



**R. M. OF VICTORIA BEACH - REGULAR COUNCIL MEETING**  
EAST BEACHES SOCIAL SCENE – 3 Ateah Rd, Victoria Beach  
**TUESDAY, AUGUST 01<sup>st</sup>, 2023 – 4:30 P.M. - MINUTES**

**Present:** In-person – Mayor McMorris, Deputy Mayor Kumka, Councilor Randle;  
Virtual – Councilors Axworthy, Chadsey (5:08PM).

**1. Call to Order: 4:30PM**

**2. AGENDA**

**Res. 2023/149 – Kumka / Randle**

Be It Resolved that the Agenda be adopted as presented.

***Carried 4F/0A***

**3. MINUTES**

**Res. 2023/150 – Axworthy / Randle**

Be It Resolved that the minutes of the July 18<sup>th</sup> 2023 regular council meeting be adopted as presented.

***Carried 4F/0A***

**4. HEARINGS**

**Public Hearing – Variance Application 2023-006:**

- Mayor McMorris opened the Public Hearing by reviewing the application and zoning requirements for proposed property.
- D. Jopling (applicant) attended virtually and presented to Council the intent of the proposed subdivision and reason for variance:
  - He reviewed lots in the immediate vicinity, which many have similar frontage widths under 150 feet, are elongated and have non-rectangular shapes.
  - Stated he spoke to many neighbors who did not voice any concerns and he tried to speak to one person against the variance but could not reach them.
- Mayor McMorris reads letter received by the office, which is against approval of the variance for the following reasons:
  - Subdivided lot size is large enough to create 2 lots that both comply with zoning requirements,
  - The proposed smaller lot will negatively affect the character of the neighborhood,
  - Beach frontage is narrow and may lead to beachfront conflicts in the future.
- Councilor Kumka asked “why not create a lot that complies with current zoning requirements, lot is large enough?”
  - Applicant states his intent is to create a second lot he will sell that is large enough to construct a new dwelling and this lot would generally comply with the frontage widths of 100 feet which was proposed in defeated Zoning Bylaw 1622.
- Councilor Randle asked “why the narrow 47 feet of beach frontage?”
  - Applicant states he wants to have LOT 1 as large as possible, it is not possible to build near the beachfront area, 47 feet of beachfront is



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reasonable, frontage is 107 feet and the width at 40 feet setback from front is 100 feet wide, adding the lot is very long at over 566 feet.

- Councilor Kumka and Axworthy state the lot is big enough to build and other lot frontages in the area are under 150 feet so 107 feet is reasonable.
- Mayor McMorris closes the public hearing.

**Res. 2023/151 – Kumka / Axworthy**

Be It Resolved that the R M of Victoria Beach council approve Variation Application 2023/006 varying the minimum frontage width and total land area requirement with respect to LOT 2 for the proposed property subdivision at #5 Olafsson Blvd. as follows:

To vary the following:

1. SRR Zone – Frontage Width
  - a. From: 150 Ft To: 107 Ft (100 Ft width at 40 Ft setback)
2. SRR Zone – Land Area
  - a. From: 1 acre (43,560 sq. Ft) To: 36,980 sq. Ft.

***Defeated 2F/2A***

*(Note, resolution 2023/151 was reconsidered and carried by Res. 2023/156.)*

**5. ACCOUNTS**

**Res. 2023/152 – Kumka / Axworthy**

Be It Resolved that the following list of accounts be approved for payment:

- Accounts Payable Cheques # 11434 to # 11480, total \$150,935.13

***Carried 4F/0A***

**6. BUSINESS ARISING FROM PREVIOUS MEETINGS**

**Zoning Bylaw Update - OPEN HOUSE July 29th 2023 review**

- 92 registered guests
- Many good questions and feedback
- 42 exit surveys completed
- Planner will compile master spreadsheet summary to present to Council on 22 August 2023
- A 2nd OPEN HOUSE is proposed for mid-September timeframe

**7. NEW BUSINESS**

Agenda Item 7a – Development Agreement tabled due to defeat of variation application.

**Res. 2023/153 – Randle / Axworthy**

Be It Resolved to approve the expenditure of \$9,400 plus applicable taxes on a new A/C unit for the bakery.

***Carried 4F/0A***

*Councilor Chadsey entered the meeting at 5:08 PM*



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**Res. 2023/154 – Randle / Axworthy**

Be It Resolved to approve with the following conditions the construction of an accessory building prior to the main dwelling be built at 12 Stucky Drive, Sandy Bay, Manitoba, Lot #7, BLK 1, Plan 39582.

Condition:

1. there is a one-year time limit, subject to a possible extension for a second year after a building review by the Building Inspector.

***Carried 5F/0A***

**Res. 2023/155 – Kumka / Axworthy**

Whereas Section 139(1)a) of the Municipal Act states:

Council reconsidering decision

139(1) A council may not reconsider or reverse a decision within one year after it is made unless:

(a) at the same meeting at which the decision is made, all the members who voted are present;

Therefore, Be It Resolved to reconsider Resolution 2023/151 – Kumka / Axworthy made today regarding the Variation Application approval.

***Carried 5F/0A***

**Res. 2023/156 – Kumka / Axworthy**

Be It Resolved that the R M of Victoria Beach council approve Variation Application 2023/006 varying the minimum frontage width and total land area requirement with respect to LOT 2 for the proposed property subdivision at #5 Olafsson Blvd. as follows:

To vary the following:

1. SRR Zone – Frontage Width
  - a. From: 150 Ft To: 107 Ft (100 Ft width at 40 Ft setback)
2. SRR Zone – Land Area
  - a. From: 1 acre (43,560 sq. Ft) To: 36,980 sq. Ft.

***Carried 3F/2A***

Agenda Item 7a – Development Agreement previously tabled, is reintroduced.

**Res. 2023/157 – Kumka / Axworthy**

Be It Resolved to approve the Development Agreement as attached for 5 Olafsson Blvd. Further Be It Resolved to authorize Mayor McMorris CAO Lon Turner to sign the agreement.

***Carried 5F/0A***

Other Business matters discussed:

- a. Review of the CONNECT communication system.
- b. Drainage report review for Beech Crescent. Other areas in VB require drainage solutions as well.
- c. EV charging stations:
  - i. EV charging stations should be separate from VB parking lot.
  - ii. Users should pay for electricity consumed during charging.



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**8. CORRESPONDENCE, INFORMATION, ANNOUNCEMENTS**

- Councilor Chadsey received an email regarding a resident's concerns about VB Police randomly pulling people over for registration and license checks.
- Councilor Axworthy addresses resident's concerns against his residency by showing proof of ownership of his property in RMVB as on Certificate of Title registered with Teranet.

**9. ADJOURNMENT**

**Res. 2023/158 – Randle / Axworthy**

Be It Resolved that the August 01<sup>st</sup>, 2023 regular council meeting be adjourned; next regular council meeting to be held on Tuesday August 22<sup>nd</sup>, 2023 – 4:30 P.M. in Victoria Beach EBSS.

***Carried 5F/0A***

**Meeting adjourned at 6:05 pm.**

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Penny McMorris – Mayor

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Lon Turner – CAO