

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE RURAL  
MUNICIPALITY OF SHERWOOD NO. 159 HELD IN THE COUNCIL  
CHAMBERS AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN  
WEDNESDAY, DECEMBER 12, 2012**

**PRESENT:** Kevin Eberle, Reeve  
Joe Repetski, Councillor Division 1  
Dale Heenan, Councillor Division 3  
Corey Wilton, Councillor Division 4  
David Wellings, Councillor Division 5 (via telephone)  
Barry Jjian, Councillor Division 6

**ABSENT:** Tim Probe, Councillor Division 2

**STAFF:** Wayne Zerff, Acting Administrator  
Lorna Hillier, Senior Administrative Assistant  
Rod Benroth, Manager of Engineering Operations  
Adam Toth, Municipal Planner  
Jessica Heisler, Assistant Municipal Clerk

**ORDER:** Reeve Kevin Eberle called the meeting to order at 5:36 p.m.

**659/12 APPOINT ACTING ADMINISTRATOR**

COUNCILLOR JIJIAN: THAT in the absence of Administrator, Rachel Kunz, for the period November 27 to December 13, 2012, Wayne Zerff be appointed R.M. of Sherwood No. 159 Acting Administrator and in his absence Municipal Clerk Sharon Pope be appointed Acting Administrator. CARRIED UNANIMOUSLY

**660/12 AGENDA**

COUNCILLOR WILTON: THAT the agenda be adopted as presented. CARRIED UNANIMOUSLY

**661/12 NOVEMBER 19, 2012 FIRST MEETING MINUTES**

COUNCILLOR JIJIAN: THAT the minutes of the November 19, 2012 First Meeting of Council be adopted as presented. CARRIED UNANIMOUSLY

**662/12 NOVEMBER 21, 2012 REGULAR MEETING MINUTES**

COUNCILLOR WILTON: THAT the minutes of the November 21, 2012 Regular Meeting of Council be adopted as presented. CARRIED UNANIMOUSLY

**663/12 NOVEMBER 26, 2012 SPECIAL MEETING MINUTES**

COUNCILLOR JIJIAN: THAT the minutes of the November 26, 2012 Special Meeting of Council be adopted as presented. CARRIED UNANIMOUSLY

**664/12 BANK RECONCILIATION**

COUNCILLOR JIJIAN: THAT the Bank Reconciliation for the Month of November, 2012, attached and forming a part of these minutes, be accepted as presented. CARRIED UNANIMOUSLY

**665/12 FINANCIAL STATEMENT**

COUNCILLOR WILTON: THAT the Statement of Financial Activities for the period ending November 30, 2012, attached and forming a part of these minutes, be accepted as presented. CARRIED UNANIMOUSLY

**666/12 BANK STATEMENT**

COUNCILLOR JIJIAN: THAT the Bank Statement for the period ending November 30, 2012, be accepted as presented. CARRIED UNANIMOUSLY

**667/12 BUDGETARY CONTROL REPORT**

COUNCILLOR REPETSKI: THAT the Budgetary Control Report for the period ending November 30, 2012, be accepted as presented. CARRIED UNANIMOUSLY

**668/12 ACCOUNTS**

COUNCILLOR WILTON: THAT Cheque Numbers 9375 to 9408, totaling \$172,634.49, attached and forming a part of these minutes, Payroll Deposits totaling

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159 HELD IN THE COUNCIL CHAMBERS AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN WEDNESDAY, DECEMBER 12, 2012**

**Resolution No. 668/12 continued;**

\$46,441.70, and Utility Direct Payments totaling \$3,488.11 for the month of November, 2012, be approved for payment. CARRIED UNANIMOUSLY

**669/12 ACCOUNTS**

COUNCILLOR REPETSKI: THAT Cheque Numbers 9409 to 9443, totaling \$53,967.75, attached and forming a part of these minutes, be approved for payment. CARRIED UNANIMOUSLY

