

REGULAR CITY COUNCIL
MONDAY, MARCH 6TH, 2006 AT 7:30 P.M.
COUNCIL CHAMBER, CIVIC ADMINISTRATION BUILDING

A G E N D A

1. Roll Call
2. Adoption of Agenda
3. Confirmation of Minutes

SPECIAL
REGULAR
SPECIAL

FEBRUARY 20TH, 2006
FEBRUARY 20TH, 2006
FEBRUARY 27TH, 2006

4. Hearing of Delegations

(A) DEBBIE COOMBS – ENDORSEMENT OF WATER RIGHTS

Acting City Manager R. Gregoire recommends following the above, that the presentation by Debbie Coombs with respect to endorsing a declaration affirming that water is a basic human right be received.

(B) ALF KENNEDY – FRIENDS OF WESTMAN RECYCLING COUNCIL INC.

Acting City Manager R. Gregoire recommends following the above, that the presentation by Alf Kennedy with respect to the Westman Recycling Council Inc. be received.

(C) TERRY PARLOW – PRESIDENT, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS LOCAL NO. 803 – PUBLIC SAFETY BUILDING

Acting City Manager R. Gregoire recommends following the above, that the presentation by Terry Parlow, President of the International Association of Fire Fighters Local No. 803 with respect to the site location for the Public Safety Building be received.

5. Public Hearings

NOTICE TO THE PUBLIC

Under the Public Hearing process, the applicant will be given first opportunity to address City Council on his/her application following which any person wishing to make representation on the application is encouraged to come forward.

Please appreciate that any recommendation put forth by the Acting City Manager on an application has been without the benefit of input from the applicant and/or the public.

(A) CONDITIONAL USE – 148 – 11TH STREET (PETERS O/B/O YOUNG WOMEN’S CHRISTIAN ASSOCIATION OF BRANDON)

Following receipt of all representation:

Acting City Manager R. Gregoire recommends that the Public Hearing with respect to the above noted application be concluded.

City Council may discuss whether to approve or reject the application once the following motion has been made.

Acting City Manager R. Gregoire further recommends that the conditional use application by Lawrence Peters on behalf of the Young Women’s Christian Association of Brandon to allow for Special Needs Housing at 148 – 11th Street (Lots 4/7, Block 58, Plan 2 BLTO) be approved.

(B) VARIATION – 1330 PRINCESS AVENUE (REIMER O/B/O GRATHE LTD.)

Following receipt of all representation:

Acting City Manager R. Gregoire recommends that the Public Hearing with respect to the above noted application be concluded.

City Council may discuss whether to approve or reject the application once the following motion has been made.

Acting City Manager R. Gregoire further recommends that the variation application by Gordon and Robb Reimer on behalf of Grathe Ltd. to vary the minimum required parking spots from 42 spots to 28 spots at 1330 Princess Avenue (Lots 21/25, Block 47, Plan 2 BLTO), to accommodate the addition of two dwelling units to the existing 26-unit apartment building, be approved whereby such approval is hereby granted in accordance with the intent of the application dated January 23rd, 2006, the attached letter of intent and the attached drawing, subject to the owner or successor entering into a development agreement with the City of Brandon.

(C) RECONVENED HEARING – VARIATION – 1540 AND 1550 – 21ST STREET (BOLES O/B/O 4120329 MANITOBA LTD.)

Following receipt of all representation:

Acting City Manager R. Gregoire recommends that the Public Hearing with respect to the above noted application be concluded.

City Council may discuss whether to approve or reject the application once the following motion has been made.

Acting City Manager R. Gregoire further recommends that the variation application by Harley Boles on behalf of 4120329 Manitoba Ltd. to reduce the yard requirements for buildings or structures adjacent to the boundary of the site containing a bare land condominium plan from 7.6m (24.9’) to 3.35m (11’) at 1540 and 1550 – 21st Street (Lots 5/6, Plan 36689 BLTO) to allow for future development be rejected.

In the event a member of City Council is absent for a reason other than illness from the following Public Hearing, a resolution will be required to excuse that member from the Hearing.

(D) 2006 FINANCIAL PLAN

Following receipt of all representation:

Acting City Manager R. Gregoire recommends that the Public Hearing on the City of Brandon's 2006 be concluded.

6. Communications & Petitions
7. Committee Reports
8. Enquiries
9. General Business

(A) MOTION OF SUPPORT – FUNDING APPLICATION FOR DALY HOUSE MUSEUM AT 122 – 18TH STREET

Acting City Manager R. Gregoire recommends that the City of Brandon make application to Manitoba Culture, Heritage and Tourism for a grant under the Designated Heritage Building Grants Program for an amount up to \$22,073.00 for the purpose of re-shingling the roof of Daly House Museum;

and that the Council of the City of Brandon recognize the full financial implications of the subject development and acknowledge that the provincial government will not be responsible for any further assistance other than the grant applied for;

and that the Council of the City of Brandon guarantee that there are adequate funds available to complete the project and to continue to operate the facility.

