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Resort Village of Candle Lake
Regular Meeting
June 8, 2009

A Regular Meeting of Council for the Resort Village of Candle Lake was held June 8, 2009 in the Administration Office at Candle Lake, Saskatchewan.

ATTENDANCE: The following were in attendance:

Toporowski, Nick - Mayor
Allan, Doug - Councilor
Caithcart, Lloyd - Councilor
Nikiforuk, Gene - Councilor
English, Margo - Administrator

Absent – Councilor Leonard Romanuk

CALL TO ORDER: A quorum being present, Mayor Toporowski called the Regular Meeting of Council to order at 7:00 p.m.

**ACCEPT
AGENDA** 137-2009
CAITHCART

That the agenda for the Regular Meeting of June 8, 2009 be accepted with the following additions:

Business Arising Out of Minutes

- Golf Course – Cabaret – Date Change
- Gotgeek.ca – High Speed Internet

New Business:

- Development Appeals Board - Members

CARRIED

**ADOPT
MINUTES** 138-2009
ALLAN

That the minutes of the Regular Meeting of Council, held May 25, 2009 be adopted, as presented.

CARRIED

PUBLIC HEARING -- BYLAW 4-2009:

**CLOSE
REGULAR
MEETING** 139-2009
NIKIFORUK:

That the Regular Meeting of Council be closed.

CARRIED

**OPEN PUBLIC
HEARING
BYLAW 4-2009** 140-2009
CAITHCART

That Council open the Public Hearing for Bylaw 4-2009.

CARRIED



Mayor Toporowski opened the public hearing with the reading of Bylaw 4-2009.

**BYLAW
4-2009
AMEND ZONING
BYLAW-
DISCRETIONARY
WIND & SOLAR
ENERGY**

Bylaw 4-2009 is a Bylaw to allow, as a discretionary use in all zoning districts, free standing solar chargers and small wind energy systems, where they can be located a minimum of 30 meters from any adjacent residential property lines. The Bylaw also defines 'Small Wind Energy System' and 'Solar Charger'.
Only those instances where the location of the charger or energy system is a minimum of 30 meters from any adjacent residential property lines would be eligible for application as a discretionary use.

No written comments regarding Bylaw 4-2009 were received.

The Mayor called for comments and/or presentations.

Ed Horn questioned if the limitations included solar panels on a building roof. Roof panels are limited only by height restrictions, as presently defined. The proposed Bylaw 4-2009 deals only with 'free standing' solar chargers and small wind energy systems.

Three calls were made for additional comments.
No further comments were received.

**CLOSE
PUBLIC
HEARING**

**141-2009
ALLAN**

That the Public Hearing on Bylaw 4-2009 be closed.

CARRIED

**RE-OPEN
REGULAR
MEETING**

**142-2009
CAITHCART**

That the Regular Meeting of Council be re-opened.

CARRIED

BUSINESS ARISING OUT OF MINUTES:

**WHOLE EARTH
BUILDERS -
TEMPORARY
STRUCTURE**

The development plans of Whole Earth Builders for Lot 03, Block D, Plan 101788319 include a restaurant and coffee bar. Due to the length of time it will take to complete the permanent structure, permission was requested to use a temporary structure as a coffee bar for the 2009 season. Council reviewed the request at the May 25, 2009 Meeting and has since met with Whole Earth Builders and received additional information.

**143-2009
CAITHCART**

That the Resort Village approve the request of Whole Earth Builders for a temporary non-conforming accessory structure to house a coffee bar at #5 Bayview Drive, subject to the following conditions:

- a building permit is required;
- the building must meet all codes and health regulations;
- the temporary approval ends September 1, 2009.

144-2009
NIKIFORUK

That Resolution 143-2009 be amended to include the additional condition
- hours of operation will be from 6:30 a.m. to 4:00 p.m.

CARRIED

**VOTE ON
AMENDED
MOTION**

143-2009
AS AMENDED

CARRIED

**NIKIFORUK-
SUBDIVISION -
SERVICING
AGREEMENT**

The servicing agreement between the Resort Village of Candle Lake and Gene and Sandy Nikiforuk, for the subdivision of Parcel A, Plan 101550495 has been amended as provided for at the Regular Meeting of Council held May 25, 2009.

145-2009
CAITHCART

That the Servicing Agreement with Gene and Sandy Nikiforuk for the subdivision of Parcel A, Plan 101550495 be ratified.

CARRIED

**CANDLE LAKE
GOLF RESORT-
AUG.8/09
CABARET**

The Candle Lake Golf Resort has changed the date of a planned 'Country Cabaret' to Saturday, August 8, 2009. The hours for the event will still be from 4:00 p.m. to 10:00 p.m. The Candle Lake Sno-Drifters Club and the Candle Lake Curling Club will be partnering with the Candle Lake Golf Resort to host the event. Authorization for the event by the Resort Village is required for obtaining a special occasion liquor permit.

