

**PARKLAND COUNTY
PROVINCE OF ALBERTA**

BYLAW 2017-08

**BEING A BYLAW OF PARKLAND COUNTY FOR THE PURPOSE OF ESTABLISHING PUBLIC
TRANSPORTATION UTILITY IN ACHESON INDUSTRIAL AREA IN THE PROVINCE OF ALBERTA
AND IMPOSING UTILITY CHARGES FOR THE UTILITY SERVICE**

WHEREAS Parkland County contracts with public and private service providers to deliver the public transportation utility to certain lands in Parkland County, such lands being in an area described as Acheson Industrial Area; and

WHEREAS pursuant to the provisions contained in the *Municipal Government Act*, R.S.A., 2000, c.M-26, s.7, a council of a municipality may pass a bylaw respecting public utilities, including the imposition of fees and charges for the public utility; and

WHEREAS the Council of Parkland County wishes to pass a bylaw pursuant to the *Municipal Government Act* to establish the fees and charges that will be collected for the public transportation utility, such fees and charges established to recover the net costs to deliver the said utility in Acheson Industrial Area on the terms set out in this bylaw;

NOW THEREFORE, the Council of Parkland County duly assembled and under the authority of the *Municipal Government Act*, as amended, hereby enacts the following:

TITLE

1. This bylaw shall be known as the “Public Transportation Utility Bylaw”.

DEFINITIONS

2. The following definitions will apply to the corresponding words in this bylaw:
 - (1) “Assessed Value” means the assessed value of a Serviced Lot, including land and improvements.
 - (2) “Chief Administrative Officer” means the individual appointed to the position of Chief Administrative Officer by Parkland County Council and includes an employee of Parkland County to whom the Chief Administrative Officer has delegated authority.
 - (3) “Owner” means the person who is registered under the Land Titles Act as the owner in fee simple of a Serviced Lot.
 - (4) “Public Transit Stop” means a location within Acheson Industrial Area at which the scheduled buses and Shuttle Service vehicles pickup or drop off passengers or both.
 - (5) “Public Transportation” means the scheduled bus service between Acheson Industrial Area as described in Schedule A and the City of Edmonton, provided by on behalf of Parkland County; and the Shuttle Service provided by or on behalf of Parkland County.
 - (6) “Serviced Lot” means a lot located within the Acheson Industrial Area described in Schedule A.
 - (7) “Shuttle Service” means the transportation of a passenger by a shuttle vehicle to or from a Public Transit Stop to or from a Serviced Lot, as an extension of the scheduled bus service provided by or on behalf of Parkland County.
 - (8) “Utility Charge” means the fee imposed for the delivery of Public Transportation utility established in this bylaw.

INTERPRETATION

3. The headings in this bylaw are for reference purposes only.

PUBLIC TRANSPORTATION UTILITY

4. The Public Transportation utility is hereby established.

5. Public Transportation shall be provided to the Serviced Lots at the Public Transit Stops as designated by the Chief Administrative Officer of Parkland County. Such locations bear signage to identify the locations as Public Transit Stop.
6. Utility Charges for the supply of Public Transportation utility to Acheson Industrial Area, shall be imposed against the Serviced Lots.
7. Each Serviced Lot shall receive the Public Transportation utility at the Public Transit Stop closest to that lot or by the Shuttle Service.
8. The estimated net cost of the delivery of Public Transportation utility during 2017 is \$531,500.
9. The Utility Charge is imposed against all Serviced Lots except those Serviced Lots which are in a residential or agricultural land use district or are public lands. The Utility Charge is payable by the Owners of the Serviced Lots.
10. The Utility Charge in 2017 for each Serviced Lot not otherwise exempted shall be equal to \$0.29372 for each \$1,000 of Assessed Value of the Serviced Lot. Owners of Serviced Lots shall be invoiced annually for Utility Charges imposed under this bylaw. Such amounts are due and payable 30 days after invoicing. Utility Charge invoices in an amount less than \$10.00 will be withdrawn and cancelled. Unpaid utility fees shall be subject to penalties imposed by the County. Late payment interest forms part of the Utility Charge. Utility Charges which remain unpaid for 60 days after invoicing may be added to the tax roll of the Serviced Lot to which the unpaid Utility Charges relate.
11. The Council of Parkland County shall be at liberty from time to time, by bylaw, to amend Schedule A of this bylaw for the purpose of determining the lots which receive the Public Transportation utility pursuant to this bylaw.
12. The Utility Charge may be revised from time to time and at least annually, based on the annual net cost to deliver the Public Transportation utility in Acheson Industrial Area.
13. All revenues received by Parkland County for transit fares or transit related advertising will offset the total cost of the Public Transportation utility.

ENACTMENT/TRANSITION

14. Should any provision of this bylaw be deemed invalid then such invalid provision will be severed from this bylaw and such severance will not affect the validity of the remaining portions of this bylaw, except to the extent necessary to give effect to such severance.
15. Schedule A forms a part of this bylaw.
16. Bylaws 2015-36 and 2016-02 are hereby repealed.
17. This bylaw shall come into force and take effect on the 28th day of March, 2017.

READ A FIRST TIME this 28th day of March, 2017.

READ A SECOND TIME this 28th day of March, 2017.

READ A THIRD TIME and finally passed this 28th day of March, 2017.

SIGNED AND PASSED this 28th day of March, 2017.

Mayor

Chief Administrative Officer

SCHEDULE "A" TO BYLAW 2017-08