(B) IMPROVED NOTIFICATION PROCESS FOR LAND USE APPLICATIONS

Acting City Manager R. Gregoire recommends that the current notification process required for applications under The Planning Act administered in accordance with the policies and application fees charged by the Brandon and Area Planning District be continued.

10. By-laws

NO. 6815 - TO LEND FUNDS TO THE MANITOBA SENIOR BASEBALL LEAGUE FOR THE PURPOSE OF HOSTING THE 2006 CANADIAN NATIONAL SENIOR “AAA” BASEBALL CHAMPIONSHIPS 2ND AND 3RD READINGS

Acting City Manager R. Gregoire recommends that By-law No. 6815 to authorize the lending of funds to the Manitoba Senior Baseball League to host the 2006 Canadian Senior “AAA” Baseball Championships, be read a second time.

Acting City Manager R. Gregoire recommends that this by-law be read a third and final time.

Note: This by-law received first reading at the February 20th, 2006 meeting of City Council.

NO. 6818 - TO OPEN THAT PORTION OF CLARE AVENUE LOCATED BETWEEN 18TH STREET NORTH AND CLARE AVENUE (OPEN)
1ST READING

Acting City Manager R. Gregoire recommends that By-law No. 6818 to open that portion of Clare Avenue located between 18th Street North and Clare Avenue (Open) be read a first time.

NO. 6819 - BIA SPECIAL SERVICES PROPOSAL
1ST READING AND NO FURTHER READINGS

Acting City Manager R. Gregoire recommends that By-law No. 6819 to designate a special services area and approve Special Services Proposal No. 1-05 be read a first time.

Acting City Manager R. Gregoire recommends that the by-law be given no further readings.

NO. 6820 - TO REPEAL BIA BY-LAW NO. 5474
1ST READING

Acting City Manager R. Gregoire recommends that that By-law No. 6820 to repeal Downtown Brandon Business Improvement Area By-law No. 5474 be read a first time.

NO. 6821 - TO NAME THE FRONTAGE ROADS ON 18TH STREET NORTH BETWEEN BRAECREST DRIVE AND THE TRANS CANADA HIGHWAY
1ST READING

Acting City Manager R. Gregoire recommends that By-law No. 6805 to name the service roads on 18th Street North between Braecrest Drive and the Trans Canada Highway be read a first time.

NO. 6825 - TO REGULATE THE USE OF PESTICIDES IN THE CITY OF BRANDON
1ST READING

Acting City Manager R. Gregoire recommends that By-law No. 6825 to regulate the use of pesticides in the City of Brandon be read a first time.

NO. 6827 - TO AMEND ZONING BY-LAW NO. 6642 WITH RESPECT TO REGULATIONS PERTAINING TO THE CR COMMERCIAL RESTRICTED ZONE, AND TO REZONE PROPERTY LOCATED AT 1701 AND 1704 LORNE AVENUE FROM CR COMMERCIAL RESTRICTED ZONE TO RSF RESIDENTIAL SINGLE FAMILY ZONE
1ST READING

Acting City Manager R. Gregoire recommends that By-law No. 6827 to amend By-law No. 6642 with respect to regulations pertaining to the CR Commercial Restricted Zone and to rezone property located at 1701 Lorne Avenue (Lots 1/4, Block 51, Plan 2 BLTO) and 1704 Lorne Avenue (Lots 12/15, Block 18, Plan 2 BLTO) from CR Commercial Restricted Zone to RSF Residential Single Family Zone be read a first time.

NO. 6828 - TO AMEND ZONING BY-LAW NO. 6642 ALLOWING SECONDARY SUITES AS A PERMITTED USE IN ALL RESIDENTIAL ZONES WITH THE EXCEPTION OF THE RMH RESIDENTIAL MOBILE/MODULAR HOME ZONE AND AMENDING THE DEFINITION OF "FAMILY"
1ST READING

Acting City Manager R. Gregoire recommends that By-law No. 6828 to amend By-law No. 6642 with respect to making secondary suites a permitted use in all residential zones with the exception of the RMH Residential Modular/Mobile Home Zone, and amending the definition of "family" be read a first time.

11. Giving of Notice

(A) WATER DECLARATION

In accordance with the Procedure By-law, I hereby give notice of my intent to move a motion at the meeting of City Council to be held March 20th, 2006 in support of a water declaration and submission of a resolution to the Federation of Canadian Municipalities' Annual Conference with respect to the World Band ensuring all persons have access to clean water.

12. Announcements

13. Adjournment

J. Swidnicki
Deputy City Clerk