**670/12 MANAGER OF ENGINEERING OPERATIONS REPORT**

COUNCILLOR WILTON: THAT Manager of Engineering Operations Rod Benroth's December, 2012 written report, be accepted as information and filed. CARRIED UNANIMOUSLY

*Councillor Dale Heenan entered Chambers at 5:46 p.m.*

**671/12 SNOW WING FOR PLOW TRUCK AND STAND-BY OPERATOR**

COUNCILLOR WILTON: THAT Manager of Engineering Operations, Rod Benroth, pursue the cost of a snow wing for the plow truck; AND FURTHERMORE THAT Manager of Engineering Operations, Rod Benroth, assess the viability of hiring a stand-by operator for snow removal effective immediately until April 1<sup>st</sup>, 2013. CARRIED UNANIMOUSLY

**672/12 MOWING POLICY**

COUNCILLOR WILTON: THAT Manager of Engineering Operations, Rod Benroth, bring forth to Council at their January 9, 2013 Regular Meeting, a Policy with respect to Mowing. CARRIED UNANIMOUSLY

**673/12 WHEAT CITY METALS REQUEST**

COUNCILLOR WILTON: THAT Wheat City Metals' request to utilize two (2) heavy haul trucks on Industrial Drive be denied, as per the recommendations contained in the report prepared by Manager of Engineering Operations, Rod Benroth. CARRIED UNANIMOUSLY

**DUST CONTROL ADVISORY NOTICE**

COUNCILLOR REPETSKI: THAT an advisory notice be posted on the R.M. of Sherwood No. 159 website advising bulk haulers of their responsibility for dust control during hauling operations in 2013.

**AMENDMENT**

COUNCILLOR WILTON: THAT the motion be amended by substituting, "to advise bulk haulers" with "making an effort to advise all haulers as required,". CARRIED UNANIMOUSLY

**674/12 DUST CONTROL ADVISORY NOTICE**

COUNCILLOR WILTON: THAT an advisory notice be posted on the R.M. of Sherwood No. 159's website to make an effort to advise all haulers as required, of their responsibility for dust control during hauling operations in 2013. CARRIED UNANIMOUSLY

**PURCHASE OF RIGHT OF WAYS**

COUNCILLOR WILTON: THAT pending Municipal Roads for the Economy Program (MREP) funding from the Saskatchewan Association of Rural Municipalities (SARM) and subsequent approval from the Council of the R.M. of Sherwood No. 159, the R.M. of Sherwood No. 159 come to an agreement with all land owners in Section 7, Township 18, Range 19, W2 regarding an offer to purchase additional right-of-way from Winnipeg Street to Highway 6.

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159 HELD IN THE COUNCIL CHAMBERS AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN WEDNESDAY, DECEMBER 12, 2012**

**AMENDMENT**

COUNCILLOR WILTON: THAT the motion be amended by adding “according to appraised values,” after “right-of-way”. CARRIED UNANIMOUSLY

**675/12 PURCHASE OF RIGHT OF WAYS**

COUNCILLOR WILTON: THAT pending Municipal Roads for the Economy Program (MREP) funding from the Saskatchewan Association of Rural Municipalities (SARM) and subsequent approval from the Council of the R.M. of Sherwood No. 159, the R.M. of Sherwood No. 159 come to an agreement with all land owners in Section 7, Township 18, Range 19, W2 regarding an offer to purchase additional right-of-way according to appraised values, from Winnipeg Street to Highway 6.

CARRIED UNANIMOUSLY

**676/12 UPDATE VEHICLE WEIGHT RESTRICTION BYLAW NO. 01/12 & AUTOMATED OVER-WEIGHT/OVER-DIMENSIONAL PERMITTING TECHNOLOGY**

COUNCILLOR WILTON: THAT Manager of Engineering Operations, Rod Benroth, update and revise the Vehicle Weight Restriction Bylaw No. 01/12 specific to over-weight/over-dimensional annual permit costs for ratepayers and non-ratepayers; AND FURTHERMORE THAT Manager of Engineering Operations, Rod Benroth, assess automated permitting technology options for the R.M. of Sherwood No. 159.

