

THE RURAL MUNICIPALITY OF MORRIS

The Council of the Rural Municipality of Morris held a special meeting on August 9, 2001 at 9:00 a.m. in the Council Chambers of the R. M. of Morris.

Reeve Herm Martens presided.

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

The purpose of this special meeting was to continue the remainder of the agenda from the August 8, 2001 regular meeting.

Public Works
Foreman
Report

Mr. Don Harder, Public Works Foreman, met with Council and discussed the bull rushes growing in the ditches and causing problems with water flow. Council needs to address this situation and have a method of how to deal with the problem.

The Municipality of Morris has received the results of the recent water testing done. We will be asking the Dept. of Environment for an interpretation and comments of these results.

Rhineland
Hog Barn

Council then spent some time discussing a proposed hog barn in the R. M. of Rhineland in the NE of Section 32-3-1WPM. This proposal is for a 12,000 feeder hog operation. Copies of the Rhineland notice have been sent to area residents and Council's view was that they would wait and see what reaction the area residents would have to the proposed barn.

Accounts

Moved by Sieg Neumann, Seconded by Stan Siemens:

#170/01. Resolved that we approve the list of accounts for August 8, 2001 in the amount of \$190,371.73.

Carried. For 7
Against 0

Conditional
Use
7/2001
Multi-Pork
NW 14-5-2W

Moved by Leo Kornelsen, Seconded by Sieg Neumann:

#171/01. Whereas Multi-Pork Inc. has made application for a conditional use to allow for the construction and operation of a 3,000 sow farrow to nursery hog livestock feedlot operation in the NW of Section 14-5-2 EPM; And Whereas this application is for the expansion of an existing operation from 1,500 sow farrow to nursery to that of a 3,000 sow farrow to nursery; And Whereas a public hearing was held for this application on August 8, 2001;

Therefore Be It Resolved that the Rural Municipality of Morris hereby approves this Conditional Use No. 7/2001 subject to the following conditions:

1. That the lagoon have a minimum 550 day storage capacity at ground level and that barley straw cover, as odour control, be maintained on the lagoon with the barley straw cover installation being done by June 1st each year with the lagoon walls elevated to at least 2 feet above ground level or 2 feet above the 1997 flood level, which ever is highest.
2. That the Morris Livestock Guidelines be adhered to.
3. That all additional driveways and access shall be at the expense of the owner.
4. That there be a cold storage unit of sufficient size for dead animals or that the operation is to have a container unit with 48 hour dead animal pickup or that the operation compost the dead animals to a method acceptable to Council.
5. That a minimum three row tree shelter belt, of a minimum 2 varieties, be planted and maintained around the barn and lagoon site with the trees being planted for the first spring.

Conditional Use No. 7/2001

6. That a 1% refundable performance bond of capital construction costs be submitted to the Municipality and shall be paid when making application for a building permit.
7. That the manure disposal be done by direct injection.
8. That all the material being put into the lagoon shall be only from the direct operation of this hog barn.
9. That the owner shall be responsible for the costs involved in the widening or altering of any road corners where their hog operation has caused the need for this road upgrade.
10. That a building permit be obtained from the Municipality of Morris prior to starting construction of this project.
11. That the owner shall be responsible for gravel expenses above our normal gravel allocation on the road from PTH 23 to the barn site for the first year plus 2 years under the management of the R. M. of Morris.

Carried. For 7
Against 0

Councillors Leo Kornelsen and Stan Siemens declared a conflict of interest on the issue of the K Line hog barn conditional use and excused themselves from the meeting.

Conditional
Use
9/2001
K Line
NW 22-5-2W

Moved by Denis Robert, Seconded by Sieg Neumann:

#172/01. Whereas K Line Pigs has received approval for a hog barn operation under conditional use no. 5/2001 on the NW of Section 22-5-2W and that amending this conditional use will require a new conditional use order under No. 9/2001;

And Whereas application has been made to amend this conditional use application concerning issues of dead animal composting and road access to the barn site;

And Whereas a public hearing was held for this application on August 8, 2001;

Therefore Be It Resolved that the Council of the Rural Municipality of Morris does now approve Conditional Use No. 9/2001 and does now rescind Conditional Use No. 5/2001, subject to the following terms and conditions:

1. That the lagoon have a minimum 550 day storage capacity at ground level and that there be a plastic cover on the lagoon and that the lagoon walls be elevated to at least 2 feet above ground level or 2 feet above the 1997 flood level, whichever is highest.
2. That the Morris Livestock Guidelines be adhered to.
3. That all additional driveways and access shall be at the expense of the owner.
4. That there be a cold storage unit of sufficient size for dead animals or that the operation is to have a container unit with 48 hour dead animal pickup or that the operation compost the dead animals to a method acceptable to Council.
5. That a minimum three row tree shelter belt, of a minimum 2 varieties, be planted and maintained around the barn and lagoon site with the trees being planted for the first spring.
6. That a 1% refundable performance bond of capital construction costs be submitted to the Municipality and shall be paid when making application for a building permit.
7. That the manure disposal be done by direct injection.
8. That all the material being put into the lagoon shall be only from the direct operation of this hog barn.

9. That the owner shall be responsible for road and gravel expenses required on the road from the Provincial Road to the barn for the first year plus 2 more years under the R. M. of Morris management with the road being South of Section 25, 26, 27-5-2W and West of Section 22 and 25-5-2W to the barn sites.
10. That the owner shall be responsible for the costs involved in the widening or altering of any road corners where their hog operation has caused the need for this road upgrade.
11. That a building permit be obtained from the Municipality of Morris prior to starting construction of this project.

Carried. For 5
Against 0

Conditional
Use
8/2001
K Line
NW 27-5-2W

Moved by Barry Fraese, Seconded by Ralph Groening:

#173/01. Whereas K Line Pigs has received approval for a hog barn operation under conditional use no. 4/2001 on the NW of Section 27-5-2W and that amending this conditional use will require a new conditional use order under No. 8/2001;

And Whereas application has been made to amend this conditional use application concerning issues of dead animal composting and road access to the barn site;

And Whereas a public hearing was held for this application on August 8, 2001;

Therefore Be It Resolved that the Council of the Rural Municipality of Morris does now approve Conditional Use No. 8/2001 and does now rescind Conditional Use No. 4/2001, subject to the following terms and conditions:

1. That the lagoon have a minimum 550 day storage capacity at ground level and that there be a plastic cover on the lagoon and that the lagoon walls be elevated to at least 2 feet above ground level or 2 feet above the 1997 flood level, whichever is highest.
2. That the Morris Livestock Guidelines be adhered to.
3. That all additional driveways and access shall be at the expense of the owner.
4. That there be a cold storage unit of sufficient size for dead animals or that the operation is to have a container unit with 48 hour dead animal pickup or that the operation compost the dead animals to a method acceptable to Council.
5. That a minimum three row tree shelter belt, of a minimum 2 varieties, be planted and maintained around the barn and lagoon site with the trees being planted for the first spring.
6. That a 1% refundable performance bond of capital construction costs be submitted to the Municipality and shall be paid when making application for a building permit.
7. That the manure disposal be done by direct injection.
8. That all the material being put into the lagoon shall be only from the direct operation of this hog barn.
9. That the owner shall be responsible for road and gravel expenses required on the road from the Provincial Road to the barn for the first year plus 2 more years under the R. M. of Morris management with the road being South of Section 25, 26, 27-5-2W and West of Section 22 and 25-5-2W to the barn sites.
10. That the owner shall be responsible for the costs involved in the widening or altering of any road corners where their hog operation has caused the need for this road upgrade.
11. That a building permit be obtained from the Municipality of Morris prior to starting construction of this project.

Carried. For 5
Against 0

Compost
Refusal

Moved by Sieg Neumann, Seconded by Denis Robert:
#174/01. Resolved that the proposed method of composting dead animals for Conditional Use Order No. 8 and 9/2001 submitted by K Line Pigs is not acceptable to Council at this time.

Carried. For 4
Against 1

Councillors Stan Siemens and Leo Kornelsen then returned for the remainder of the meeting.

By-law
1548A/01

Moved by Leo Kornelsen, Seconded by Sieg Neumann:
#175/01. Whereas By-law No. 1548A/01 was read a first time on March 14, 2001;
And Whereas this by-law has been approved by the Municipal Board of Manitoba under Order No. E-01-068;
And Whereas this by-law is for the borrowing authorization for a sewer and water system for Sperling;
Therefore Be It Resolved that the Council of the Rural Municipality of Morris does now given second and third readings to By-law No. 1548A/01.