146-2009
ALLAN

That the Resort Village has no requirement for a relaxation of the noise bylaw for events ending prior to 11:00 p.m. and that the Resort Village has no objection to the issuance of a Special Occasion Liquor Permit to the Candle Lake Sno Drifters Club and/or the Candle Lake Curling Club for the purpose of a Country Cabaret to be held at the Candle Lake Golf Resort on Saturday, August 8, 2009.

CARRIED

GOTGEEK.ca

Council passed a resolution on May 11, 2009 to consider the proposal of Gotgeek.ca for the provision of high speed internet access, at locations as mutually selected by the Resort Village and Gotgeek.ca, and supporting their request to access selected light standards in the community for use as a power source to run transmitters and receivers for distribution of high speed internet access, providing that the approval of Sask. Power is received and that an agreement for power cost recovery is in place with the Resort Village.

Gotgeek.ca is approaching Sask. Power for approval to access selected light standards, however, to date, no communication has been received regarding the approval. Council requested the Administrator to approach Gotgeek.ca to attend the public meeting to be held on June 20, 2009 to provide updated information on the proposal for high speed internet access.



CORRESPONDENCE:

HICKS, DALE
LAKE LEVELS

Dale Hicks forwarded correspondence to Council expressing concern with rumors that Council has made a decision to allow the water level of Candle Lake to drop.

KOWALSKY, M.
LAKE LEVELS

Myron Kowalsky also wrote to Council regarding concern over decisions to allow water levels to drop. In addition, he expressed appreciation for the general direction Council has taken over the last couple of years regarding plans to widen Main Street, accomodate pedestrian traffic on Simon Lehne and plans to preserve existing pavement by sand sealing.

Following discussion, Council directed the Administrator to respond to Mr. Hicks and Mr. Kowalsky advising that the Resort Village does not have any control over the lake levels and the decision of Council was only to support the transfer of ownership and operation of the Candle Lake Fishway from the Ministry of Environment to the Saskatchewan Watershed Authority.

MARTIN/
DESROCHES
BAYVIEW
DRIVE

At the Regular Meeting of Council held May 11, 2009, Council reviewed the request of Brian Martin and Pat Desroches for a refund of monies paid towards installation of 3 Phase Power to their commercial property on Bayview Drive. At that time, the request for compensation was denied, however, no formal response was provided with respect to their concerns regarding the requirement to install stucco on the carwash building they constructed. Additional correspondence has been received from Mr. Martin and Mr. Desroches requesting Council to re-consider the decision regarding monetary compensation for 3 phase power installation and to also give some attention to their concern regarding their requirement to install stucco on the car wash building.

Following Council discussion, the following resolutions were put forward:

147-2009
NIKIFORUK

That the Resort Village make payment to Brian Martin and Pat Desroches in the amount of \$4,500.00 as a refund of their 2006 payment towards the installation of 3 Phase Power to their Bayview Drive property.

DEFEATED

148-2009
CAITHCART

That Brian Martin and Pat Desroches be advised that, unfortunately, the Resort Village is unable to provide any monetary compensation towards building requirements and stucco costs of their car wash building located on Bayview Drive.

CARRIED



**HENSHAW-
WILLOW/ALDER
PUBLIC
RESERVE**

Ross Henshaw, on behalf of residents in the area of Willow Street and Alder Place, forwarded correspondence stating that 'the public reserve in the Hayes Suidivision between Willow Street and Alder Place needs to be cleaned up and several spruce trees need to be planted to beautify the area and keep it natural'. Mr. Henshaw also expressed desire to see the Fire Smart Program continued.

Councilor Caithcart commented that the Fire Smart Program was a committee set up by the provincial government for work on crown lands and was funded by the provincial government. The Resort Village became involved by bringing inmates in to do winter clean-up of the areas where trees had been cut for a fire guard.

Each spring, the Candle Lake Communities in Bloom Committee receive trees for planting throughout the Resort Village and ask for suggestions where trees could be planted. Mr. Henshaw will be advised of this.

Council discussed the matter of landfill fees for small brush and will review this at the next meeting of Council. Volunteers throughout the Resort Village are to be commended for their work at keeping their local public reserves clean and attractive and removal of the fee for disposal of small brush at the landfill was discussed as a means to accommodate this volunteer work and also to promote the removal of fire hazardous brush from residential yards.

The Resort Village will again be working with the provincial government for funding opportunities for fire prevention work. As well, the Resort Village will request 'inmate work program' assistance in the winter months for work at tree removal and clean-up.