CARRIED UNANIMOUSLY

**677/12 RECESS**

COUNCILLOR REPETSKI: THAT this meeting recess at 5:53 p.m.

CARRIED UNANIMOUSLY

**678/12 RECONVENE**

COUNCILLOR HEENAN: THAT this meeting reconvene at 5:59 p.m.

CARRIED UNANIMOUSLY

*Reeve Kevin Eberle left the Chair at 5:59 p.m.  
Councillor Barry Jijian assumed the Chair at 5:59 p.m.*

**REVISE WATER UTILITY BYLAW NO. 01-11**

COUNCILLOR REPETSKI: THAT Manager of Engineering Operations, Rod Benroth, revise the current Water Utility Bylaw No. 01-11 to pro-rate the water rate per cubic metre within Sherwood Industrial Park in order to recapture lost revenue since January 2011;

AND FURTHERMORE THAT future capital upgrades, operating maintenance and depreciation be included in this rate.

**AMENDMENT**

REEVE EBERLE: THAT the motion be amended by substituting “January 2011” with “January 1<sup>st</sup>, 2013”. CARRIED UNANIMOUSLY

**679/12 REVISE WATER UTILITY BYLAW NO. 01-11**

REEVE EBERLE: THAT Manager of Engineering Operations, Rod Benroth, revise the current Water Utility Bylaw No. 01-11 to pro-rate the water rate per cubic metre within Sherwood Industrial Park in order to recapture lost revenue since January 1<sup>st</sup>, 2013,

AND FURTHERMORE THAT future capital upgrades, operating maintenance and depreciation be included in this rate. CARRIED UNANIMOUSLY

*Reeve Kevin Eberle re-assumed the Chair at 6:05 p.m.*

*Councillor Dave Wellings joined the meeting at 6:16 p.m. via telephone*

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159 HELD IN THE COUNCIL CHAMBERS AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN WEDNESDAY, DECEMBER 12, 2012**

**680/12 PROPOSED DISCRETIONARY USE – THE ISLAMIC ASSOCIATION OF SASKATCHEWAN (DU12-002)**

COUNCILLOR WELLINGS: THAT WHEREAS religious institutions do not fit the intent or uses of the proposed vision and zoning according to the proposed Official Community Plan Bylaw No. 06-11, on PT NE 2-17-19 W2, THEREFORE BE IT RESOLVED THAT The Islamic Association of Saskatchewan Discretionary Use Application DU12-002 on PT NE 2-17-19 W2, Parcel A, be denied.  
CARRIED UNANIMOUSLY

**681/12 PROPOSED DISCRETIONARY USE – NOVA PAVING (DU12-008)**

COUNCILLOR REPETSKI: THAT Nova Paving's Discretionary Use Application DU12-008 on NW 29-17-20 W2 (North Plains Management) to construct an asphalt plant with aggregate storage, be approved subject to the following conditions:

1. The applicant continues to follow the Saskatchewan Ministry of Environment's regulations regarding asphalt plants.
2. The applicant conforms to the Saskatchewan Water Security Agency for surface water and ground water protection measures, and to secure any permits required by the Saskatchewan Water Security Agency.
3. The applicant contacts the R.M. of Sherwood No. 159 Manager of Engineering Operations to develop a road use/haul agreement.
4. The applicant contacts the City of Regina to develop a road use/haul agreement pertaining to roads within City of Regina jurisdiction.
5. The applicant consults with the R.M. of Sherwood No. 159 Manager of Engineering Operations and the Saskatchewan Ministry of Environment once the use of this application ceases to exist to ensure appropriate land restoration and reclamation.
6. The applicant follows the City of Regina-R.M. of Sherwood Fire Agreement code requirements.
7. The applicant contacts TransGas prior to construction so as to accurately locate the pipelines within that land, as per Section 57 of the *SaskEnergy Act, SS 1992, c S-35.1*.

