown Central Business Zone
DMU - Downtown Mixed Use Zone
HES - HUB Entertainment & Shopping Zone
HMU - HUB Mixed Use Zone
HTR - HUB Transitional Zone
PR - Parks and Recreation Zone

**Planning & Buildings
Department**



Map Created: 4/15/2019
Revised:

Schedule "A"



Zoning Application Z-03-19-B, By Law No.7239
Amending Schedule B of By-Law No. 7124
Downtown Brandon Zoning Amendment



LEGEND

- To be rezoned from HES Zone to DCB Zone
- To be rezoned from HES, HMU, HTR and PR Zones to DMU Zone
- Parks and Recreation Zone

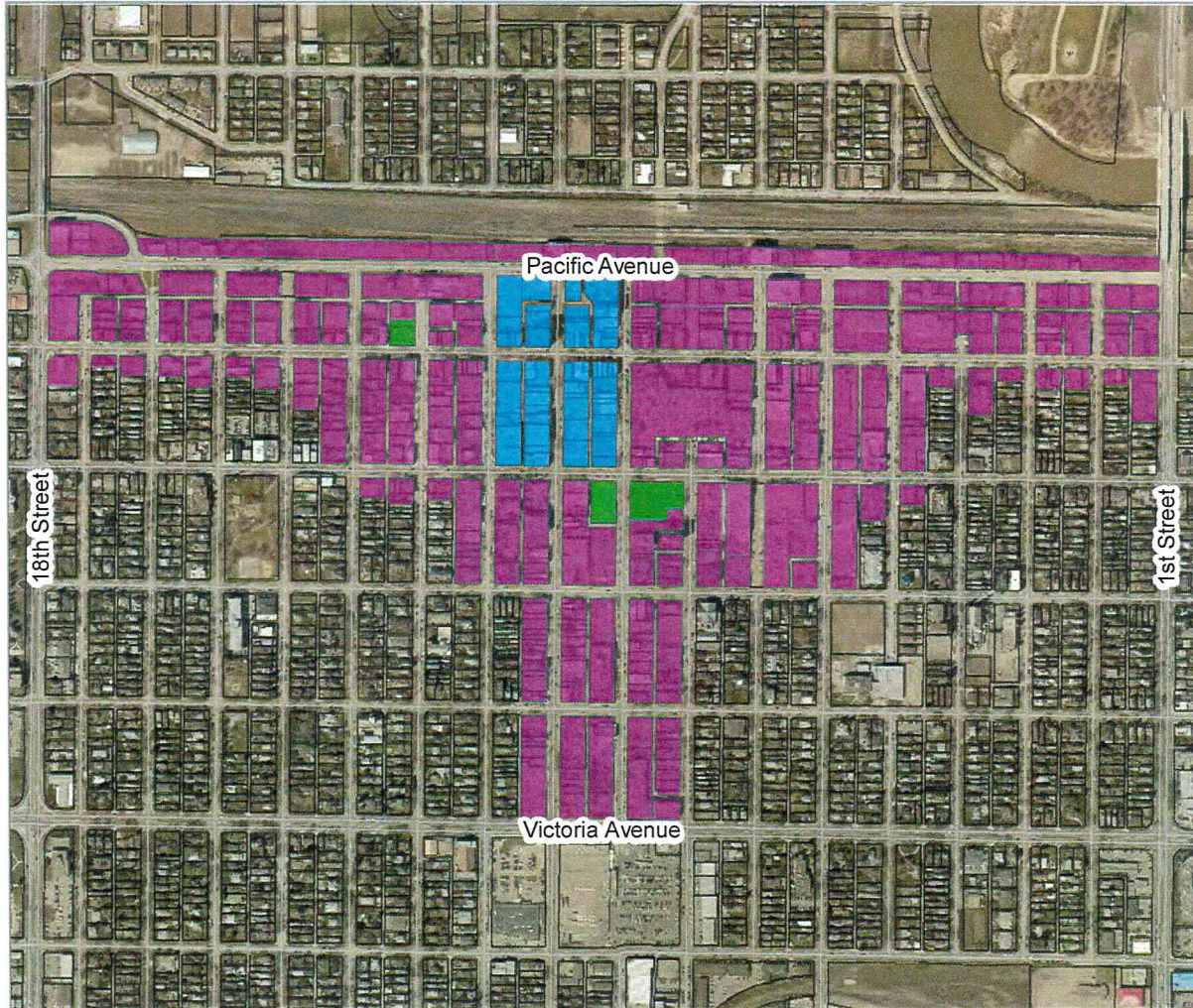
DCM - Downtown Central Business Zone
DMU - Downtown Mixed Use Zone
HES - HUB Entertainment & Shopping Zone
HMU - HUB Mixed Use Zone
HTR - HUB Transitional Zone
PR - Parks and Recreation Zone

**Planning & Buildings
Department**



Map Created: 4/15/2019
Revised:

Schedule "A"



Zoning Application Z-03-19-B, By Law No.7239
Amending Schedule B of By-Law No. 7124
Downtown Brandon Zoning Amendment



LEGEND

- To be rezoned from HES Zone to DCB Zone
- To be rezoned from HES, HMU, HTR and PR Zones to DMU Zone
- Parks and Recreation Zone

DCM - Downtown Central Business Zone
DMU - Downtown Mixed Use Zone
HES - HUB Entertainment & Shopping Zone
HMU - HUB Mixed Use Zone
HTR - HUB Transitional Zone
PR - Parks and Recreation Zone

Planning & Buildings
Department



Map Created: 4/15/2019
Revised:

NOTICE OF PUBLIC HEARING

of Application for Amendment of
the City of Brandon Zoning By-law No. 7124
By-law No. 7239

Request: To amend the Zoning By-law to include updated regulations and standards for development downtown and to rezone properties from HUB Entertainment & Shopping (HES) Zone to Downtown Central Business (DCB) Zone and to rezone from HUB Entertainment & Shopping (HES) Zone, HUB Mixed Use (HMU) Zone, HUB Transitional (HTR) Zone and Parks & Recreation (PR) Zone to Downtown Mixed Use (DMU) Zone

Applicant: City of Brandon

Date of Hearing: June 19, 2019

Time of Hearing: 7:00 PM

Location: Council Chambers, City Hall, 410-9th Street, Brandon, Manitoba

For more information regarding this application contact the file manager:

Shengzu Li
204-729-2117
s.li@brandon.ca
www.brandon.ca/planning



SCAN TO VIEW
APPLICATION DETAILS

or go to:
<http://www.brandon.ca/active-applications>

Commonly Asked Questions:

Why did I receive this notice? or Why is this notice posted here?

