

Minutes of the Regular Meeting of the Council of the R.M. of Piney held on Tuesday, May 13th, 2025 at 9:00 A.M. in the Council Chambers, Vassar, Manitoba.

Present: Reeve:	Wayne Anderson
Councillors:	David Beaudry (Ward 3)
	Mark Bernard (Ward 4)

Recording Secretary: Carrie Dokken, Acting Chief Administrative Officer

Reeve Wayne Anderson took the chair at 1:00 P.M. and called the meeting to order.

1. Approve Amended Agenda Resolution 501

Resolution No. 501

Moved by Councillor Dale Edbom

Seconded by Councillor Ken Prociw

BE IT RESOLVED THAT Council approve the regular meeting amended agenda. Carried

2. Minutes Approval

a) Minutes of the Regular Meeting on April 22nd, 2025 Resolution 502

b) Minutes of the Committee of the Whole Meeting on May 7th, 2025 Resolution 503

c) Minutes of the Special Meeting on May 7th, 2025 Resolution 504

Resolution No. 502

Moved by Councillor Ken Prociw

Seconded by Councillor Dale Edbom

BE IT RESOLVED THAT the minutes of the Regular Council Meeting on April 22nd, 2025 are hereby adopted. Carried

Resolution No. 503

Moved by Councillor Dale Edbom

Seconded by Councillor Ken Prociw

BE IT RESOLVED THAT the minutes of the Committee of the Whole Meeting on May 7th, 2025 are hereby adopted. Carried

Resolution No. 504

Moved by Councillor Ken Prociw

Seconded by Councillor Dale Edbom

BE IT RESOLVED THAT the minutes of the Special Council meeting on May 7th, 2025 are hereby adopted. Carried

3. Delegations:

a) Delta Real Estate at 10:00am Presented

4. Cheques & Online Payments

Resolution 505

Resolution No. 505

Moved by Councillor Ken Prociw

Seconded by Councillor Dale Edbom

WHEREAS the accounts of the RM of Piney for the period ending May 13, 2025 have been found to be in order;

BE IT RESOLVED THAT general cheques no's. 20250167 to 20250205 amounting to \$250,598.05 be approved for payment.

THEREFORE BE IT RESOLVED THAT online payments amounting to \$47,516.90 be approved for payment. Carried

5. Council Indemnities: March 2025

Resolution 506

Resolution No. 506

Moved by Councillor Dale Edbom

Seconded by Councillor Ken Prociw

BE IT RESOLVED THAT the Council's Indemnities submitted during the Regular Meeting be paid as presented. Carried

Resolution No. 507

Moved by Councillor Ken Prociw

Seconded by Councillor Dale Edbom

BE IT RESOLVED THAT the RM of Piney approve as submitted the Chief Administrative Officer's attendance report for the period of April 2025.

Carried

7. Acting CAO Attendance Report for the Month of April 2025

Resolution 508

Resolution No. 508

Moved by Councillor Dale Edbom

Seconded by Councillor Ken Prociw

BE IT RESOLVED THAT the RM of Piney approve as submitted the Acting Chief Administrative Officer's attendance report for the period of April 2025.

Carried

8. Financial Statement:

a) April 30th, 2025 Financial Statement

Resolution 509

Resolution No. 509

Moved by Councillor Ken Prociw

Seconded by Councillor Dale Edbom

BE IT RESOLVED THAT the Financial Statement for the period ending April 30th, 2025 be adopted as circulated.

Carried

9. By-Law & Policies:

a) By-Law No. 158/2025 Third Reading

Resolution 510

Resolution No. 510

Moved by Councillor Dale Edbom

Seconded by Councillor Ken Prociw

BE IT RESOLVED THAT the RM of Piney gives third reading to By-Law #158/2025 “Being a By-Law of the Rural Municipality of Piney for Adopting the Financial Plan for the Fiscal Year 2025”.

	For	Against	Abstain	Absent	
Councillor K. Prociw	—	—	—	<u>X</u>	
Councillor D. Edbom	—	—	—	<u>X</u>	
Councillor D. Beaudry	<u>X</u>	—	—	—	
Councillor M. Bernard	<u>X</u>	—	—	—	
Reeve W. Anderson	<u>X</u>	—	—	—	
					Carried

9. Unfinished Business:

a) Burn Ban

Resolution 511

Resolution No. 511

Moved by Councillor Dave Beaudry

Seconded by Councillor Mark Bernard

BE IT RESOLVED THAT the RM of Piney move from a level 1: Burn ban to a complete Burn Ban:

FURTHER BE IT RESOLVED THAT the burning ban remain in place until further notice.