CARRIED UNANIMOUSLY

**682/12 RECESS**

COUNCILLOR REPETSKI: THAT this meeting recess at 6:29 p.m.

CARRIED UNANIMOUSLY

**683/12 RECONVENE**

COUNCILLOR HEENAN: THAT this meeting reconvene at 6:46 p.m.

CARRIED UNANIMOUSLY

**PROPOSED DISCRETIONARY USE – ILTA GRAIN (DU12-016)**

COUNCILLOR REPETSKI: THAT ILTA Grain's Discretionary Use Application on Parcel 4, SE & SW 15-17-21 W2 (101168442 Saskatchewan Ltd.) to construct a processing and seed cleaning plant, be tabled until further information is received from Municipal Planner, Adam Toth and Manager of Engineering Operations Rod Benroth with respect to possible traffic implications on the access road and alternate recommendations for traffic;

AND FURTHERMORE THAT the R.M. of Sherwood No. 159 consult with the Village of Grand Coulee regarding their concerns with this application.

**AMENDMENT**

COUNCILLOR REPETSKI: THAT this motion be amended by adding "AND THAT R.M. of Sherwood No. 159 Council move forward with the amendment of the Sherwood – Regina Planning District Zoning Bylaw No. 10/91 to add "Agricultural product processing including, but not limited to, seed cleaning or packaging plants" as a Discretionary Use within the A – Agricultural Zone".

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159 HELD IN THE COUNCIL CHAMBERS AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN WEDNESDAY, DECEMBER 12, 2012**

**AMENDMENT TO AMENDMENT**

COUNCILLOR HEENAN: THAT this amendment be amended by adding “AND FURTHERMORE THAT a report on Discretionary Use Application DU12-016 be brought forth to Council at the February, 2013 Committee of the Whole Meeting.”

CARRIED UNANIMOUSLY

**684/12 PROPOSED DISCRETIONARY USE – ILTA GRAIN (DU12-016)**

COUNCILLOR REPETSKI: THAT ILTA Grain’s Discretionary Use Application on Parcel 4, SE & SW 15-17-21 W2 (101168442 Saskatchewan Ltd.) to construct a processing and seed cleaning plant, be tabled until further information is received from Municipal Planner, Adam Toth and Manager of Engineering Operations Rod Benroth with respect to possible traffic implications on the access road and alternate recommendations for traffic;

AND FURTHERMORE THAT the R.M. of Sherwood No. 159 consult with the Village of Grand Coulee regarding their concerns with this application. AND THAT R.M. of Sherwood No. 159 Council move forward with the amendment of the Sherwood – Regina Planning District Zoning Bylaw No. 10/91 to add “Agricultural product processing including, but not limited to, seed cleaning or packaging plants” as a Discretionary Use within the A – Agricultural Zone”;

AND FURTHERMORE THAT a report on Discretionary Use Application DU12-016 be brought forth to Council at the February, 2013 Committee of the Whole Meeting.

CARRIED UNANIMOUSLY

**685/12 PROPOSED RE-ZONING APPLICATION – SASKTEL (RZ13-012)**

COUNCILLOR JIJIAN: THAT SaskTel’s re-zoning application RZ13-012 for a Technology Centre on PT NW 4-17-19 W2 be rejected on the basis that it does not conform with the Sherwood – Regina Planning District Development Plan Bylaw No. 9/91;

**Resolution No. 685/12 Continued;**

AND FURTHERMORE THAT SaskTel be advised to re-apply for a zoning amendment to rezone Plan 101396583 Ext 66 NW 04–17–19 from Agricultural-1 to Industrial-1 to facilitate the proposed Technology Centre immediately the Minister of Government Relation’s approval of R.M. of Sherwood No. 159 Zoning Bylaw No. 07/11.