To involve the public in the planning of our community, owners of property located within 100 metres (328') of the above-mentioned property have received a copy of this notice. A notice is also posted on the property in question, at City Hall, at the A.R. McDiarmid Civic Complex and on the City of Brandon website (www.brandon.ca) to make sure that residents who are not property owners also know what is going on. This notice is also advertised twice in the Brandon Sun prior to the public hearing.

What if I have objections?

Objections can be raised in person at the public hearing or by submitting written comments to the City of Brandon Planning & Buildings Department at least one week before the date of the hearing (Phone: 729-2110; Fax: 728-2406). Please be advised that all correspondence received in conjunction with, or as a result of, an application that requires Planning Commission approval becomes public information, therefore personal information [such as names, addresses etc.] contained in the correspondence is released in the public domain.

What happens at the hearing?

At the time and date noted above, the Chairperson will ask the applicant to speak about her/his application, then members of the Planning Commission will ask questions. After that, the Chairperson will ask if anyone would like to speak either for or against the application. When the hearing is concluded, there are no further chances for anyone to speak to the Planning Commission.

TABLE 13: DOWNTOWN USE TABLE		
Uses	Zones	
	DCB	DMU
<ul style="list-style-type: none"> ○ 1st storey and basement ○ 2nd storey and above • Live work units • Row house and multiple dwellings • Row house and multiple dwellings as part of a commercial development 	NP P P NP P	p ⁽¹⁾ P P p ⁽¹⁾ P
Eating and drinking places		
<ul style="list-style-type: none"> • Restaurants • Bars, night clubs and taverns 	P P	P P
Hotels and motels	P	P
Laboratories	NP	C
Manufacturing		
<ul style="list-style-type: none"> • Manufacturing of goods for sale • Outdoor assembly of goods for sale 	p ⁽²⁾ NP	P NP
Offices, including government offices	P	P
Parking facilities		
<ul style="list-style-type: none"> • Surface lots • Above-ground structures • Below-ground structures 	NP C P	C C P
Personal care, retirement and convalescent homes	NP	P
Recreation		
<ul style="list-style-type: none"> • Amusement and billiard parlours, bowling alleys • Indoor recreation facilities • Outdoor recreation facilities • Parks and playgrounds 	P P NP P	P P C P
Recycling—collection depot	NP	P
Schools		
<ul style="list-style-type: none"> • Business and technical schools, training centres, universities and community colleges • Kindergartens and nurseries 	P C	P P
Special needs housing		
<ul style="list-style-type: none"> • Three (3) or fewer persons per dwelling unit • Four (4) or more persons per dwelling unit 	C C	P C
Storage		
<ul style="list-style-type: none"> • Outdoor storage • Warehouses and storage facilities—basement 	NP NP	NP P
Transportation		
<ul style="list-style-type: none"> • Bus terminals • Truck terminals 	C NP	P NP
Utilities and services		
<ul style="list-style-type: none"> • Police and fire stations • Reservoirs and water towers • Utilities and public works • Water treatment plants 	NP NP C NP	P NP P NP

Notes to Table 13:

- (1) Where a site is adjacent to a Commercial Corridor as identified in The Downtown Brandon Secondary Plan, this use shall be a conditional use.
- (2) Where alcoholic beverages are produced, only if the associated commercial use includes a tasting room or an eating or drinking place, otherwise a conditional use.

[Use table updated to reflect downtown having two zones instead of three, and to broaden permitted uses consistent with the Downtown Brandon Secondary Plan]

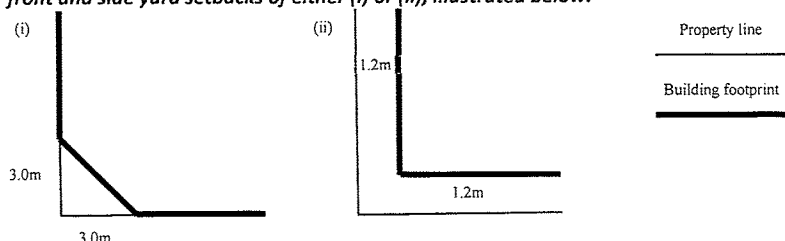
59. DOWNTOWN BULK AND SITING REQUIREMENTS

Development in all downtown zones shall conform to the bulk and siting requirements set out in TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS.

TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS													
Permitted and conditional uses		Site area (m ²)	Site width (m)	Front yard (m) ⁽¹⁾⁽²⁾	Side yard (m) ⁽²⁾		Rear yard (m) ⁽²⁾		Dwelling unit area (m ²) ⁽³⁾	Distance from principal building (m)	Height ⁽⁴⁾		Density (units/ha)
					Interior	Corner ⁽²⁾	Lane	No lane			Height (m)	Storeys	
Uses in DCB and DMU Zones	Min.	232.0	7.6	0.0	0.0 ⁽⁶⁾	0.0	0.0 ⁽⁷⁾	0.0 ⁽⁸⁾	18.0	N/A	N/A	2.0 ⁽⁹⁾	N/A
	Max.	N/A	N/A	3.0 ⁽⁵⁾	N/A	3.0 ⁽⁵⁾	N/A	N/A	N/A	N/A	46.0	14.0	N/A
Row house and multiple dwellings in DMU Zones	Min.	781.0	21.0	0.0	0.0 ⁽⁶⁾	0.0	6.0	7.6	18.0	N/A	N/A	2.0	86 ⁽¹⁴⁾
	Max.	N/A	N/A	3.0 ⁽⁵⁾	N/A	3.0 ⁽⁵⁾	N/A	N/A	N/A	N/A	46.0	14.0	N/A
Accessory uses	Min.	N/A	N/A	(13)(14)	(13)(14)	(13)(14)	1.5 ⁽¹⁴⁾	0.6 ⁽¹⁴⁾	N/A	2.4	N/A ⁽¹⁵⁾	N/A	N/A
	Max.	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

Notes to Table 14:

- (1) For group buildings located on one site, the minimum distance separation between buildings shall be 6.0m.
- (2) Notwithstanding the other regulations in this table, corner lots shall have minimum front and side yard setbacks of either (i) or (ii), illustrated below.