Carried. For 7
Against 0

By-law
1548/01

Moved by Ralph Groening, Seconded by Barry Fraese:
#176/01. Whereas By-law No. 1548/01 was read a first time on February 15, 2001;
And Whereas this by-law has been approved by the Municipal Board of Manitoba under Order No. E-01-067;
And Whereas this by-law is for the borrowing authorization for rural water lines;
Therefore Be It Resolved that the Council of the Rural Municipality of Morris does now given second and third readings to By-law No. 1548/01.

Carried. For 7
Against 0

Rosenort
EMC Youth
Donation

Moved by Barry Fraese, Seconded by Ralph Groening:
#177/01. Resolved that the Rural Municipality of Morris donate \$250.00 to the Rosenort EMC Youth Group for their roadside cleanup along the road to the Rosenort Landfill Site.

Carried. For 7
Against 0

Lowe Farm
Sump Pump

Council then discussed the situation and policy concerning the proposal of offering some monetary compensation for persons in Lowe Farm that install a sump pump system into their house. Council's view was that these new sump pump installations must be connected to the weeping tiles of the house and that the water from this new sump pump system must be pumped to the exterior of the building. These new sump pump systems cannot be connected to the community sewer system. Notices of this new proposal offer is to be sent out as soon as possible to residents of Lowe Farm.

Recksiedler
Water
Cert. Course

Moved by Stan Siemens, Seconded by Barry Fraese:
#178/01. Resolved that Mr. Allen Recksiedler be authorized to attend a Water and Wastewater Certification Course at Red River College in October, 2001 and that the municipality will pay for registration and costs relating to this course.

Carried. For 7
Against 0

Provincial
Drivers
Licensing
Changes

Moved by Denis Robert, Seconded by Leo Kornelsen:
#179/01. Whereas the Provincial Government is planning to implement a program of a graduated Driver Licensing Program that would include the licensing for the operation of tractors and implements of husbandry;
And Whereas the Rural Municipality of Morris is opposed to the special licensing for the operation of tractors and implements of husbandry;
Therefore Be It Resolved that the R. M. of Morris notify the Provincial Government of our opposition to this portion of the amendment to the Highway Traffic Act under Bill 23 and that the Association of Manitoba Municipalities be requested to oppose this portion of Bill 23.

Carried. For 7
Against 0

Chemical
Ban
Objection

Moved by Ralph Groening, Seconded by Barry Fraese:
#180/01. Whereas the Federal Government has prohibited the access by the general public to the chemical known as phosotoxin and fumitoxin;
And Whereas this chemical is needed by the farming community to kill insects in grain bins;
And Whereas there is no alternative available for this chemical;
Therefore Be It Resolved that the R. M. of Morris request that the Association of Manitoba Municipalities lobby the Federal Government to allow the use of this chemical by our farming community.

Carried. For 7
Against 0

Centra Gas
Riverside
Dyke

Moved by Leo Kornelsen, Seconded by Barry Fraese:
#181/01. Whereas Centra Gas is required to change some of the gas lines that are affected by the construction of the Riverside Community Dyke;
And Whereas this work is under their project no. MER#:2001-01-55;
Therefore Be It Resolved that the R. M. of Morris accept the proposed changes of these natural gas lines as is required to be done relative to the construction of the Riverside Community Dyke.

Carried. For 7
Against 0

Delegation

Council then met with Mr. Peter Mah of Manitoba Pork and Mr. Craig Murray of Resolutions. Manitoba Pork is initiating and experimental mediation process for hog barn proposals. This is a mediation communication process and creates an opportunity for neighbours to meet on the issue of a barn being proposed for their area. The neighbours are made aware of the specifics of the barn proposal and all would share their perspectives of the proposal. This effort would recognize the problems and possibly help finding solutions to some of the problems in a collaborative manner. There was a question as to who would be considered as neighbours and what kind of radius. They gave Council a presentation on the goals and objectives of this proposed mediation process.

This is experimental and Manitoba Pork wants to have this process used on 4 or 5 barn proposals and then determine the effectiveness of the concept. As an area that does have such applications they wishes to advise us of this experimentation and whether Council would in the near future wish to us their service. If there is success in this mediation process, then it is hoped that a provincial agency may take over the idea and initiate an available program of this nature.

Delegation Continued

They were informed by Council that they need to discuss this proposal with the companies that are significantly involved with the hog barn proposals. This mediation process would be an additional time factor and increase the length of time to deal with the application.

It was indicated by Council that their proposal would be considered when our next large barn application should be received by Council.



Reeve

Municipal Administrator