**149-2009
CAITHCART**

That the Resort Village advise the appropriate authorities that we would be pleased to have additional inmate assistance for work with brush clean-up.

CARRIED

COMMITTEE REPORTS:

**PARKS &
RECREATION
/TRAILS**

Ed Horn, Chairperson for the Parks and Recreation Board provided a brief report to Council on the following items:

- Karen Born began work as Parks and Recreation Assistant on May 13, 2009;
- New rental rates for the hall have been established;
- A new backstop has been installed on Diamond #1;
- The Committee will be looking at replacing a portion of fence in the ball park;
- Parks and Rec. representatives 'picked ditches' for the Ministry of Highways along Highway 120, between Candle Lake and Meath Park. A thank-you was extended to all who participated. Approximately \$2,000. was raised by this effort and discussions regarding possible projects to be funded by this 'hard earned' money include additional playground equipment, possibly in the Waskateena Beach area.
- The next Parks and Recreation meeting will be held June 22, 2009.

EMO

Mayor Toporowski reported that a meeting has been set for June 16, 2009 commencing at 10:00 a.m., to continue with the emergency planning process.



**FIRE DEPT/
FIRST
RESPONDERS**

Del Epp, Assistant Fire Chief, reported a successful Emergency Services Fair on May 17, 2009. There has been one medical call since the last report to Council. Training of volunteer fire fighters continues.

**ROADS &
MAINTENANCE/
LANDFILL**

Councilor Allan reported that work on the pedestrian walkway along Simon Lehne will begin next week. New fencing has been installed at the landfill, as required by the operating permit.

**WATERSHED
STEWARDS**

Councilor Allan reported no further information on the proposed transfer of ownership and operation of the Candle Lake Fishway.

HEALTH

No report was available.

**COMMUNITIES
IN BLOOM**

Carol Jorgenson provided a written report to Council. CiB participated in the 'Welcome to the Lake' day held May 15, 2009. Additional volunteers signed up for beach cleanup and participation in the committee events. The May beach clean-up day was a huge success and volunteers enjoyed a wiener roast following the clean-up. A community member has proposed a children's garden and this has been referred to the Parks and Rec. Board. Their major project this year will be completion of the Roadside Turnout. The Committee welcomes suggestions for projects throughout the community that CiB could be involved in.

Gail Haight made a presentation on behalf of CiB requesting that the Resort Village undertake a composting program at the landfill. The role of the Resort Village will be to provide an area at the landfill and assist in readying it for use as a compost area. CiB will provide education to the public and will pay for the cost to send a committee member to a course sponsored by the Saskatchewan Waste Reduction Council. The Committee requests that a staff member of the Resort Village also attend the training course. The compost will require turning approximately twice a year and the collection of the compost material will require monitoring by landfill staff.

**COMPOST
PROGRAM -
LANDFILL**

150-2009
ALLAN

That the Resort Village support in principle the planned 'compost program' at the landfill, as proposed by Communities in Bloom, and that the Resort Village cover costs for one staff member to attend a training course sponsored by the Saskatchewan Waste Reduction Council.

CARRIED

ACCOUNTS PAYABLE & FINANCIAL:

**ACCOUNTS
PAYABLE**

151-2009
ALLAN

That Accounts Payable, cheques number 2687 to 2721, inclusive, and totaling \$54,156.41, be approved for payment.

CARRIED

**FINANCIAL
REPORT**

152-2009
CAITHCART

That the financial report on revenues and expenditures vs budget, to May 31, 2009 be accepted, as presented.

CARRIED



NEW BUSINESS:

**2008
AUDITED
FINANCIAL
STATEMENT**

**153-2009
CAITHCART**

That the audited financial for the year 2008, as prepared by Meyers Norris Penny Chartered Accountants, be accepted, as presented.

CARRIED

**CANDLE LAKE
GOLF RESORT-
RV PARK to
BARELAND
CONDOMINIUM**

Rick Rumberger has forwarded a proposal to the Resort Village for approval to proceed with an application to have the present RV Park situated at the Candle Lake Golf Resort rezoned as bareland condominium to accommodate the establishment of a condominium association for seasonal RV properties. The proposal would require a subdivision and rezoning of this parcel of land. In conjunction with this proposal, the Golf Resort would then like to change the original rental cabin plan and convert a portion of this area to daily RV rental sites. They would not have any seasonal sites in this area and would reduce the number of rental cabins permitted in their servicing agreement from 50 to 24, with the total RV sites remaining at 180.

The seasonal 'bareland condominium' concept for RV sites is something new to Saskatchewan. Following discussion, Council felt additional information on the proposal is required and a meeting with Mr. Rumberger and lessees of the present RV sites would be beneficial.