- (3) Where dwelling units are permitted or approved conditional uses.
- (4) The maximum building height shall be the lesser of either metres or storeys.
- (5) Buildings may have a setback beyond the maximum distance if the space is used as a public/semi-public amenity area such as an outdoor café, pocket park, arcade, courtyard, square, or plaza.
- (6) Where a side yard is provided, it shall be not less than 1.5m.
- (7) Where a dwelling unit is contained within a commercial building, the required rear yard shall be 6.0m.
- (8) Where a dwelling unit is contained within a commercial building, the required rear yard shall be 7.6m.
- (9) Notwithstanding this minimum building height requirement, one (1) storey is allowed for sites on the north side of Pacific Avenue.
- (10) If the minimum density calculation results in an odd number of units, the calculation may be rounded down to the nearest even number of units.
- (11) Where a dwelling unit is not contained within a commercial building, the required rear yard may be reduced to 1.5m if all the required parking and loading spaces are provided elsewhere on the site.
- (12) Where a dwelling unit is not contained within a commercial building, the required rear yard may be reduced to 3.0m if all the required parking and loading spaces are provided elsewhere on the site.
- (13) The minimum interior side yard requirements for permitted accessory buildings and structures shall be the same as the minimum interior side yard requirements for the principal building on the site, and accessory buildings and structures shall be located no closer to any front or corner side site line than the principal building, unless otherwise provided for herein:
 - a) In the case of fuel pumps, the minimum front and side yard requirements shall be 6.1m;
 - b) In the case of underground fuel storage tanks, the minimum front and side yard requirements shall be 1.5m; and
 - c) Notwithstanding anything else contained herein, in the case of a freestanding canopy extending over fuel pumps, the minimum front and side yard requirements shall be 0.0m.
- (14) Accessory buildings and structures may be attached to the principal building by means of a breezeway, extended roof, or similar structure. In each case, the accessory building or structure shall be considered as being a part of the principal building, and, notwithstanding anything else contained herein, the yard requirements for the principal building shall apply, except in the case of a canopy extending over the fuel pumps of an automotive service station or a canopy covering a walkway from the street to the principal building, where the minimum front and side yard requirements for the canopy shall be 0.0m.

- (15) *An accessory building or structure shall not exceed the height of the principal building or structure.*

[Bulk and siting requirements table updated to reflect downtown having two zones instead of three]

- (l) Delete Subsection 71(c) in its entirety and substitute therefor:

“71. (c) Commercial or industrial buildings or structures that are not serviced by rail shall not be permitted in the following areas:

- (1) Within 15.0m of the railway right-of-way where the track speed is more than 65km/h;
- (2) Within 12.2m of the railway right-of-way where the track speed is 65km/h or less;
- (3) Within 9.1m of the railway right-of-way where the track speed is 40km/h or less;
- (4) Within 4.5m of the railway right-of-way for uses other than a through track; and
- (5) Within 3.0m of the railway right-of-way for buildings or structures to the north of Pacific Avenue in the Downtown Brandon Secondary Plan area, where the reduction in the required setback is mitigated by a grade separation of at least 2.5m between the building or structure and the nearest railway track. The minimum grade separation may be met on site through the construction of an engineered crash berm or wall.”

[Sites north of Pacific Avenue may be closer to the CP Railway right-of-way under certain conditions in accordance with the Downtown Brandon Secondary Plan]

2. That Section 1.4 of Schedule C of By-law No. 7124 be deleted in its entirety and substituted therefor:

“1.4 REVIEW AND APPEALS

- a) The Director shall complete the urban design review for any development permit.
- b) The Director may solicit an advisory committee or design professionals for recommendations on design proposals.
- c) Pursuant to clause 71(3)(e) of the Act, an applicant may request the Planning Commission complete an urban design review instead of the Director. Any urban design review of the Planning Commission may be appealed to City Council.”

[In accordance with the Downtown Brandon Secondary Plan, allow the City the option to seek recommendations from an advisory committee or design professionals regarding urban design of developments, such as architects or the Brandon Municipal Heritage Advisory Committee]

3. The lands identified on the map attached hereto as Schedule “A” of this by-law as hereby reclassified:

FROM: HES HUB Entertainment and Shopping Zone

TO: DCB Downtown Central Business Zone

and

FROM: HES HUB Entertainment and Shopping Zone, HMU HUB Mixed Use Zone, HTR HUB Transitional Zone and PR Park and Recreation Zone

TO: DMU Downtown Mixed Use Zone

[Replacing zones in the downtown area in accordance with the Downtown Brandon Secondary Plan]

4. Schedule B of By-law No. 7124 is hereby amended in accordance with Section 3 of this by-law.

5. This by-law shall come into full force and take effect on the day following its passage.

DONE AND PASSED by the Council of the City of Brandon in regular session assembled this day of
A.D. 2019.

MAYOR

CITY CLERK

Read a first time this	day of	A.D. 2019.
Read a second time this	day of	A.D. 2019.
Read a third time this	day of	A.D. 2019.

BY LAW NO. 7239

BEING A BY LAW of the City of Brandon to amend the Zoning By-law No. 7124.

WHEREAS Section 80(1) of The Planning Act provides that a zoning by-law may be amended;

AND WHEREAS the Council of the City of Brandon, in By-law No. 7124, adopted a zoning by law that is generally consistent with the Brandon & Area Planning District Development Plan and any secondary plans in effect in the municipality;

AND WHEREAS it is deemed necessary and expedient to amend Zoning By-law No. 7124 to be consistent with the amended Downtown Brandon Secondary Plan;

NOW THEREFORE the Council of the City of Brandon, in regular session duly assembled, enacts as follows:

1. That Schedule A of By-law No. 7124 be amended as follows:

(a) Delete Subsection 2(d) in its entirety and substitute therefor:

“2. (d) Whenever the terms R Zone, C Zone, D Zone or I Zone are used, they shall be deemed to refer only to residential, commercial, downtown or industrial zones respectively.”

(b) Delete all HUB Zones referenced in Section 3 and substitute therefor:

<i>Zone Code</i>	<i>Zone Name</i>
DCB	Downtown Central Business
DMU	Downtown Mixed Use

(c) Amend Subsection 6(b) as follows:

(1) Delete the definition of “bus terminal” in its entirety and substituting therefor:

“Bus terminal—a use where City buses or commercial carriers pick up or drop off passengers, and shall include passenger and accessory freight loading areas, and information and ticket sales offices.”

(2) Delete the definition of “pawn shop” in its entirety and substituting therefor:

“Pawn shop—a commercial establishment where money is loaned on security of personal property left in pawn and pledged as collateral for the loan and where such property may be redeemed by the seller in a fixed period of time or sold to the general public.”

(3) Delete the definition of “wholesale commercial” in its entirety.

(d) Amend Tables 1 through 3 under Section 24 by replacing the “H” Zone code with the “D” Zone code.

(e) Delete “H Zones” in Subsection 27(i) and substitute with “D Zones”.