CARRIED UNANIMOUSLY

**686/12 CORRESPONDENCE**

COUNCILLOR WILTON: THAT the following correspondence be accepted as information and filed:

- a. Minister of Canadian Heritage and Official Languages – New official portrait of Her Majesty The Queen & Nominations for The Queen's Jubilee – November 20, 2012
- b. Water Security Agency – End of Provincial Toilet Rebate Replacement Program – November 30, 2012

CARRIED UNANIMOUSLY

**687/12 COUNCIL REPORTS**

COUNCILLOR REPETSKI: THAT Councillor Barry Jijian’s verbal report regarding his attendance at the Regina Airport Authority Community Consultative Committee Meeting held November 27<sup>th</sup>, 2012 for the be accepted as information.

CARRIED UNANIMOUSLY

**688/12 BYLAW NO. 33/12 – ESTABLISH A FEE FOR PLANNING RELATED SERVICES**

COUNCILLOR JIJIAN: THAT Bylaw No. 33/12, a Bylaw to Establish a Fee for Planning Related Services in the R.M. of Sherwood No. 159, be read a second time.

CARRIED UNANIMOUSLY

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE RURAL  
MUNICIPALITY OF SHERWOOD NO. 159 HELD IN THE COUNCIL  
CHAMBERS AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN  
WEDNESDAY, DECEMBER 12, 2012**

**689/12 BYLAW NO. 33/12 – ESTABLISH A FEE FOR PLANNING RELATED SERVICES**

COUNCILLOR WILTON: THAT Bylaw No. 33/12, a Bylaw to Establish a Fee for Planning Related Services in the R.M. of Sherwood No. 159, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

**690/12 BYLAW NO. 34/12 – AMEND DEVELOPMENT BYLAW NO. 9/91**

COUNCILLOR JIJIAN: THAT Bylaw No. 34/12, a Bylaw to Amend the Sherwood-Regina Planning District Development Plan No. 9/91 to re-designate Pt-NE-24-18-20-W2, Parcel D, Plan No. 101857024 from A-Agricultural to I-Industrial, be read a second time. CARRIED UNANIMOUSLY

**691/12 BYLAW NO. 34/12 – AMEND DEVELOPMENT BYLAW NO. 9/91**

COUNCILLOR REPETSKI: THAT Bylaw No. 34/12, a Bylaw to Amend the Sherwood-Regina Planning District Development Plan No. 9/91 to re-designate Pt-NE-24-18-20-W2, Parcel D, Plan No. 101857024 from A-Agricultural to I-Industrial, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

**692/12 BYLAW NO. 35/12 – AMEND ZONING BYLAW NO. 10/91**

COUNCILLOR WELLINGS: THAT Bylaw No. 35/12, a Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91 to rezone Pt-NE-24-18-20-W2, Parcel D, Plan No. 101857024, from A-Agricultural to I-Industrial, be read a second time. CARRIED UNANIMOUSLY

**693/12 BYLAW NO. 35/12 – AMEND ZONING BYLAW NO. 10/91**

COUNCILLOR WILTON: THAT Bylaw No. 35/12, a Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91 to rezone Pt-NE-24-18-20-W2, Parcel D, Plan No. 101857024, from A-Agricultural to I-Industrial, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

**694/12 BYLAW NO. 36/12 – AMEND ZONING BYLAW NO. 10/91**

COUNCILLOR HEENAN: THAT Bylaw No. 36/12, a Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91, to accommodate for a Vocational School as a discretionary use in the I-Industrial zone, be read a second time. CARRIED UNANIMOUSLY

**695/12 BYLAW NO. 36/12 – AMEND ZONING BYLAW NO. 10/91**

COUNCILLOR REPETSKI: THAT Bylaw No. 36/12, a Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91, to accommodate for a Vocational School as a discretionary use in the I-Industrial zone, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