**BAY LAKE
SUBDIVISION
AMEND
PROPOSED
SERVICING
AGREEMENT**

Peters Surveys Ltd., representing the Bay Lake Subdivision, has requested a review of the proposed servicing agreement for this subdivision and amendments to the agreement be made to abandon the requirement for an in ground sewage system with force main to the lagoon, as well as the requirement for paving. Following the removal of these requirements, the developer is prepared to enter into the agreement and move ahead with the development.

**154-2009
CAITHCART**

That the clause requiring an engineered sewage system with force main to the lagoon, as outlined in the proposed servicing agreement for the Bay Lake Subdivision proposal by Jack Pine Developments, be removed.

Councilor Caithcart requested a recorded vote.

CARRIED UNANIMOUSLY

Council reviewed the additional request and would like to meet with the developer to discuss the proposed municipal reserves in the proposed plan of survey and the use of the industrial road for transport of septic sewage to the lagoon.

**CRAWFORD -
PROPOSED
SUBDIVISION**

Lu Crawford has requested a review of her proposed sub-division of property adjacent to Ford Road and the proposed servicing agreement for the subdivision. Ms. Crawford has indicated that the parcel is presently listed for sale and there is a prospective buyer for the property.

**155-2009
ALLAN**

That a meeting be arranged with the owners of the property adjacent to Ford Road for which a subdivision has been proposed, to include the prospective buyer for the purpose of reviewing the proposed servicing agreement for the planned subdivision.

CARRIED



**2009 GRAVEL
HAUL TENDER**

Tenders for the 2009 gravel haul closed on Friday, June 5, 2009 and were reviewed by Council. Tendered prices ranged from \$7.54 to \$8.76 per loaded yard mile for hauling to the Resort Village site and \$7.54 to \$9.61 per loaded yard mile for direct application to streets and roads.

**156-2009
ALLAN**

That the tendered price of \$7.54 per yard mile for gravel hauling and direct application to streets and roads within the Resort Village, for the 2009 season, as submitted by Roger Linfitt be accepted, providing that a suitable start date can be arranged and that evidence of liability insurance is provided.

CARRIED

**DEVELOPMENT
APPEALS**

Carol Jorgenson has submitted her resignation as a member of the Development Appeals Board and Terry Pearse has agreed to appointment to the Board.

**157-2009
ALLAN**

That the Resort Village ratify the resignation of Carol Jorgenson as a member of the Development Appeals Board and extend appreciation for her valuable contribution to the Board.

CARRIED

**158-2009
NIKIFORUK**

That the Resort Village appoint Terry Pearse to the Development Appeals Board, effective immediately and for the term ending December 31, 2011.

CARRIED

BYLAWS & POLICIES:

**BYLAW
4-2009
AMEND ZONING
BYLAW-
DISCRETIONARY
WIND & SOLAR
ENERGY**

Bylaw 4-2009 is a Bylaw to allow, as a discretionary use in all zoning districts, free standing solar chargers and small wind energy systems, where they can be located a minimum of 30 meters from any adjacent residential property lines. The Bylaw also defines "Small Wind Energy System" and "Solar Charger".

Only those instances where the location of the charger or energy system is a minimum of 30 meters from any adjacent residential property lines will be eligible for application as a discretionary use.

**BYLAW
4-2009
2nd READING**

**159-2009
CAITHCART**

That Bylaw 4-2009, a bylaw to allow, as a discretionary use in all zoning districts, free standing solar chargers and small wind energy systems, where the location is a minimum of 30 meters from any adjacent residential property line, be given second reading.

CARRIED



BYLAW
4-2009
3rd &
FINAL
READING

160-2009
NIKIFORUK

That Bylaw 4-2009, a bylaw to allow, as a discretionary use in all zoning districts, free standing solar chargers and small wind energy systems, where the location is a minimum of 30 meters from any adjacent residential property line, be given third reading and passed.

CARRIED

CRESWELL -
DISCRETIONARY
WIND CHARGER

Robert & Marion Creswell have made a discretionary application for a free standing small wind energy system on their property located at # 18 Telwin Drive, legally described as Parcel A, Plan 70PA07679.

161-2009
NIKIFORUK

That the Resort Village approve the discretionary application of Robert and Marion Creswell to construct a free standing small wind energy system on their property located at #18 Telwin Drive and legally described as Parcel A, Plan 70PA07679, providing that the manufacturer of the system or a qualified engineer provide written confirmation that the installation and construction meet required specifications.

CARRIED

NEXT
MEETING

The next Regular Meeting of Council will be held Monday, July 13, 2009, commencing at 7:00 p.m.

ADJOURN

162-2009
CAITHCART

That the meeting adjourn.

CARRIED

The meeting adjourned at 8:50 p.m.


Mayor Toporowski


Administrator, Margo English