(f) Delete Clause 29(a)(1) in its entirety and substitute therefor:

“29. (a) (1) At the Director’s discretion, the alternate site is abutting or is directly across the street or lane from the site, or, where the site is located in a D Zone, the alternate site is within 400m walking distance of the site;”

- (g) Delete Section 30 in its entirety and substitute therefor:

"30. DOWNTOWN PARKING REQUIREMENTS

- (a) Notwithstanding TABLE 4: REQUIRED PARKING AND LOADING SPACES, accessory off-street parking in D Zones shall be provided in accordance with the following:
 - (1) Off-street parking is not required for all uses in the DCB Zone;
 - (2) Off-street parking is not required for all non-residential uses in the DMU Zone; and
 - (3) A minimum of one (1) off-street parking space shall be provided for each residential dwelling unit developed in a new building in the DMU Zone, but off-street parking is not required for developing dwelling units in an existing building in the DMU Zone.
- (b) Where parking requirements are exempt under subsection 30(a), accessible parking must be included within parking facilities in accordance with TABLE 5: REQUIRED ACCESSIBLE PARKING SPACES.
- (c) Drive-through facilities shall not be permitted in D Zones.
- (d) Notwithstanding Subsection 30(a), where a proposed use generates over fifty (50) parking spaces, according to Table 4, that cannot be provided on site, the Director may require a parking management study to demonstrate solutions to the additional parking demand and mitigate negative impacts on the area parking supply."

- (h) Delete “Identification sign, freestanding—H Zones”, “Identification sign, fascia—H Zones”, “Advertising sign, freestanding”, “Projecting signs”, “Awning signs”, and Note 4 from Table 7 under Subsection 31(b) and substitute respectively therefor:

TABLE 7: SIGN REQUIREMENTS (excerpt)				
<i>Sign Type</i>	<i>Zones</i>	<i>Total Sign Surface Area</i>	<i>Height</i>	<i>Location</i>
Identification sign, freestanding	D Zones	Maximum 7.0m ² , maximum 3.0m ² for multiple dwellings in the DMU Zone	Maximum 2.5m	0.0m setback ⁽⁴⁾
Identification sign, fascia	H Zones	Maximum 20% of the area of the building face, maximum 3.0m ² for multiple dwellings in the DMU Zone	Not to exceed 1.0m above the parapet or roof line	Maximum 0.3m extension from building face
Advertising sign, freestanding	CG, CAR, CHW and I Zones	Maximum 92.0m ²	Maximum 13.0m	Not permitted in any required yard
Projecting signs	C (except CG) and I Zones	Maximum 12.0m ²	Minimum 2.6m, maximum 12.0m, not to exceed 1m above parapet or roof line ⁽⁷⁾	No portion of a projecting sign shall project beyond the site lines
	CG and D Zones			If permitted, no portion of a projecting sign shall encroach more than 3.6m into a street, or have a horizontal clearance of less than 0.6m from that portion of a street used by vehicular traffic
Awning signs	C (except CG), I, PR and OS Zones	Maximum 20% of the area of the building face, not exceeding 1.5m ² for each 1.0m of total length of awning	On awning or canopy	No portion of an awning sign shall project beyond the site lines
	CG and D Zones			If permitted, no portion of an awning sign shall encroach more than 3.6m into a street, or have a horizontal clearance of less than 0.6m from that portion of a street used by vehicular traffic

Notes to Table 7: (excerpt)

(4) Freestanding signs shall also adhere to Note 2 of TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS.

- (i) Delete “H Zone” in Subsection 31(f) and substitute with “D Zone”.
- (j) Delete “H, I and EI Zones” in Subsection 33(a) and substitute with “D, I and EI Zones”.

- (k) Delete Division 3 under Part III in its entirety and substitute therefor:

DIVISION 3: DOWNTOWN

57. DOWNTOWN ZONES

The following downtown zones are hereby established:

<i>Code</i>	<i>Zone Name</i>	<i>Description</i>
DCB	Downtown Central Business	Provides sites in the downtown core for a mixture of specialty retail, entertainment, restaurant, and personal service uses to enable a vibrant pedestrian oriented street life
DMU	Downtown Mixed Use	Provides sites surrounding the Central Business area for a mixture of high density residential uses and commercial uses generally focusing on commerce and employment such as traditional retail, offices, institutional, and personal services

58. DOWNTOWN USE REGULATIONS

TABLE 13: DOWNTOWN USE TABLE lists all uses in the following manner:

P = Permitted;
C = Conditional use; and
NP = Not permitted.

TABLE 13: DOWNTOWN USE TABLE		
Uses	Zones	
	DCB	DMU
Animal—Veterinary clinics	NP	C
Arts and cultural centres	P	P
Assembly places		
• Community centres and halls	P	P
• Convention and exhibition centre	C	C
• Funeral homes	NP	C
• Outdoor stadiums and sports complexes	C	C
• Places of worship	NP	P
Banks	P	P
Child care—home and group day care		
• 1 st storey	C	P
• 2 nd storey and above	P	P
Commercial		
• Auction markets	NP	C
• Commercial establishments—under 4,645.0m ² gross floor area	P	P
• Commercial establishments—4,645.0m ² gross floor area and over	C	C
• Farmer's markets	P	P
• Pawn shops	NP	C
• Personal services	P	P
Community resource centres	P	P
Communications		
• Radio and television studios	P	P
• Radiocommunications facility	P	P
Dwellings		
• Dwelling units		
○ 1 st storey and basement	NP	p ⁽¹⁾
○ 2 nd storey and above	P	P
• Live work units	P	P
• Row house and multiple dwellings	NP	p ⁽¹⁾
• Row house and multiple dwellings as part of a commercial development	P	P
Eating and drinking places		
• Restaurants	P	P

Uses	Zones	
	DCB	DMU
• Bars, night clubs and taverns	P	P
Hotels and motels	P	P
Laboratories	NP	C
Manufacturing		
• Manufacturing of goods for sale	p ⁽²⁾	P
• Outdoor assembly of goods for sale	NP	NP
Offices, including government offices	P	P
Parking facilities		
• Surface lots	NP	C
• Above-ground structures	C	C
• Below-ground structures	P	P
Personal care, retirement and convalescent homes	NP	P
Recreation		
• Amusement and billiard parlours, bowling alleys	P	P
• Indoor recreation facilities	P	P
• Outdoor recreation facilities	NP	C
• Parks and playgrounds	P	P
Recycling—collection depot	NP	P
Schools		
• Business and technical schools, training centres, universities and community colleges	P	P
• Kindergartens and nurseries	C	P
Special needs housing		
• Three (3) or fewer persons per dwelling unit	C	P
• Four (4) or more persons per dwelling unit	C	C
Storage		
• Outdoor storage	NP	NP
• Warehouses and storage facilities—basement	NP	P
Transportation		
• Bus terminals	C	P
• Truck terminals	NP	NP
Utilities and services		
• Police and fire stations	NP	P
• Reservoirs and water towers	NP	NP
• Utilities and public works	C	P
• Water treatment plants	NP	NP