Carried

11. General Business:
- a) Conditional Use/Variation Order for Ginter

Resolution 512
- b) Conditional Use for Summers

Resolution 513
- c) 2025 Noxious Weed Agreement

Resolution 514
- d) Vinet Development Agreement

Resolution 515
- e) AMM Resolution for Drainage Restrictions Changes

Resolution 516
- f) AMM 2025 Eastern District Meeting June 10th

Resolution 517
- g) Regular Meeting Change for June 10th & Meeting Cancellations

Resolution 518
- h) Delta Real Estate Sandilands Listings

Resolution 519

Resolution No. 512

Moved by Councillor Dale Edbom

Seconded by Counillor Ken Prociw

BE IT RESOLVED THAT the RM of Piney Council approves the Conditional Use for DESC SE 20-1-14 EPM along Road 3N, near Sprague, allowing for five (5) rental cabins to be placed on the property;

FURTHER BE IT RESOLVED THAT the RM of Piney Council approves the Variance Order for DESC SE 20-1-14 EPM along Road 3N, near Sprague, to allow rental cabins on a property that is under the eighty (80) acre requirement, as it is only 29.18 acres in size. Tabled

Resolution No. 513

Moved by Councillor Ken Prociw

Seconded by Councillor Dale Edbom

BE IT RESOLVED THAT the RM of Piney Council approves the Conditional Use for 21011 Road 67E in SE 19-4-12 EPM Florze, Manitoba, to add a garden suite to the property that already has a single dwelling located on said property.

FURTHER BE IT RESOLVED THAT the conditional use have the following conditions:

1. Acquire a building permit for the construction;

Tabled

Resolution No. 514

Moved by Councillor Mark Bernard

Seconded by Councillor Dave Beaudry

BE IT RESOLVED THAT the RM of Piney enter into a Master Services Agreement for Noxious weed Control with the Government of Manitoba and further the Reeve and C.A.O. are authorized to sign the said agreement; Carried

Resolution No. 515

Moved by Councillor Dave Beaudry

Seconded by Councillor Mark Bernard

BE IT RESOLVED THAT the RM of Piney enter into a Development Agreement with Nicole and Maurice Vinet for DESC 14-1-13 EPM known as 2105 Chenier Street in South Junction and DESC NW 14-1-13 EPM in South Junction, and further the Reeve and C.A.O. are authorized to sign the said agreement. Carried

Resolution No. 516

Moved by Councillor Mark Bernard

Seconded by Councillor Dave Beaudry

WHEREAS in the Province of Manitoba, reconnaissance soil surveys were completed between 1926 and 1996 and detailed soil surveys were completed between 1972 and 2022, classifying surface soils by their agricultural capability in accordance with the Canada Land Inventory; and

WHEREAS the soil classifications from the Canada Land Inventory referenced in the Planning Regulation, the Water Rights Regulation, and the Nutrient Management Regulation are defined as: the mineral soils are grouped into seven classes according to their potentialities and limitations for agricultural use. Where Class 6 soils are capable only of producing perennial forage crops, and improvement practices are not feasible and Class 7 soils have no capability for arable culture or permanent pasture; and

WHEREAS Manitoba Environment and Climate Change through the Drainage and Water Rights Licensing Branch regulate drainage within the Province of Manitoba through the Water Rights Act; and

WHEREAS all persons including municipalities must obtain a valid and subsisting license as per the Water Rights Act; and

WHEREAS development of land cannot take place without obtaining a valid drainage license to construct pertinent development features such as roads and ditches; and

WHEREAS the Drainage and Water Rights Licensing Branch, as of 2019, has implemented an internal policy in which drainage licenses on Class 6 and 7 soils cannot be approved, for registrable or licensable projects; and

WHEREAS the term registerable project is defined, separately from other licensable projects for drainage works, in the Water Rights Act. These are typically minor or less impactful drainage projects, often involving surface or subsurface drains. Registration allows for a streamlined process compared to full licensing, but still ensures compliance with regulations; and

WHEREAS licensable applications for water control works are not restricted on Class 6 and 7 soils, only registerable projects are restricted per the Water Rights Regulation; and

WHEREAS municipalities recognize the need to restrict development in environmentally sensitive areas and critical/significant wildlife habitats such as wetlands and habitats for migratory species; and

WHEREAS The Planning Act, The Planning Regulation, The Environment Act, The Water Protection Act, The Water Rights Act, The Water Rights Regulation, and The Nutrient Management Regulation do not restrict the issuance of Water Control Works Licenses on Class 6 and 7 soils; and

WHEREAS the municipalities recognize that some subclasses of Class 6 and 7 soils are strongly associated with the presence of wetlands, however development of wetlands is already limited per the Water Rights Regulation; and

WHEREAS many subclasses of Class 6 and 7 soils are often viewed as desirable for rural subdivisions, lakeside cottage developments, and campgrounds due to their lack of agricultural capability, including soils which:

- have a restricted rooting zone depth for crops
- contain poisonous plants to farm animals
- are heavily forested
- are affected by drouthiness (sandy and gravelly soils)
- have high salinity
- have high groundwater table
- are too stony to permit cultivation, and
- have a topographic slope of greater than 31%;

WHEREAS the Canada Land Inventory soil classification system used in the reconnaissance and detailed soil surveys was published in 1965, this classification speaks only to agricultural uses, and predates current drainage practices and drainage regulations by 60 years; and

WHEREAS the Drainage and Water Rights Licensing Branch is applying this internal policy to all undeveloped lands on Class 6 and 7 soils, regardless of current zoning designations; and

WHEREAS many municipalities are experiencing significant loss of developable land, portions of which have already been designated/zoned for development, from the implementation of this internal policy; and

WHEREAS this internal policy is unnecessarily restricting development and the potential for increased tax-base of municipalities;

THEREFORE BE IT RESOLVED THAT the AMM lobby the Province of Manitoba to only enforce current limitations published in the Acts and Regulations, and remove the internal policy denying Water Control Works Licenses on Class 6 and 7 soils; and

FURTHER BE IT RESOLVED THAT the Province of Manitoba engage AMM to participate as stakeholders in the preparations of future internal policies within the Drainage and Water Rights Licensing Branch to adequately evaluate the impact of these internal policies on growth and future development.

Tabled

Resolution No. 517

Moved by Councillor Mark Bernard

Seconded by Councillor Dave Beaudry

BE IT RESOLVED THAT the RM of Piney authorize Council and the Acting CAO to attend the AMM 2025 Eastern District Meeting at the Brokenhead River Community Hall in Beausejour, Manitoba on June 10th, 2025.

FURTHER BE IT RESOLVED THAT the RM of Piney absorb all out of pocket expenses to attend.

Carried

Resolution No. 518

Moved by Councillor Dave Beaudry

Seconded by Councillor Mark Bernard

BE IT RESOLVED THAT the RM of Piney move the Regular Meeting from Tuesday, June 10th, 2025 to 9:00 A.M. June 17, 2025 and cancel the June 24th, July 22nd, and August 26th, 2025 Regular Council Meetings.

Carried

Resolution No. 519

Moved by Councillor Mark Bernard

Seconded by Councillor Dave Beaudry

BE IT RESOLVED THAT the RM of Piney enter into exclusive listing agreements with Delta Real Estate Steinbach for Phase 2 of NW ¼ 27-4-9 EPM, located in Sandilands Subdivision;

FURTHER BE IT RESOLVED THAT the list price of seventeen (17) lots as follows and do not include G.S.T. and applicable costs; offers received below the list price will not be accepted:

- Fifteen (15) lots measuring 2.0 - 2.30 acres with a listing price of \$
- One (1) lot measuring 4.40 acres with a listing price of \$
- One (1) lot measuring 5.27 acres with a listing price of \$

AND FURTHER BE IT RESOLVED the exclusive market release date for Phase 2 Sandilands Subdivision be May 15th, 2025 expiring May 31st, 2026, and further the Acting CAO is authorized to sign said listing contracts and supporting documents.

Tabled

12. Correspondence: N/A

13. Correspondence for Information only:

- | | |
|--|-------|
| a) RCMP Community Priority Issues | Noted |
| b) AMBM Invite to Second Cohort for the Municipality Maturity Model (3M) | Noted |

14. General Discussion:

- | | |
|--|----------------|
| a) Fire 303-057 Update | Noted |
| b) SmartSense Program | Noted |
| c) AMBM Meeting March 15 th | Noted |
| d) Evacuation For Carrick | Resolution 521 |
| e) Evacuation For St. Labre | Resolution 522 |

Resolution No. 521

Moved by Councillor Mark Bernard

Seconded by Councillor Dave Beaudry

BE IT RESOLVED THAT the RM of Piney issue an evacuation order for the Townsite of Carrick.

Carried

Resolution No. 522

Moved by Councillor Mark Bernard

Seconded by Councillor Dave Beaudry

BE IT RESOLVED THAT the RM of Piney issue an evacuation order for the Townsite of St. Labre and area.

Carried

15. Next Regular Council Meeting

Resolution No. 520

Moved by Councillor Dave Beaudry

Seconded by Councillor Mark Bernard

BE IT RESOLVED THAT the RM of Piney next Regular Meeting be held on Tuesday, May 27th, 2025 at 9:00 A.M. in the Council Chamber, Vassar, Manitoba.

Carried

16. Adjournment

Resolution 445

Resolution No. 523

Moved by Councillor Mark Bernard

Seconded by Councillor Dave Beaudry

BE IT RESOLVED THAT this regular meeting be adjourned, time 4:31 pm.

Carried

Head of Council

Chief Administrative Officer
(Subject to errors and omissions)