

Resort Village of Candle Lake Regular Council Meeting

September 13, 2013

A Regular Council Meeting of Council for the Resort Village of Candle Lake was held on September 13, 2013, in the Council Chambers at Candle Lake, Saskatchewan.

**ATTENDANCE:** The following were in attendance:  
Quinn, John - Mayor  
Lozej, Michelle - Councilor  
Tarasiuk, Louise - Councilor  
Simoneau, Maurice - Councilor  
Joan Corneil - Administrator

**ABSENT:** Painchaud, Carey - Councilor

1. **CALL TO ORDER:** Mayor John Quinn called the meeting to order at 12:58 pm.
2. **SUBMISSION OF PECUNIARY INTEREST:** Councilor Lozej expressed an interest in item 9.5 and submitted the proper form to the administrator. (attached)

3. **ADOPTION OF MINUTES:**

**205/2013 LOZEJ:**

That the Minutes of the Council Meeting held August 21, 2013, be taken as read and adopted.

**CARRIED.**

4. **APPROVAL OF AGENDA:**

**206/2013 TARASIUK:**

That the agenda for this meeting be approved and that presentations, delegations and speakers listed on the agenda be heard when called forward by the Mayor

**CARRIED.**

5. **PUBLIC HEARINGS AND APPEALS:**

**5.1 Public Hearing for Bylaws 13 and 14 of 2013 – Note Taker - Linda Jaman**

**Notes from Public Hearing Re: Bylaws 13 and 14 of 2013. Bylaw 13 to Amend Bylaw 01-2002 of the Basic Planning Statement. Bylaw 14 to Amend Bylaw 02/2002 known as the Resort Village of Candle Lake Zoning Bylaw.**

**Written presentations and letters attached to these minutes**

*Present: (via phone) Michael Scharfstein of Stevenson Hood Thornton Beaubier on behalf of Eric and Teresa Knogler.*

*Ardel and Gail Henderson in person.*

*Lloyd Caithcart in person*



Resort Village of Candle Lake Regular Council Meeting

September 13, 2013

Ron Warner in person

Letters: Alan and Carol Jorgenson  
John and Naomi McIntyre

Mayor Quinn made a statement about the rules and procedures that will be followed for the hearing and for the people wanting to speak.

Administrator Joan Corneil explained that the Hearing was in regard to Bylaw 13 to Amend Bylaw 01-2002 and Bylaw 14 to amend 02-2002 Zoning Bylaw.

Mayor Quinn asked Ardel Henderson if he wanted to speak.

Henderson said that he does not need to speak now as he feels this is a continuation from the previous meeting and his information would be the same.

Scharfstein : Indicated they had submitted a letter, but would not be reading the entire letter and assumed council had read it but just wanted to highlight some issues. He stated that they would like to raise the same concerns as was discussed in the June 14, 2013 meeting which dealt with a similar proposed Bylaw change. His clients Eric and Teresa Knogler feel that the proposed Bylaw violates the Basic Planning Statement and in order to enforce the Basic Planning Statement council is to do this through a zoning hearing. He stated that Council's decision would violate Basic Planning Statement in 9 Sections: 12.1, 5.2.26, 11.2.4, 11.3.4, 6.3.2, 11.3.2, 11.1.1 and 5.2.10

He felt that the provisions of Bylaw 13 to amend the wording appeared to allow Council to ignore the Basic Planning Statement and that the wording of Special Circumstances is too vague and feels that it is a violation of Section 40.

Scharfstein also said that Council is acting on inaccurate and expired materials which were also provided to the Resort Village of Candle Lake. The survey map does not contain positions of marinas and feels that it is inappropriate to make decisions on inaccurate materials. He said they feel the applications are not in accordance to the Basic Planning Statement.

Quinn asked if anyone had any questions and no one did and confirmed with Scharfstein if he wanted to stay on the line in which time Scharfstein said yes.

Lloyd Caithcart resident of Candle Lake in Minowukaw since 1970. He said he would like to speak to Bylaw 13 and 14. He said he was confused about Parcel K ... if it is only to allow access he has no problem with this but if it is more than this he feels he has to oppose this. The current policy in place was put in very deliberately to allow public input from ratepayers for any development on crown land for future development. This came about from many meetings with ratepayers concerns about concerns of over development.