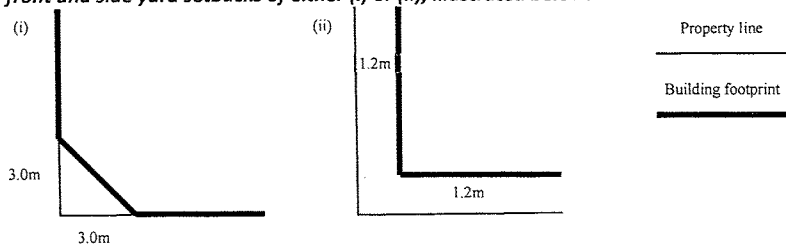
- (1) *Where a site is adjacent to a Commercial Corridor as identified in The Downtown Brandon Secondary Plan, this use shall be a conditional use.*
- (2) *Where alcoholic beverages are produced, only if the associated commercial use includes a tasting room or an eating or drinking place, otherwise a conditional use.*

Development in all downtown zones shall conform to the bulk and siting requirements set out in TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS.

Permitted and conditional uses		Site area (m ²)	Site width (m)	Front yard (m) ⁽¹⁾⁽²⁾	Side yard (m) ⁽¹⁾		Rear yard (m) ⁽²⁾		Dwelling unit area (m ²) ⁽²⁾	Distance from principal building (m)	Height ⁽⁴⁾		Density (units/ha)	
					Interior	Corner ⁽²⁾	Lane	No lane			Height (m)	Storeys		
Uses in DCB and DMU Zones	Min.	232.0	7.6	0.0	0.0 ⁽⁶⁾	0.0	0.0 ⁽⁷⁾	0.0 ⁽⁸⁾	18.0	N/A	N/A	2.0 ⁽⁵⁾	N/A	
	Max.	N/A	N/A	3.0 ⁽⁵⁾	N/A	3.0 ⁽⁸⁾	N/A	N/A	N/A	N/A	46.0	14.0	N/A	
Row house and multiple dwellings in DMU Zones	Min.	781.0	21.0	0.0	0.0 ⁽⁶⁾	0.0	6.0	7.6	18.0	N/A	N/A	2.0	86 ⁽¹⁰⁾	
	Max.	N/A	N/A	3.0 ⁽⁵⁾	N/A	3.0 ⁽⁸⁾	N/A	N/A	N/A	N/A	46.0	14.0	N/A	
Accessory uses	Min.	N/A	N/A	(13) ⁽¹⁴⁾	(13) ⁽¹⁴⁾	(13) ⁽¹⁴⁾	1.5 ⁽¹⁴⁾	0.6 ⁽¹⁴⁾	N/A	2.4	N/A	N/A	N/A	
	Max.	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	(15)	N/A	N/A	

Notes to Table 14:

- (1) For group buildings located on one site, the minimum distance separation between buildings shall be 6.0m.
- (2) Notwithstanding the other regulations in this table, corner lots shall have minimum front and side yard setbacks of either (i) or (ii), illustrated below.



- (3) Where dwelling units are permitted or approved conditional uses.
- (4) The maximum building height shall be the lesser of either metres or storeys.
- (5) Buildings may have a setback beyond the maximum distance if the space is used as a public/semi-public amenity area such as an outdoor café, pocket park, arcade, courtyard, square, or plaza.
- (6) Where a side yard is provided, it shall be not less than 1.5m.
- (7) Where a dwelling unit is contained within a commercial building, the required rear yard shall be 6.0m.
- (8) Where a dwelling unit is contained within a commercial building, the required rear yard shall be 7.6m.
- (9) Notwithstanding this minimum building height requirement, one (1) storey is allowed for sites on the north side of Pacific Avenue.
- (10) If the minimum density calculation results in an odd number of units, the calculation may be rounded down to the nearest even number of units.
- (11) Where a dwelling unit is not contained within a commercial building, the required rear yard may be reduced to 1.5m if all the required parking and loading spaces are provided elsewhere on the site.
- (12) Where a dwelling unit is not contained within a commercial building, the required rear yard may be reduced to 3.0m if all the required parking and loading spaces are provided elsewhere on the site.
- (13) The minimum interior side yard requirements for permitted accessory buildings and structures shall be the same as the minimum interior side yard requirements for the principal building on the site, and accessory buildings and structures shall be located no closer to any front or corner side site line than the principal building, unless otherwise provided for herein:
 - a) In the case of fuel pumps, the minimum front and side yard requirements shall be 6.1m;
 - b) In the case of underground fuel storage tanks, the minimum front and side yard requirements shall be 1.5m; and
 - c) Notwithstanding anything else contained herein, in the case of a freestanding canopy extending over fuel pumps, the minimum front and side yard requirements shall be 0.0m.
- (14) Accessory buildings and structures may be attached to the principal building by means of a breezeway, extended roof, or similar structure. In each case, the accessory building or structure shall be considered as being a part of the principal building, and, notwithstanding anything else contained herein, the yard requirements for the principal building shall apply, except in the case of a canopy extending over the fuel pumps of an automotive service station or a canopy covering a walkway from the street to the principal building, where the minimum front and side yard requirements for the canopy shall be 0.0m.
- (15) An accessory building or structure shall not exceed the height of the principal building or structure.

(l) Delete Subsection 71(c) in its entirety and substitute therefor:

"71. (c) Commercial or industrial buildings or structures that are not serviced by rail shall not be permitted in the following areas:

- (1) Within 15.0m of the railway right-of-way where the track speed is more than 65km/h;
- (2) Within 12.2m of the railway right-of-way where the track speed is 65km/h or less;
- (3) Within 9.1m of the railway right-of-way where the track speed is 40km/h or less;
- (4) Within 4.5m of the railway right-of-way for uses other than a through track; and
- (5) Within 3.0m of the railway right-of-way for buildings or structures to the north of Pacific Avenue in the Downtown Brandon Secondary Plan area, where the reduction in the required setback is mitigated by a grade separation of at least 2.5m between the building or structure and the nearest railway track. The minimum grade separation may be met on site through the construction of an engineered crash berm or wall."

