



Rural Municipality of GRAHAMDALE

www.Grahamdale.ca

23 Government Road, P. O. Box 160, Moosehorn, Manitoba, R0C 2E0

March 19, 2020

PHONE
(204) 768-2858

FAX
(204) 768-3374

E-MAIL
rm606@
grahamdale.ca

**Chief
Administrative
Officer**
Shelly Schwitek

PUBLIC WORKS
Jason Price

The Honourable Rochelle Squires
Minister of Municipal Relations
C/O The Selkirk Community Planning Office
103-235 Eaton Avenue
Selkirk, MB R1A 0W7



To the Honourable Minister Squires,

COUNCIL

Reeve
Clifford Halaburda
(204) 659-4404

**Ward 1
Councillor**
Randy Sigurdson
(204) 739-2807

**Ward 2
Councillor**
Danny Granberg
(204) 768-0076

**Ward 3
Councillor**
Tera Lobay
(204) 314-0187

**Ward 4
Councillor**
Greg Jabusch
(204) 228-5404

**Ward 5
Councillor**
Jason Bittner
(204) 479-3705

**Ward 6
Councillor**
Dollard Gould
(204) 768-0252

Enclosed with this letter is your certified copy of Resolution No. 104-2020 passed by Council at their regular meeting held March 12, 2020. Council has approved David and Mandy Gall's (Gall Family Farm Ltd.) application for a Conditional Use for a large scale livestock operation under the Rural Municipality of Grahamdale Zoning By-Law No. 937-2005, as amended.

The proposal – to establish a beef operation of 550 beef cows and 430 heifers/steers (903 animal units total) within a confined livestock area on the affected areas being NE 33-26-8 WPM and NW 33-26-8 WPM, has been approved without any further conditions.

Also enclosed with this letter is the draft Public Hearing minutes that will be presented to Council for approval at the March 26th Council Meeting.

Sincerely,

Shelly Schwitek, CMMA
Chief Administrative Officer

RESOLUTION OF THE COUNCIL OF THE R.M. OF GRAHAMDALE

MOVED BY: Danny

SECONDED BY: Jason

RESOLUTION NO: 2020-104

DATE: March 12, 2020

CONDITIONAL USE ORDER NO. 04-2019

WHEREAS David and Mandy Gall – Gall Family Farm Ltd., owner of property legally described as NE 33-26-8 WPM and NW 33-26-8 WPM in the Rural Municipality of Grahamdale, applied to the Council of the Rural Municipality of Grahamdale for approval of a conditional use under the Rural Municipality of Grahamdale Zoning By-Law 937-2005, in order to establish a beef operation of 550 beef cows and 430 heifers/steers (903 Animal Units total) within a confined livestock area;

AND after careful consideration of the application and any representations made for or against it;

THE COUNCIL OF THE RURAL MUNICIPALITY OF GRAHAMDALE in meeting duly assembled this 12th day of March, 2020, APPROVED the said application.

APPROVAL shall expire if not acted upon within 12 months of the date of Council's decision, unless extended in writing by Council prior to the expiry date for an additional period of time not to exceed 12 months.

Recorded Vote – requested by: _____

I hereby certify that this is a true and correct copy of Resolution 2020 of the R.M. of Grahamdale 104

MEMBER	FOR	AGAINST	ABSTAIN	ABSENT
Clifford Halaburda				
Randy Sigurdson				
Danny Granberg				
Tera Lobay				
Greg Jabusch				
Jason Bittner				
Dollard Gould				

S. Schmitt
Chief Administrative Officer

CARRIED DEFEATED _____ TABLED _____

S. Dollard
REEVE

RURAL MUNICIPALITY OF GRAHAMDALE
Public Hearing Minutes
Wednesday, March 11, 2020 at 7:00 p.m.
Moosehorn Community Hall, Moosehorn, MB

**IN THE MATTER OF: APPLICATION FOR CONDITIONAL USE
FOR LARGE SCALE LIVESTOCK OPERATION UNDER THE
RURAL MUNICIPALITY OF GRAHAMDALE ZONING BY-LAW
No. 937-2005, AS AMENDED.**

PROPOSAL: To establish a beef operation of 550 beef cows and 430 heifers/steers (903 Animal Units total) within a confined livestock area.

AREA AFFECTED: NE 33-26-8 WPM – 150.61 Acres
NW 33-26-8 WPM – 145.8 Acres

The Hearing opened at 7:00 p.m.