**696/12 BYLAW NO. 37/12 – AMEND DEVELOPMENT BYLAW NO. 9/91**

COUNCILLOR HEENAN: THAT Bylaw No. 37/12, a Bylaw to Amend Map 13 attached to Bylaw No. 9/91, the Sherwood-Regina Planning District Development Plan, by removing the Potential alternative Long Range Growth Options designation from Pt-NW-24-17-19-W2, Blk/Parcel J, Plan 84R63614, Ext 0, be read a second time. CARRIED UNANIMOUSLY

**697/12 BYLAW NO. 37/12 – AMEND DEVELOPMENT BYLAW NO. 9/91**

COUNCILLOR REPETSKI: THAT Bylaw No. 37/12, a Bylaw to Amend Map 13 attached to Bylaw No. 9/91, the Sherwood-Regina Planning District Development Plan, by removing the Potential alternative Long Range Growth Options designation from Pt-NW-24-17-19-W2, Blk/Parcel J, Plan 84R63614, Ext 0, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

**698/12 BYLAW NO. 38/12 – AMEND ZONING BYLAW NO.10/91**

COUNCILLOR WELLINGS: THAT Bylaw No. 38/12, a Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91 to rezone Pt-NW-24-17-19-W2, Blk/Parcel J, Plan 84R63614, Ext 0, from A-Agricultural to C-Commercial

**MINUTES OF THE REGULAR COUNCIL MEETING OF THE RURAL MUNICIPALITY OF SHERWOOD NO. 159 HELD IN THE COUNCIL CHAMBERS AT 1840 CORNWALL STREET, REGINA, SASKATCHEWAN WEDNESDAY, DECEMBER 12, 2012**

**Resolution No. 698/12 continued;**

and also to add "Building supply stores and warehouses which may include light manufacturing and wholesale", as a discretionary use in the C-Commercial zone, be read a second time. CARRIED UNANIMOUSLY

**699/12 BYLAW NO. 38/12 – AMEND ZONING BYLAW NO.10/91**

COUNCILLOR WILTON: THAT Bylaw No. 38/12, a Bylaw to Amend the Sherwood-Regina Planning District Zoning Bylaw No. 10/91 to rezone Pt-NW-24-17-19-W2, Blk/Parcel J, Plan 84R63614, Ext 0, from A-Agricultural to C-Commercial and also to add "Building supply stores and warehouses which may include light manufacturing and wholesale", as a discretionary use in the C-Commercial zone, be read a third time and hereby adopted. CARRIED UNANIMOUSLY

**700/12 PRIVATE SESSION**

COUNCILLOR WILTON: THAT this meeting go into private session at 7:25 p.m. CARRIED UNANIMOUSLY

*Senior Administrative Assistant Lorna Hillier, Assistant Municipal Clerk Jessica Heisler, Manager of Engineering Operations Rod Benroth and Municipal Planner Adam Toth left Chambers at 7:25 p.m.*

**701/12 RECONVENE**

COUNCILLOR REPETSKI: THAT this meeting reconvene into regular session at 9:41 p.m. CARRIED UNANIMOUSLY

**702/12 HIRING OF SUPPORT STAFF**

COUNCILLOR HEENAN: THAT the Council of the RM of Sherwood No. 159 authorizes Administration to hire or contract 1 or 2 support staff to assist the Manager of Engineering Operations, Rod Benroth, with responsibilities associated with the planning and construction of municipal infrastructure with respect to servicing developments." CARRIED UNANIMOUSLY

**703/12 LETTER TO DEVELOPERS**

COUNCILLOR REPETSKI: THAT Administration forward letters to stakeholders with development applications in the queue explaining the municipal servicing agreement and municipal reserve strategy and offer them an opportunity to meet with Administration to discuss any concerns they have regarding their applications or to clarify the municipal servicing and reserve strategy." CARRIED UNANIMOUSLY

*Councillor Barry Jijian left the meeting at 9:50 pm.*

**704/12 ADJOURNMENT**

COUNCILLOR HEENAN: THAT this meeting adjourn at 9:55 p.m. CARRIED UNANIMOUSLY

---

Reeve

---

Administrator