2. That Section 1.4 of Schedule C of By-law No. 7124 be deleted in its entirety and substituted therefor:

"1.4 REVIEW AND APPEALS

- a) The Director shall complete the urban design review for any development permit.
- b) The Director may solicit an advisory committee or design professionals for recommendations on design proposals.
- c) Pursuant to clause 71(3)(e) of the Act, an applicant may request the Planning Commission complete an urban design review instead of the Director. Any urban design review of the Planning Commission may be appealed to City Council."

3. The lands identified on the map attached hereto as Schedule "A" of this by-law as hereby reclassified:

FROM: HES HUB Entertainment and Shopping Zone

TO: DCB Downtown Central Business Zone

and

FROM: HES HUB Entertainment and Shopping Zone, HMO HUB Mixed Use Zone, HTR HUB Transitional Zone and PR Park and Recreation Zone

TO: DMU Downtown Mixed Use Zone

4. Schedule B of By-law No. 7124 is hereby amended in accordance with Section 3 of this by-law.

5. This by-law shall come into full force and take effect on the day following its passage.

DONE AND PASSED by the Council of the City of Brandon in regular session assembled this day of A.D. 2019.

MAYOR

CITY CLERK

Read a first time this day of A.D. 2019.

Read a second time this day of A.D. 2019.

Read a third time this day of A.D. 2019.

BY LAW NO. 7239

BEING A BY LAW of the City of Brandon to amend the Zoning By-law No. 7124.

WHEREAS Section 80(1) of The Planning Act provides that a zoning by-law may be amended;

AND WHEREAS the Council of the City of Brandon, in By-law No. 7124, adopted a zoning by law that is generally consistent with the Brandon & Area Planning District Development Plan and any secondary plans in effect in the municipality;

AND WHEREAS it is deemed necessary and expedient to amend Zoning By-law No. 7124 to be consistent with the amended Downtown Brandon Secondary Plan;

NOW THEREFORE the Council of the City of Brandon, in regular session duly assembled, enacts as follows:

1. That Schedule A of By-law No. 7124 be amended as follows:

(a) Delete Subsection 2(d) in its entirety and substitute therefor:

"2. (d) Whenever the terms R Zone, C Zone, D Zone or I Zone are used, they shall be deemed to refer only to residential, commercial, downtown or industrial zones respectively."

(b) Delete all HUB Zones referenced in Section 3 and substitute therefor:

Zone Code	Zone Name
DCB	Downtown Central Business
DMU	Downtown Mixed Use

[Updating downtown area zone codes, referring to "Downtown" instead of "The HUB"]

(c) Amend Subsection 6(b) as follows:

(1) Delete the definition of "bus terminal" in its entirety and substituting therefor:

"Bus terminal—a use where City buses or commercial carriers pick up or drop off passengers, and shall include passenger and accessory freight loading areas, and information and ticket sales offices."

[Zoning By-law was silent about the existing Downtown Transit terminal, revised definition accommodates it]

(2) Delete the definition of "pawn shop" in its entirety and substituting therefor:

"Pawn shop—a commercial establishment where money is loaned on security of personal property left in pawn and pledged as collateral for the loan and where such property may be redeemed by the seller in a fixed period of time or sold to the general public."

[Clarifying definition of "pawn shop", as original intent was to regulate it more strictly in the downtown area]

(3) Delete the definition of "wholesale commercial" in its entirety.

[Definition of "wholesale commercial" no longer relevant in the Zoning By-law]

(d) Amend Tables 1 through 3 under Section 24 by replacing the "H" Zone code with the "D" Zone code.

(e) Delete "H Zones" in Subsection 27(i) and substitute with "D Zones".

[Updating downtown area zone codes, referring to "Downtown" instead of "The HUB"]

- (f) Delete Clause 29(a)(1) in its entirety and substitute therefor:

“29. (a) (1) At the Director’s discretion, the alternate site is abutting or is directly across the street or lane from the site, or, where the site is located in a D Zone, the alternate site is within 400m walking distance of the site;”

[Quantifying walking distance of alternate downtown parking site for clarity, equivalent to five minutes’ walk for an average person]

- (g) Delete Section 30 in its entirety and substitute therefor:

“30. DOWNTOWN PARKING REQUIREMENTS

- (a) Notwithstanding TABLE 4: REQUIRED PARKING AND LOADING SPACES, accessory off-street parking in D Zones shall be provided in accordance with the following:
 - (1) Off-street parking is not required for all uses in the DCB Zone;
 - (2) Off-street parking is not required for all non-residential uses in the DMU Zone; and
 - (3) A minimum of one (1) off-street parking space shall be provided for each residential dwelling unit developed in a new building in the DMU Zone, but off-street parking is not required for developing dwelling units in an existing building in the DMU Zone.
- (b) Where parking requirements are exempt under subsection 30(a), accessible parking must be included within parking facilities in accordance with TABLE 5: REQUIRED ACCESSIBLE PARKING SPACES.
- (c) Drive-through facilities shall not be permitted in D Zones.
- (d) Notwithstanding Subsection 30(a), where a proposed use generates over fifty (50) parking spaces, according to Table 4, that cannot be provided on site, the Director may require a parking management study to demonstrate solutions to the additional parking demand and mitigate negative impacts on the area parking supply.”

[Updating downtown area zone codes, and allowing option to large-scale downtown developments address potential parking issues]

- (h) Delete "Identification sign, freestanding—H Zones", "Identification sign, fascia—H Zones", "Advertising sign, freestanding", "Projecting signs", "Awning signs", and Note 4 from Table 7 under Subsection 31(b) and substitute respectively therefor:

TABLE 7: SIGN REQUIREMENTS (excerpt)				
Sign Type	Zones	Total Sign Surface Area	Height	Location
Identification sign, freestanding	D Zones	Maximum 7.0m ² , maximum 3.0m ² for multiple dwellings in the DMU Zone	Maximum 2.5m	0.0m setback ⁽⁴⁾
Identification sign, fascia	H Zones	Maximum 20% of the area of the building face, maximum 3.0m ² for multiple dwellings in the DMU Zone	Not to exceed 1.0m above the parapet or roof line	Maximum 0.3m extension from building face
Advertising sign, freestanding	CG, CAR, CHW and I Zones	Maximum 92.0m ²	Maximum 13.0m	Not permitted in any required yard
Projecting signs	C (except CG) and I Zones	Maximum 12.0m ²	Minimum 2.6m, maximum 12.0m, not to exceed 1m above parapet or roof line ⁽⁷⁾	No portion of a projecting sign shall project beyond the site lines
	CG and D Zones			If permitted, no portion of a projecting sign shall encroach more than 3.6m into a street, or have a horizontal clearance of less than 0.6m from that portion of a street used by vehicular traffic
Awning signs	C (except CG), I, PR and OS Zones	Maximum 20% of the area of the building face, not exceeding 1.5m ² for each 1.0m of total length of awning	On awning or canopy	No portion of an awning sign shall project beyond the site lines
	CG and D Zones			If permitted, no portion of an awning sign shall encroach more than 3.6m into a street, or have a horizontal clearance of less than 0.6m from that portion of a street used by vehicular traffic

Notes to Table 7: (excerpt)

- (4) Freestanding signs shall also adhere to Note 2 of TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS.