Present: Reeve Halaburda, Councilors Sigurdson, Granberg, Lobay, Jabusch, Bittner and Gould, CAO Schwitek and Administrative Assistant McCoubrey.

Absent: None.

Reeve Halaburda called the Hearing to Order.

CAO Schwitek read the Notice of Public Hearing pursuant to The Planning Act and gave an Introduction.

Don Malinowski, Technical Advisory Committee, presented the Livestock Technical Review Process and how the R.M. of Grahamdale's Conditional Use Public Hearing fits into the lengthy process.

David Gall, Applicant, presented to Council. Mr. Gall described how stressful the impact of expropriation has been on his family. He asked for support from Council and the community

Gary Plohman, DGH Engineering, presented to Council. DGH Engineering prepared the technical review application for the Applicants. Mr. Plohman clarified that the proposed site is not a feed lot- what is being presented is a winter/seasonal feeding area.

Scott Dyck, presented to Council. Mr. Dyck was responsible for the land application portion of the submission. He explained the formula used to determine how many acres are required to meeting Provincial legislation for operating a seasonal feeding area. The formula includes factors such as crop excretion values of nitrogen and phosphorus and soil testing. The land calculator required 637 acres for this Proposal – the submission has been made with over 900 acres.

Don Malinowski introduced those from the Provincial Technical Advisory Committee that were in attendance for the Public Hearing. He described the detailed technical analysis of the site that was completed to ensure the Proposal can meet Provincial regulations. The Province of Manitoba has no issue with the Applicant's proposed seasonal feeding area as presented in the self-contained Technical Review Report.

CAO Schwitek read out an overview of the timeline of this matter which included providing proof of proper Notice for the Notice of Public Hearing.

A total of 68 people were in attendance and signed the Sign-In sheet to observe the proceedings.

There were no formal letters of support or written objections filed before the Hearing.

The following presentations were made from those in favour of the matter:

1. Dan Meisner – Landowner
2. T.J. O'Sullivan – Landowner
3. Eric Olson – Landowner, Northern Association of Community Councils and the Homebrook-Peonan Point Council
4. Kevin Nickel – Landowner
5. Donna Helm – Landowner
6. Ryan Kiesman and Samantha Kiesman – Landowners
7. Rose Bittner and Lawrence Bittner – Landowners
8. Arden Weigelt and Barb Weigelt – Landowners
9. John Schultz - Landowner
10. Lyle Cook – Landowner
11. Tyson Cook – Landowner

The following presentations were made from those opposed to this matter:

1. Dave Metner – Landowner

The following attendees had general comments to make:

1. Chief Hector Shorting – Little Saskatchewan First Nations – expressed concern over the lack of studies done on drainage to Lake St. Martin.
2. Clarence Morris – Lake St. Martin First Nations – expressed concerned about lack of mechanisms in place to ensure First Nations do not need to relocate because of contaminants flowing into Lake St. Martin.
3. Boh Kubrakovich – Treaty 2 Territory – expressed concern about the lack of First Nations consultation on this matter.
4. Ted Woodhouse – Fairford First Nations – expressed concern over the Lake Manitoba Outlet Channel and the water that will drain into Lake St. Martin, and the ground water that will drain into the wells on local First Nations communities.
5. Raymond Sumner – Little Saskatchewan First Nations – expressed concern over contamination going into Lake St. Martin and Pinemuta Lake. First Nations have relied on those spawning areas for many years.
6. Amanda Mclean – Interlake Regional Tribal Council – questioned the Province of Manitoba why the Drainage Plan was missing and whether or not it has been applied for.
7. Mervin Sinclair – Lake St. Martin First Nations – expressed concern over the impact to clean drinking water because of contamination entering Lake St. Martin.
8. Emery Stagg – Dauphin River First Nations – expressed concern over the lack of reassurance that this project will not carry contaminants into the water system through Dauphin River.

Reeve Halaburda asked if there were any questions or comments from Council.

Councillor Lobay asked Don Malinowski whether or not First Nations had ever been consulted in any prior Livestock Technical Reviews. Don Malinowski stated that no, a livestock technical review did not automatically trigger consultation with First Nations.

Reeve Halaburda declared the Public Hearing closed at 9:20 p.m.

Clifford Halaburda – Reeve

Shelly Schwitek – Chief Administrative Officer