*Bill*

Resort Village of Candle Lake Regular Council Meeting

September 13, 2013

*Quinn* Thanked Lloyd Caithcart and asked if Warner would like to speak at which time he declined.

*Henderson* stated that the crown land in question was taken for access in 1997 for the use of access and access only.

*Quinn* asked if there was any further questions council had for our Administrator, for Mr. Henderson or Mr. Scharfstein.

*Quinn* declared the Public Hearing closed as of 1:16 p.m.

5.2 **Report** from Administrator dated September 09, 2013 regarding Bylaws 13 and 14 of 2013

**207/2013 LOZEJ:**

1. That Bylaw No13 of 2013 be given second and third reading.
2. That Bylaw No. 13 of 2013 be laid on the table and brought up under the Order of Business "Unfinished Business Bylaws". **CARRIED**

**6 PRESENTATIONS, DELEGATIONS AND RELATED REPORTS:**

**6.1** Mr. Bill Patrick and Mr. Wilf Peters regarding letter requesting lot consolidation

**208/2013 SIMONEAU:**

That Council gives approval to for the proposed consolidation from 22 lots to 4 in Bay Lake Estates as outlined in the attached map

Recorded Vote: Simoneau – No  
Lozej – No  
Tarasiuk –Yes  
Quinn- Yes

**MOTION DEFEATED**

**209/2013 SIMONEAU**

That Council rescinds Motion 208/2013 and table the item to the next meeting of Council with full attendance. **CARRIED**

*J. Bell*

Resort Village of Candle Lake Regular Council Meeting

September 13, 2013

**7 COMMUNICATIONS/PETITIONS PACKAGE:**

*The Communications/Petitions package is a listing of all correspondence directed to the Mayor and Council. The suggested disposition is indicated, however: any item can be removed and dealt with separately*

All items removed for discussion

7.1 Email Brian and Donna O'Keefe dated September 09, 2013 regarding request for tree removal.

**210/2013 SIMONEAU**

That Council approves the request for tree removal with conditions:

1. All trees on public land are replaced 2 for 1
2. All costs to be borne by the applicant

**CARRIED**

7.2 Letter from Linda and Dave Hardy regarding 2013 Property taxes.

**211/2013 TARASIUK**

Receive and File

**CARRIED**

7. Letter from District Board of Revision dated August 28, 2013 regarding rural property assessment and proximity to roadways.

**212/2013 TARASIUK**

Receive and file

**CARRIED**

7.4 Newsletter and Conference registration – PARCS received September 05, 2013.

**213/2013 LOZEJ**

That Council receives and files the PARCS newsletter and that the Resort Village of Candle Lake authorizes members of Council to attend the annual conference to be held in Watrous on Oct 04, 2013, the expenses to be covered by the Village.

**CARRIED**

7.5 Email from BioForest Technologies Inc. dated September 04, 2013 regarding Survey and forecast for Spruce Bud Worm.

**214/2013 TARASIUK**

That Council receives the email from BioForest Technologies Inc. dated September 04, 2013 and directs administration to include the costs of \$3895.00 plus GST in the 2014 Budget for a Spruce Bud Worm overwintering survey and a 2014 defoliation

*gbc*

Resort Village of Candle Lake Regular Council Meeting

September 13, 2013

forecast for the Resort Village of Candle Lake. Administration is advised to contact SERM and notify BioForest to include Waskateena also. **CARRIED**

7.6 Attachment from UMAAS September Newsletter regarding Waste Water Treatment and Distribution Certification Courses.

**215/2013 LOZEJ:**

1. That Council approves the attendance of a one day ATAP workshop in Saskatoon on September 19 – Introduction to Public Works for the Administrator and Council Members that wish to attend.
2. That Council directs administration to review the ATAP Courses that may be a requirement for certification for the Maintenance Manager and bring back a report indicating which, if any, courses are needed to operate the Waste Water treatment facilities along with related costs for Council approval. **CARRIED**

7.7 Letter from Saskatchewan Crimestoppers received August 19, 2013 regarding stats.

**216/2013 TARASIUK**

Receive and file.

**CARRIED**

7.8 Community Vitality Program Application Form

**217/2013** That Council directs administration to complete the Endorsing Partner portion of the grant application to be submitted by Communities in Bloom for a Forestry Trail Board Walk grant to be matched by the RVCL to a maximum of \$500.00.

