



SPECIAL COUNCIL MEETING MINUTES
May 31, 2019
Council Chambers 4:30 pm
 Approve by Motion 2019-240

<p><u>PRESENT</u></p> <p>Mayor Winnie Cadieux Deputy Mayor Joe Lalonde Councillor Daniel Harley Councillor Chaa Cadieux Councillor Barb hart Councillor Bruce Proud Councillor Craig McMaster</p>	<p><u>ABSENT</u></p> <p>NIL</p>	<p><u>STAFF</u></p> <p>SAO, Tammy Neal</p> <p><u>MINUTES PREPARED BY</u></p> <p>SAO, Tammy Neal</p>
<p><u>GALLERY</u></p> <p>NIL</p>	<p><u>DELEGATES</u></p> <p>NIL</p>	

1. CALL TO ORDER

Mayor Winnie Cadieux called the May 31, 2019 Special Council Meeting to order at 4:59 pm.

2. COUNCILLOR ABSENCES

There were no Councillor absences.

3. AGENDA ADDITIONS

4. ADOPTION OF THE AGENDA

Resolution 2019-170

Motion to approve the May 31, 2019 Special Meeting Agenda, as presented.

Moved by: Councillor Barb Hart

Seconded by: Councillor Daniel Harley

ALL IN FAVOUR - MOTION CARRIED

5. DISCLOSURE OF CONFLICT OF INTEREST

There were no disclosures of conflict of interest

6. DELEGATIONS - NIL

7. REPORTS - NIL

8. ADOPTION OF MINUTES FROM PREVIOUS MEETING(S) - NIL

9. DEFERRED BUSINESS AND TABLED ITEMS - NIL

Initials: Mayor WC SAO TM

10. NEW BUSINESS

- a. In Camera – AWP Development Permit Application: Hamlets Act 2003, c.22, Section 25(3)(a)

Resolution 2019-171

Motion to move into an in camera session at 5:15 pm, to discuss the following:

- * AWP Development Permit Application: Hamlets Act 2003, c.22, Section 25(3)(a)

Moved by: Councillor Daniel Harley

Seconded by: Councillor Barb Hart

ALL IN FAVOUR - MOTION CARRIED

Resolution 2019-172

Motion to move out of the in camera session at 5:35 pm, and resume the May 31, 2019 Special Council Meeting.

Moved by: Councillor Craig McMaster

Seconded by: Councillor Daniel Harley

ALL IN FAVOUR - MOTION CARRIED

Resolution 2019-173

Motion that the Council for the Hamlet of Enterprise approve only Phase 1 of Aurora Wood Pellet Ltd.'s Development Application 2019-0409 dated April 9, 2019, which includes:



1. Construction of the Rail Spur
2. Construction of ALC Truck Scale along with ALC Scale Building and ALC Office & Environmental and Safety Building
3. Construction of ALC Keylock Fuel site including the Fuel Keylock Building
4. Land Clearing, leveling and drainage development for the future and current AWP areas of the properties
5. Green zone areas of site

Phase 2 of Aurora Wood Pellet Ltd.'s Development Application 2019-0409 dated April 9, 2019 will require a new Development Permit application and a signed Development Agreement. Phase 2 is currently described in Development Application 2019-0409 as:

1. Area Leveling and Drainage
2. ALC Rail Addition
3. AWP Office/Enviro/Safety Building
4. AWP Forestry Equipment Building
5. AEC Biomass Power Generation & AWP Pellet Plant
6. AEC Canopy Hog Fuel Storage
7. AWP Canopy Wood Chip Storage
8. Future Development Site

Phase 1 of Aurora Wood Pellet Ltd.'s Development Application 2019-0409 dated April 9, 2019 is approved based on the following:

1. A letter received on May 14, 2019 from Troy Ellsworth, South Slave Regional Superintendent, Environment and Natural Resources, GNWT, on behalf of various Northwest Territories (NWT) Regulating Agencies, regarding AWP's Development Permit Application 2019-0409 advises that:

Initials: Mayor  SAO 

“it is clear from recent meetings of the regulators both with AWP and with the hamlet that the proposed developments for Phase 1 does not trigger requirements for any permit or license at this time.”; and

2. An Email received on May 31, 2019, from Eleanor Young, Deputy Minister Municipal and Community Affairs, GNWT, that states:



“the GNWT and MACA will seek approval for a specific indemnity under Section 126 of the Financial Administration Act (FAA) to save and hold harmless the Hamlet, the Council and individual members of the Council from any action relating to the granting of the Development Permit 2019-0409. It is also believed that such a specific indemnity would remove any question of potential liability.”

