



Legislation Details (With Text)

File #: BL 20-023 **Version:** 1 **Name:** Road Closure Bylaw 2019-02
Type: Bylaw **Status:** Carried
File created: 8/31/2020 **In control:** Council
On agenda: 9/22/2020 **Final action:** 9/22/2020
Title: Bylaw 2019-02 Road Closure for the Purpose of Sale and Consolidation

Proposed Motions

1. That Bylaw 2019-02 receive second reading.
2. That Bylaw 2019-02 receive third and final reading.
3. That Council approve authorization of electronic signature for Bylaw 2019-02 in accordance with Section 213 of the Municipal Government Act.

Indexes:

Code sections:

Attachments: 1. 1. Bylaw 2019-02, 2. 2. Subdivision Plan 17-S-040, 3. 3. Individual Ownership Plan, 4. 4. Bylaw 2019 Road Closure Tentative Plan, 5. 5. Policy EN 009 Road Allowances and Diversions-Sale, Lease or Permitting

Date	Ver.	Action By	Action	Result
9/22/2020	1	Council	received on second reading	
9/22/2020	1	Council	received on third reading	
9/22/2020	1	Council	approved	

Bylaw 2019-02 Road Closure for the Purpose of Sale and Consolidation

Proposed Motions

1. That Bylaw 2019-02 receive second reading.
2. That Bylaw 2019-02 receive third and final reading.
3. That Council approve authorization of electronic signature for Bylaw 2019-02 in accordance with Section 213 of the Municipal Government Act.

Administration Recommendation

Administration supports the proposed motions.

Purpose

To close undeveloped road allowance to public travel for the purpose of sale and consolidation into adjacent lands; SE-08-54-02-W4.

Summary

A Public Hearing was held on March 26, 2019 and First Reading to Bylaw 2019-02 was given by Council on March 26, 2019. No written or verbal objections were expressed during the hearing. The purpose of the bylaw is for the closure, sale and consolidation of the undeveloped road allowance located along the western border of the SE-08-54-27-W4 and is a condition of the applicants conditionally approved Development Permit.

The subject road allowance was created from SE-08-54-27-W4 by way of survey in 1903. The purpose of the survey was to form the road boundaries of the original settlement of the Michel Indian Reserve No. 132. In 1958, the Reservation was disenfranchised and the lands sold; the surveyed sections of undeveloped roads

remained untouched.

The applicants wish to consolidate the undeveloped road allowance into the SE-08-54-02-W4 for the purpose of a proposed Country Residential subdivision; this would allow for an increase in the size of the parcels along the west boundary as well as facilitate the return of the surveyed section of road allowance back to the parent parcel. The sale of the 3.955 acre road will be for fair market value as determined from an internal market valuation.

Strategic Plan/Policy/Legal/Staff Implications:

The request complies with Section 22 of the MGA and the County's Road Allowance and Diversions - Sales, Lease or Permitting Policy EN 009.

Financial Impact:

Revenue: Sale of road allowance for Market Value

Source of Funding: N/A