**CARRIED**

7.9 Email from Stevenson, Hood, Thornton and Beaubier dated September 04, 2013 regarding Discontinuance of Action and request to appear via telephone to address the Public Hearing concerning Bylaw 13 of 2013

**218/2013 TARASIUK:**

Receive and file

**CARRIED**

7.10 Letter from Valerie Manton dated September 04, 2013 regarding base tax.

**219/2013 LOZEJ:**

Receive and file

**CARRIED**

7.11 Communities in Bloom August Minutes

**220/2013 TARASIUK:**

That Council approve the addition of six more pots to the Communities in Bloom Budget at a cost of \$500. **CARRIED**

Resort Village of Candle Lake Regular Council Meeting

September 13, 2013

7.12 Request from Parks and Rec Committee dated September 10, 2013

**221/2013 LOZEJ:**

That Lois Otte be appointed to the Parks and Rec Committee.

**CARRIED**

**8. CONSENT AGENDA**

**8.1** Report from Administrator dated September 10, 2013 regarding a lot consolidation.

**Recommendation:** That the Resort Village approve the application of Kasper and Phyllis Hordyski to consolidate Lots 42 and 43 Blk 300 Plan 81PA03018 with Civic addresses of 25 and 27 White Poplar and that any future subdivision will be subject to the regular costs of subdivision, including infrastructure fees.

**8.2** Report from Administrator dated September 10, 2013 regarding a lot consolidation.

**Recommendation:** That the Resort Village approves the application of Nick and Jenny Toporowski to consolidate Lot 08 Blk 13 Plan 86PA01007 and Lot 09 BLK 13 Plan 86PA 01007 Civic addresses of 103 and 105 Lakeview Drive and that any future subdivision will be subject to the regular costs of subdivision, including infrastructure fees.

**8.3** Report from Administrator dated September 05, 2013 regarding lot consolidation

**Recommendation:** That the Resort Village approve the application of Don and Mary Ann Owens to consolidate Lot 13 Blk 1 Plan 62PA10733 and Lot 12 Blk 1 Plan 62PA10733 with Civic addresses of 29 and 31 Spruce Ave. and that any future subdivision will be subject to the regular costs of subdivision, including infrastructure fees.

**8.4** Report from Administrator dated September 05, 2013 regarding lot consolidation

**Recommendation:** That the Resort Village approve the application of Brennan Schmidt, North Country Welding Ltd to consolidate Lot 07 Blk 112 Plan 101887858, Lot 08 Blk 1 Plan 62PA10733 Blk 112 Plan 101887858 and Lot 09 Blk 112 Plan 101887858 with Civic addresses of 60, 62 and 64 Industrial Drive In the Resort Village of Candle Lake and that any future subdivision will be subject to the regular costs of subdivision, including infrastructure fees.

**222/2013 SIMONEAU:**

That the Consent Agenda be received and that the recommendations contained therein be approved as indicated.

**CARRIED**

September 13, 2013

**9. REPORTS:**

9.1 Report from Administrator dated September 09, 2013 regarding Roadway Kelsey Camp

**223/2013 TARASIUK:**

That Council directs administration to advise Community Planning that they have reviewed the application showing the plan of proposed subdivision for SIAST Kelsey Camp as forwarded by Community Planning and submitted by Ministry of the Environment and have no concerns with the application  
**CARRIED**

9.3 Report from Assistant Administrator dated September 09, 2013 regarding Five year Graded Tax Incentive Policy.

**224/2013 LOZEJ:**

1. That Council approves the Five Year Graded Residential Construction Tax Incentive Policy– Policy No. 200-60.
2. That Council direct administration to advertise the policy by sending application forms to all parties that have taken a building permit retroactive to January 01, 2013 and to all local contractors listed in the business directory and developers as known to administration. Additionally an ad should be placed on the public bulletin boards, the RVCL web site and to owners of vacant residential property

**CARRIED**

9.4 Report from administrator dated Sept 05, 2013 regarding the exchange of Municipal buffer Bylaw No. 17.

**225/2013 TARASIUK:**

1. That Bylaw 17 be introduced and read a first time and be brought up under the Order of Business – Introduction and Consideration of Bylaws
2. That administration is directed to provide public notice using the alternate method as approved by the Minister

**CARRIED**

**Councillor Lozej left chambers at 2:30pm**

9.5 Report from Administrator dated September 10, 2013 regarding changes to BPS and Zoning Bylaw – Evergreen Manor

**226/2013 SIMONEAU:**

1. That Council approves in principal the site suitability of the land pending further review by Community Planning
2. That Council gives first reading to Bylaw 18 of 2013
3. That Council gives first reading to Bylaw 19 of 2013
4. That Council directs administration to give public notice using the alternative method of notice as approved by the Minister.