[Updating downtown area zone codes, and updating downtown signage provisions to ensure consistency with the Downtown Brandon Secondary Plan]

- (i) Delete “H Zone” in Subsection 31(f) and substitute with “D Zone”.
- (j) Delete “H, I and EI Zones” in Subsection 33(a) and substitute with “D, I and EI Zones”.

[Updating downtown area zone codes, referring to “Downtown” instead of “The HUB”]

- (k) Delete Division 3 under Part III in its entirety and substitute therefor:

DIVISION 3: DOWNTOWN

57. DOWNTOWN ZONES

The following downtown zones are hereby established:

<i>Code</i>	<i>Zone Name</i>	<i>Description</i>
DCB	Downtown Central Business	Provides sites in the downtown core for a mixture of specialty retail, entertainment, restaurant, and personal service uses to enable a vibrant pedestrian oriented street life
DMU	Downtown Mixed Use	Provides sites surrounding the Central Business area for a mixture of high density residential uses and commercial uses generally focusing on commerce and employment such as traditional retail, offices, institutional, and personal services

[Downtown area will now have two zones instead of three]

58. DOWNTOWN USE REGULATIONS

TABLE 13: DOWNTOWN USE TABLE lists all uses in the following manner:

P = Permitted;
C = Conditional use; and
NP = Not permitted.

TABLE 13: DOWNTOWN USE TABLE		
<i>Uses</i>	<i>Zones</i>	
	<i>DCB</i>	<i>DMU</i>
Animal—Veterinary clinics	NP	C
Arts and cultural centres	P	P
Assembly places		
• Community centres and halls	P	P
• Convention and exhibition centre	C	C
• Funeral homes	NP	C
• Outdoor stadiums and sports complexes	C	C
• Places of worship	NP	P
Banks	P	P
Child care—home and group day care		
• 1 st storey	C	P
• 2 nd storey and above	P	P
Commercial		
• Auction markets	NP	C
• Commercial establishments—under 4,645.0m ² gross floor area	P	P
• Commercial establishments—4,645.0m ² gross floor area and over	C	C
• Farmer’s markets	P	P
• Pawn shops	NP	C
• Personal services	P	P
Community resource centres	P	P
Communications		
• Radio and television studios	P	P
• Radiocommunications facility	P	P
Dwellings		
• Dwelling units		

TABLE 13: DOWNTOWN USE TABLE		
Uses	Zones	
	DCB	DMU
<ul style="list-style-type: none"> ○ 1st storey and basement ○ 2nd storey and above • Live work units • Row house and multiple dwellings • Row house and multiple dwellings as part of a commercial development 	NP P P NP P	p ⁽¹⁾ P P p ⁽¹⁾ P
Eating and drinking places		
<ul style="list-style-type: none"> • Restaurants • Bars, night clubs and taverns 	P P	P P
Hotels and motels	P	P
Laboratories	NP	C
Manufacturing		
<ul style="list-style-type: none"> • Manufacturing of goods for sale • Outdoor assembly of goods for sale 	p ⁽²⁾ NP	P NP
Offices, including government offices	P	P
Parking facilities		
<ul style="list-style-type: none"> • Surface lots • Above-ground structures • Below-ground structures 	NP C P	C C P
Personal care, retirement and convalescent homes	NP	P
Recreation		
<ul style="list-style-type: none"> • Amusement and billiard parlours, bowling alleys • Indoor recreation facilities • Outdoor recreation facilities • Parks and playgrounds 	P P NP P	P P C P
Recycling—collection depot	NP	P
Schools		
<ul style="list-style-type: none"> • Business and technical schools, training centres, universities and community colleges • Kindergartens and nurseries 	P C	P P
Special needs housing		
<ul style="list-style-type: none"> • Three (3) or fewer persons per dwelling unit • Four (4) or more persons per dwelling unit 	C C	P C
Storage		
<ul style="list-style-type: none"> • Outdoor storage • Warehouses and storage facilities—basement 	NP NP	NP P
Transportation		
<ul style="list-style-type: none"> • Bus terminals • Truck terminals 	C NP	P NP
Utilities and services		
<ul style="list-style-type: none"> • Police and fire stations • Reservoirs and water towers • Utilities and public works • Water treatment plants 	NP NP C NP	P NP P NP

Notes to Table 13:

- (1) *Where a site is adjacent to a Commercial Corridor as identified in The Downtown Brandon Secondary Plan, this use shall be a conditional use.*
- (2) *Where alcoholic beverages are produced, only if the associated commercial use includes a tasting room or an eating or drinking place, otherwise a conditional use.*

[Use table updated to reflect downtown having two zones instead of three, and to broaden permitted uses consistent with the Downtown Brandon Secondary Plan]

59. DOWNTOWN BULK AND SITING REQUIREMENTS

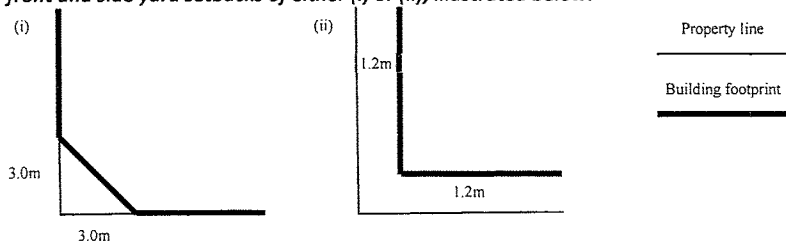
Development in all downtown zones shall conform to the bulk and siting requirements set out in TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS.