Phase 1 of Development Permit Application 2019-0409 is approved with the following proposed use:

Site preparation, construction and operation of a logistic site building, storage facility for fuel and rail spur, including fuel key lock, truck scale, loading dock, and railway spur. Site preparation shall include brush clearing, tree removal, chipping, mulching, hauling and burning, ground works, including soil removal, aggregate extraction, blasting and leveling.

Phase 1 of Development Permit Application 2019-0409 is approved with the following conditions:

1. This approval is granted based on information provided by the applicant for the approved development only and no other or further development.
2. Satisfactory arrangements shall be made by the applicant for the supply of water, electric power, sewer service, vehicular and pedestrian access, or any of them, including payment of the costs of installation and constructing such utilities and facilities, at no expense to the Hamlet.
3. Prior to any construction the applicant shall provide an acceptable Fire Safety Plan to the Office of the Fire Marshall and to provide a copy of the same to the Hamlet.
4. Prior to occupancy of any buildings, the applicant shall provide evidence of all buildings including its foundations have been designed in accordance with the National Building Code of Canada.
5. The applicant obtains and provides evidence to the Hamlet of compliance with any other relevant federal, territorial or municipal legislation, including Transportation Canada requirements related to the rail spur development.
6. No further development, expansion or change of use is permitted unless approved by the Hamlet of Enterprise’s Development Authority.
7. The attached site plan, prepared by the applicant, shall form part of the Notice of Decisions for Development Permit No. 2018-1106-01.
8. The approved development shall be located as shown on the site plan.
9. The site shall be maintained in a neat and orderly manner including the storage/stockpiling of any cleared tress, soil from any general grading, or any cleared brush or timber.
10. Unless an extension has been granted by the Hamlet of Enterprise’s Development Authority, the permit shall become void (expire) if the development has been discontinued for a period of 180 days, not been actively carried on for a period of 365 days or if the development has not been carried out with reasonable diligence.
11. The approved development shall not negatively impact the use of enjoyment of surround properties in terms of generating any excessive noise, odor, dust or any other impacts associated with the approved development.
12. The approved development shall not cause any adverse drainage impact on adjacent properties or flooding of nearby ditches in excess of their capabilities.

Initials: Mayor  SAO 

13. The lands shall be graded to allow for a minimum 2% gradient for drainage (5.2.4 of ZBL)
14. Development shall minimize the removal of natural vegetation and land forms (5.12.1 of ZBL)
15. Native vegetation will be retained to provide required buffers wherever possible (5.12.2 of ZBL)
16. This development permit has been issued under the Hamlet of Enterprise's Zoning Bylaw 2017-75. It does not exempt the applicant/landowner from compliance with any other municipal bylaw or statutory plan applicable to the development, any relevant territorial or federal statute or regulation, easement or covenant.

Moved by: Councillor Barb Hart
Seconded by: Councillor Bruce Proud

ALL IN FAVOUR - MOTION CARRIED

11. STRATEGIC PLAN REVIEW - NIL

12. BYLAWS & POLICIES - NIL

13. COUNCIL ISSUES AND CONCERNS - NIL

14. CORRESPONDENCE OUTGOING - NIL

15. CORRESPONDENCE AND INFORMATION - NIL

16. ADJOURNMENT

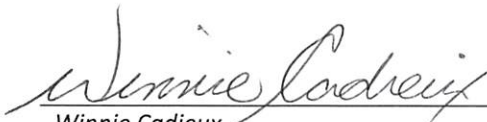
- a. **Upcoming Meeting/s**
 - i. Code of Conduct Workshop – June 6, 2019 (Council Chambers 9:00 am – Lunch will be provided)
 - ii. Supervisor Safety Training – June 18-19, 2019 (Council Chambers 9:00 am – 5:00 pm Lunch will be provided)
 - iii. Regular Meeting – June 4, 2019 (Council Chambers 7:00 pm)
 - vi. Regular Meeting – July 2, 2019 (Council Chambers 7:00 pm)
 - vi. Capital Planning Session - TBA

Resolution 2017-174

Move to adjourn 5:40 pm

Moved By: Councillor Daniel Harley
Seconded By: Councillor Barb Hart

ALL IN FAVOUR – MOTION CARRIED


 Winnie Cadieux,
 Mayor


 Tammy Neal,
 Senior Administrative Officer



Initials: Mayor  SAO 