

# BYLAW NO. 19-61-430

## ESTABLISHMENT OF INTERMUNICIPAL SUBDIVISION AND DEVELOPMENT APPEAL BOARD

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### BYLAW NO. 19-61-430 BEING A BYLAW OF THE COUNTY OF NORTHERN LIGHTS, ALBERTA, FOR THE PURPOSE OF AUTHORIZING THE MUNICIPALITY TO ENTER INTO AN AGREEMENT TO ESTABLISH AN INTERMUNICIPAL SUBDIVISION AND DEVELOPMENT APPEAL BOARD

**WHEREAS**, Section 627 of the Act provides that a Council must by bylaw establish a subdivision and development appeal board, or authorize the municipality to enter into an agreement with one or more municipalities to establish an intermunicipal subdivision and development appeal board, or both;

**AND WHEREAS**, Section 628 of the Act provides that a bylaw or agreement under section 627 of the Act must prescribe the functions and duties of the subdivision and development appeal board;

**NOW THEREFORE BE IT RESOLVED** that Council hereby authorizes the Municipality to enter into an agreement to establish the Board as follows:

#### **A. TITLE**

1. This Bylaw may be referred to as the "Intermunicipal Subdivision and Development Appeal Board Bylaw".

#### **B. DEFINITIONS**

2. In this Bylaw:

- (a) "Act" means the *Municipal Government Act*, RSA 2000, c M-26, and amendments thereto;
- (b) "Board" means the Peace Regional Intermunicipal Subdivision and Development Appeal Board;
- (c) "Council" means the council of the County of Northern Lights;
- (d) "Municipality" means the corporation of the County of Northern Lights.

#### **C. ESTABLISHMENT OF BOARD**

3. The Municipality is hereby authorized to enter into an agreement with other municipalities within the area set out on the map attached as Schedule "A" to this Bylaw to establish the Board and provide for the following:
  - (a) the hearing of appeals in accordance with the Act within the boundaries of the municipalities that are parties to the agreement;
  - (b) the powers, duties and functions of the Board and the Clerk, and;
  - (c) the procedure and conduct of the Board and its members and the Clerk.

#### **D. ESTABLISHMENT OF CLERK AS DESIGNATED OFFICER**

4. The position of Clerk is hereby established as a designated officer of the Municipality.
5. The Clerk shall have all powers, duties and functions:
  - (a) set out in the Act and regulations thereunder;
  - (b) delegated to the Clerk by bylaw or resolution of Council;

- (c) set out in this Agreement; and
- (d) as designated by the Board from time to time.

**E. FEES**

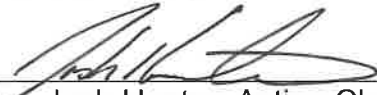
- 6. Appeal fees shall be in accordance with the schedule of fees set out in Schedule "B" to this Bylaw.

**F. ENACTMENT**

- 7. This Bylaw shall come into effect on August 1, 2019.
- 8. Bylaw No. 18-61-390 Subdivision and Development Appeal Board Bylaw and any amendments thereto are hereby repealed.

Read a FIRST time this 25<sup>th</sup> day of June 2019.

  
\_\_\_\_\_  
Terry Ungarian, Chief Elected Official

  
\_\_\_\_\_  
Josh Hunter, Acting Chief  
Administrative Officer


Read a SECOND time this 25<sup>th</sup> day of June 2019.

  
\_\_\_\_\_  
Terry Ungarian, Chief Elected Official

  
\_\_\_\_\_  
Josh Hunter, Acting Chief  
Administrative Officer

Read a THIRD AND FINAL time this 25<sup>th</sup> day of June 2019.