September 13, 2013

**RECORDED VOTE:**

**Councillor Simoneau – No**

**Councillor Tarasiuk – No**

**Mayor Quinn – No**

**MOTION DEFEATED**

**Councillor Lozej returned to Chambers at 2:35pm**

9.6 Report from Assistant Administrator dated September 05, 2013 regarding RV Park Fees Rebate

**227/2013 TARASIUK:**

1) That, for the year 2013, a rebate of \$17.50 per site be provided, for fees charged to RV Parks under Bylaw 20-2011, the Emergency and Protective Services Bylaw, providing that all 2013 fees and taxes for the RV Parks are paid no later than December 31, 2013.

2) That Council gives three readings to Bylaw #22 -2013 Emergency & Protective Services Bylaw.

**CARRIED**

9.7 Financial Reports – Accounts Payable/Paid and Statement of Financial activity – condensed - from Assistant Administrator.

**228/2013 SIMONEAU:**

**That the accounts listed as paid and payable be approved.**

**CARRIED**

**10 UNFINISHED BUSINESS:** Date for review of budget and comparisons-administration to find a date when all Council members can be available

**11. INQUIRIES:**

**12. Introduction and Consideration of Bylaws**

12.1 Bylaw 17 - a Bylaw to provide for the sale (exchange) of Municipal Buffer B2, Plan 77PA10062.

**229/2013 LOZEJ:**

That Bylaw No.17/2013 be introduced and read a first time. **CARRIED**

**Items 12.2 and 12.3 -Leave not granted to read Bylaws 18 and 19 for a first time.**

12.4 Bylaw No. 22 – Emergency and Protective Services Bylaw



Resort Village of Candle Lake Regular Council Meeting

September 13, 2013

**230/2013 TARASIUK:**  
That Bylaw No. 22 of 2013 be introduced and read a first time **CARRIED**

**231/2013 LOZEJ**  
That Bylaw No.22 of 2013 be read a second time **CARRIED**

**232/2013 TARASIUK:**  
That leave be granted to read Bylaw 22 of 2013 a third and final time  
**CARRIED**

**233/2013 SIMONEAU**  
That Bylaw No.22 of 2013 be read a third and passed and that Bylaw No. 22 of 2013 be now adopted, sealed and signed by the Mayor and the Administrator  
**CARRIED**

**13 Unfinished Business Bylaws**

13.1 Bylaw 13 of 2013 to amend the Basic Planning Statement by amending "Inset F" to Appendix A of Bylaw 1-2002, known as the Future Land Use Concept Map by re-designating from partly low density residential (R1) and partly community service (CS) to low density residential (R1) as shown in Schedule 1 as Parcel K and attached to the Bylaw and to amend text as described on the Bylaw.(2<sup>nd</sup> and 3<sup>rd</sup> Readings)

**234/2013 TARASIUK:**  
That Bylaw No.13/2013 be read a second time **CARRIED**

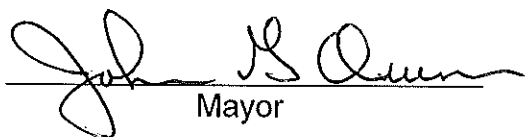
**235/2013 LOZEJ:**  
That Bylaw No.13/2013 be read a third and passed and that Bylaw No. 13 of 2013 be now adopted, sealed and signed by the Mayor and the CAO and forwarded to Community Planning for Ministerial approval  
**CARRIED**

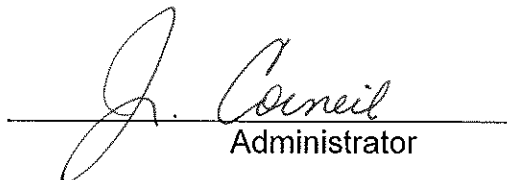
**14 Giving Notice**

**15 Motions**

**16 Adjournment**

**236/2013 SIMONEAU:**  
That this meeting adjourn at 3:08PM **CARRIED**

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Administrator