TABLE 14: DOWNTOWN BULK AND SITING REQUIREMENTS

Permitted and conditional uses		Site area (m ²)	Site width (m)	Front yard (m) ⁽¹⁾⁽²⁾	Side yard (m) ⁽²⁾		Rear yard (m) ⁽²⁾		Dwelling unit area (m ²) ⁽³⁾	Distance from principal building (m)	Height ⁽⁴⁾		Density (units/ha)
					Interior	Corner ⁽²⁾	Lane	No lane			Height (m)	Storeys	
Uses in DCB and DMU Zones	Min.	232.0	7.6	0.0	0.0 ⁽⁶⁾	0.0	0.0 ⁽⁷⁾	0.0 ⁽⁸⁾	18.0	N/A	N/A	2.0 ⁽⁹⁾	N/A
	Max.	N/A	N/A	3.0 ⁽⁵⁾	N/A	3.0 ⁽⁵⁾	N/A	N/A	N/A	N/A	46.0	14.0	N/A
Row house and multiple dwellings in DMU Zones	Min.	781.0	21.0	0.0	0.0 ⁽⁶⁾	0.0	6.0	7.6	18.0	N/A	N/A	2.0	86 ⁽¹⁰⁾
	Max.	N/A	N/A	3.0 ⁽⁵⁾	N/A	3.0 ⁽⁵⁾	N/A	N/A	N/A	N/A	46.0	14.0	N/A
Accessory uses	Min.	N/A	N/A	(13)(14)	(13)(14)	(13)(14)	1.5 ⁽¹⁴⁾	0.6 ⁽¹⁴⁾	N/A	2.4	N/A ⁽¹⁵⁾	N/A	N/A
	Max.	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

Notes to Table 14:

- (1) For group buildings located on one site, the minimum distance separation between buildings shall be 6.0m.
- (2) Notwithstanding the other regulations in this table, corner lots shall have minimum front and side yard setbacks of either (i) or (ii), illustrated below.



- (3) Where dwelling units are permitted or approved conditional uses.
- (4) The maximum building height shall be the lesser of either metres or storeys.
- (5) Buildings may have a setback beyond the maximum distance if the space is used as a public/semi-public amenity area such as an outdoor café, pocket park, arcade, courtyard, square, or plaza.
- (6) Where a side yard is provided, it shall be not less than 1.5m.
- (7) Where a dwelling unit is contained within a commercial building, the required rear yard shall be 6.0m.
- (8) Where a dwelling unit is contained within a commercial building, the required rear yard shall be 7.6m.
- (9) Notwithstanding this minimum building height requirement, one (1) storey is allowed for sites on the north side of Pacific Avenue.
- (10) If the minimum density calculation results in an odd number of units, the calculation may be rounded down to the nearest even number of units.
- (11) Where a dwelling unit is not contained within a commercial building, the required rear yard may be reduced to 1.5m if all the required parking and loading spaces are provided elsewhere on the site.
- (12) Where a dwelling unit is not contained within a commercial building, the required rear yard may be reduced to 3.0m if all the required parking and loading spaces are provided elsewhere on the site.
- (13) The minimum interior side yard requirements for permitted accessory buildings and structures shall be the same as the minimum interior side yard requirements for the principal building on the site, and accessory buildings and structures shall be located no closer to any front or corner side site line than the principal building, unless otherwise provided for herein:
 - a) In the case of fuel pumps, the minimum front and side yard requirements shall be 6.1m;
 - b) In the case of underground fuel storage tanks, the minimum front and side yard requirements shall be 1.5m; and
 - c) Notwithstanding anything else contained herein, in the case of a freestanding canopy extending over fuel pumps, the minimum front and side yard requirements shall be 0.0m.
- (14) Accessory buildings and structures may be attached to the principal building by means of a breezeway, extended roof, or similar structure. In each case, the accessory building or structure shall be considered as being a part of the principal building, and, notwithstanding anything else contained herein, the yard requirements for the principal building shall apply, except in the case of a canopy extending over the fuel pumps of an automotive service station or a canopy covering a walkway from the street to the principal building, where the minimum front and side yard requirements for the canopy shall be 0.0m.

- (15) *An accessory building or structure shall not exceed the height of the principal building or structure.*

[Bulk and siting requirements table updated to reflect downtown having two zones instead of three]

- (l) Delete Subsection 71(c) in its entirety and substitute therefor:

“71. (c) Commercial or industrial buildings or structures that are not serviced by rail shall not be permitted in the following areas:

- (1) Within 15.0m of the railway right-of-way where the track speed is more than 65km/h;
- (2) Within 12.2m of the railway right-of-way where the track speed is 65km/h or less;
- (3) Within 9.1m of the railway right-of-way where the track speed is 40km/h or less;
- (4) Within 4.5m of the railway right-of-way for uses other than a through track; and
- (5) Within 3.0m of the railway right-of-way for buildings or structures to the north of Pacific Avenue in the Downtown Brandon Secondary Plan area, where the reduction in the required setback is mitigated by a grade separation of at least 2.5m between the building or structure and the nearest railway track. The minimum grade separation may be met on site through the construction of an engineered crash berm or wall.”

[Sites north of Pacific Avenue may be closer to the CP Railway right-of-way under certain conditions in accordance with the Downtown Brandon Secondary Plan]

2. That Section 1.4 of Schedule C of By-law No. 7124 be deleted in its entirety and substituted therefor:

“1.4 REVIEW AND APPEALS

- a) The Director shall complete the urban design review for any development permit.
- b) The Director may solicit an advisory committee or design professionals for recommendations on design proposals.
- c) Pursuant to clause 71(3)(e) of the Act, an applicant may request the Planning Commission complete an urban design review instead of the Director. Any urban design review of the Planning Commission may be appealed to City Council.”

[In accordance with the Downtown Brandon Secondary Plan, allow the City the option to seek recommendations from an advisory committee or design professionals regarding urban design of developments, such as architects or the Brandon Municipal Heritage Advisory Committee]

3. The lands identified on the map attached hereto as Schedule “A” of this by-law as hereby reclassified:

FROM: HES HUB Entertainment and Shopping Zone

TO: DCB Downtown Central Business Zone

and

FROM: HES HUB Entertainment and Shopping Zone, HMU HUB Mixed Use Zone, HTR HUB Transitional Zone and PR Park and Recreation Zone

TO: DMU Downtown Mixed Use Zone

[Replacing zones in the downtown area in accordance with the Downtown Brandon Secondary Plan]

4. Schedule B of By-law No. 7124 is hereby amended in accordance with Section 3 of this by-law.

5. This by-law shall come into full force and take effect on the day following its passage.

DONE AND PASSED by the Council of the City of Brandon in regular session assembled this day of
A.D. 2019.

MAYOR

CITY CLERK

Read a first time this	day of	A.D. 2019.
Read a second time this	day of	A.D. 2019.
Read a third time this	day of	A.D. 2019.