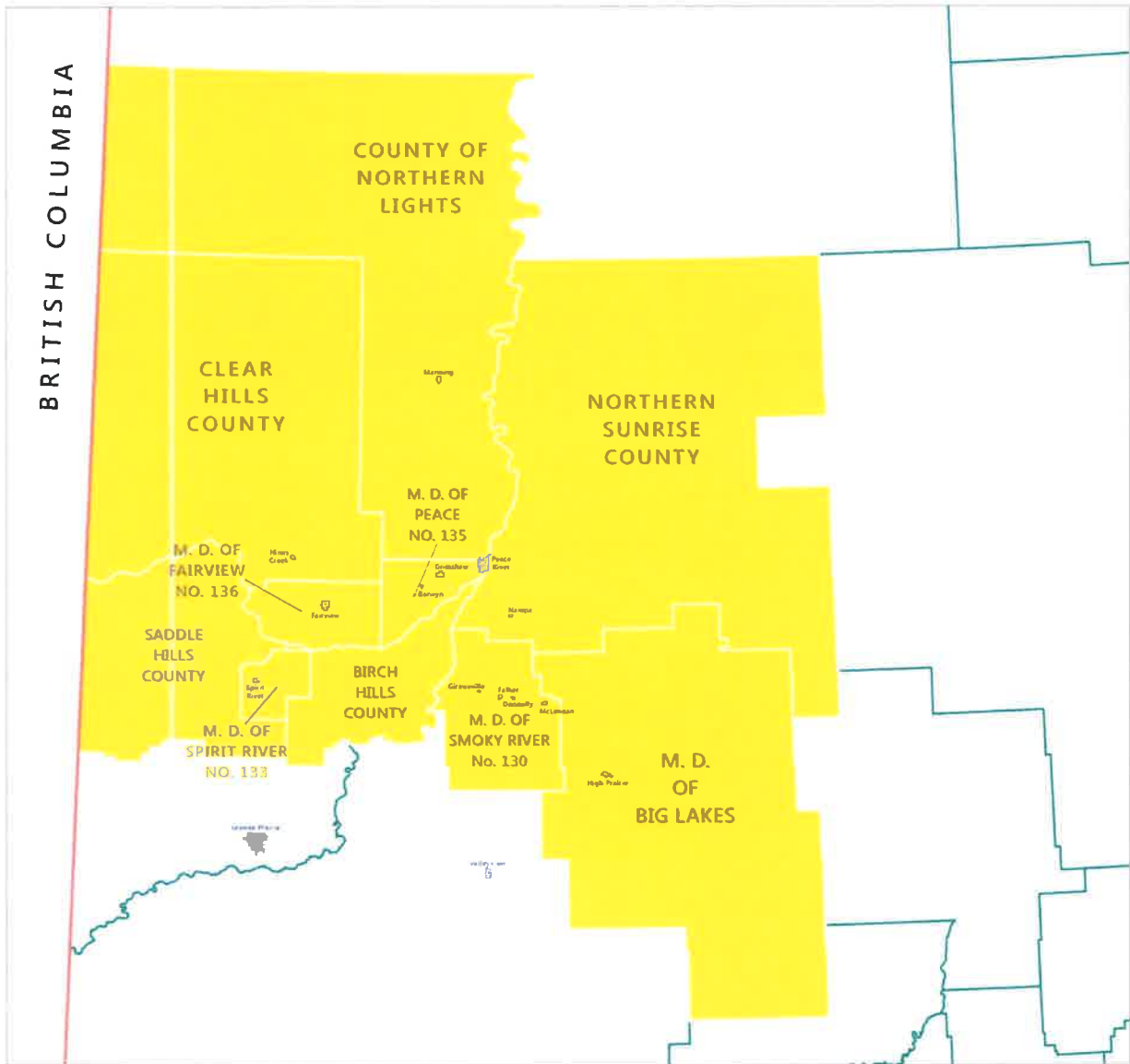
  
\_\_\_\_\_  
Terry Ungarian, Chief Elected Official

  
\_\_\_\_\_  
Josh Hunter, Acting Chief  
Administrative Officer

**SCHEDULE A**

**[Bylaw 19-61-430]**

**(MAP)**



## SCHEDULE B

[Bylaw 19-61-430]

### SCHEDULE OF FEES

1. Each Municipality shall adopt this Schedule of Fees by bylaw.

2. Table 1: Remuneration for Members attending a Hearing:

	<b>Daily Rate (more than 4 hours)</b>	<b>Daily Rate (4 hours or less)</b>
Member	\$200.00	\$125.00

3. Table 2: Remuneration for a Clerk assigned to a Hearing (this includes pre-hearing and post-hearing functions) (Note: the remuneration is payable to the Municipality that employs the Clerk, unless the Clerk is an employee of the Municipality from which the appeal originated, in which case no remuneration is payable):

	<b>Per Appeal</b>
Clerk	\$750.00

6. Table 3: Fee for filing appeal (payable to Municipality):

<b>Type of Appeal</b>	
Subdivision	\$150.00
Development	\$150.00
Stop Order	\$150.00

7. Table 4: Travel Expense Allowance:

Shall align with Provincial Government Rates as established from time to time.

Current rates (March 2019):

<b>Mileage</b>	<b>Breakfast</b>	<b>Lunch</b>	<b>Dinner</b>
\$0.58/km	\$9.20	\$11.60	\$20.75

**Schedule "A"**

**Peace Regional Subdivision and Development Appeal Board Members**

<b>MUNICIPALITY</b>	<b>MEMBER</b>
<b>Berwyn</b>	Sterling Andrews
<b>Berwyn</b>	Randy Morden
<b>CHC</b>	Brian Harcourt
<b>CHC</b>	Orest Luka
<b>CNL</b>	Robert King
<b>Donnelly</b>	Gerry Noel
<b>Fairview</b>	Owen Stanford
<b>Falher</b>	Guy Beaudoin
<b>Girouxville</b>	Denis Boisvert
<b>Grimshaw</b>	Marvin Duek
<b>Hines Creek</b>	Ernie Brauer
<b>Hines Creek</b>	Camille Zavisha
<b>McLennan</b>	Avis Gagne
<b>MD 135</b>	Lyle Mcken
<b>MD 135</b>	George Leger
<b>MD 136</b>	James Adams
<b>MD 136</b>	Theresa Hrab
<b>Nampa</b>	Quinton Bulford
<b>Nampa</b>	Agnes Roshuk
<b>NSC</b>	Corinna Williams
<b>NSC</b>	Dave van Tamelen
<b>Manning</b>	Peter Gunning
<b>Manning</b>	April Doll
<b>Peace River</b>	Orren Ford
<b>Peace River</b>	Rod Burr

Term beginning on August 1, 2019.

**Schedule "B"**

**Peace Regional Subdivision and Development Appeal Board Clerks**

<b>MUNI</b>	<b>CLERK</b>
<b>Berwyn</b>	Barb Schofield
<b>CHC</b>	Bonnie Morgan
<b>CNL</b>	Teresa Tupper
<b>Falher</b>	Viola Marcoux
<b>Grimshaw</b>	Constance Hampton
<b>Hines Creek</b>	Karen Young
<b>McLennan</b>	Susan Ouellette
<b>MD 135</b>	Larissa Hempler
<b>MD 136</b>	Kirsten Portsmouth
<b>Nampa</b>	Shirley Matiasiewich
<b>NSC</b>	Olive Toews
<b>Manning</b>	Quinn Lambert
<b>Peace River</b>	Greg Towne