



Municipal District of Bonnyville No. 87

Request for Decision (RFD)

Meeting: Regular Meeting of Council
Meeting Date: August 22, 2023
Originated By: Lisa Follitt, Manager of Planning and Development
Title: Bylaw No. 1849 Roadway Licensing Bylaw

PROPOSAL & BACKGROUND

Administration is requesting a decision for second and third reading for Roadway License Bylaw No. 1849 which would authorize the M.D. to enter into an agreement to license a roadway in accordance with Policy No. 3A.018 - Licensing of Roadways Policy.

DISCUSSION ON BENEFITS, DISADVANTAGES & OPTIONS

Bylaw No. 1849 for Road Allowance Licensing was presented to Council and given first reading at the June 27, 2023, Regular Meeting of Council.

As per Policy No. 3A.018, the feasibility of granting the temporary roadway license is subject to:

1. The number of properties and property owners that may be impacted. ANSWER: Adjacent to the proposed licensing area, there are seven (7) titled and one (1) Provincial Lease parcels of land. "Adjacent" means land that is contiguous to the parcel of land that is being licensed and includes land that would be contiguous if not for a highway, road, river, or stream. Of the adjacent lands, one (1) titled parcel of land is owned by the applicant;
2. Whether there is agreement among the adjacent landowners. ANSWER: Three (3) letters of concern were received, from adjacent landowners, regarding this application; and
3. The reason for the proposed license. ANSWER: as per March 21, 2023, application, the purpose/reason of this application is for agricultural purposes.

Notification of the proposed Road Allowance Licensing was mailed to utility companies, potentially affected stakeholders, and adjacent landowners, with a deadline of July 27, 2023, to submit concerns to be considered when the Bylaw is brought forth for 2nd and 3rd readings. The feedback received, attached as Appendix C, encompassed several issues, such as trees being removed without prior authorization, an amplified line of sight and noise between neighbouring properties, concerns about further tree removal, diminished privacy, and limitation on public access.

Attached for Council Information:

- Appendix A - Bylaw No. 1849 with first reading
- Appendix B - Adjacent Landowner / Provincial Leaseholder Map
- Appendix C - Letters of Concern
- Appendix D - Licensing of Roadways Policy No. 3A.018

REFERENCE TO STRATEGIC PLAN

Goal 3: Promote Community Development

REFERENCE TO PROVINCIAL/FEDERAL LEGISLATION

Section 13 of the *Traffic Safety Act*, Chapter T-6, Revised Statutes of Alberta 2000, as amended.

COSTS & SOURCE OF FUNDING

A non-refundable \$150.00 Roadway License Agreement fee has been paid by the applicant for a 3-year term ending December 31, 2025, if the application is approved.

COMMUNICATIONS STRATEGY

Correspondence will be sent to the applicant advising them of Council's decision.

ADMINISTRATION RECOMMENDED ACTION

THAT Bylaw No. 1849, being a bylaw of the Municipal District of Bonnyville No. 87, Roadway Licensing, be given second reading.

COUNCIL OPTIONS

1. THAT Bylaw No. 1849, being a bylaw of the Municipal District of Bonnyville No. 87, Roadway Licensing, be given second reading. DEFEATED (*Bylaw will NOT proceed to third reading*)
2. THAT Bylaw No. 1849, being a bylaw of the Municipal District of Bonnyville No. 87, Roadway Licensing, be given second reading. CARRIED (*Bylaw will proceed to third reading*)
3. THAT Bylaw No. 1849, being a bylaw of the Municipal District of Bonnyville No. 87, Roadway Licensing, be amended by _____, and be given second reading.
4. THAT Bylaw No. 1849, being a bylaw of the Municipal District of Bonnyville No. 87, Roadway Licensing, be tabled until _____ for additional information.

Report Approval Details

Document Title:	Bylaw No. 1849 - Roadway Licensing Bylaw - 2nd and 3rd reading.docx
Attachments:	- Appendix A - Bylaw No. 1849 with first reading.pdf - Appendix B - Adj Landowner Leaseholder Map.pdf - Appendix C - Correspondance - Redacted.pdf - Appendix D - 3A.018 Licensing of Roadways.pdf
Final Approval Date:	Aug 15, 2023

This report and all of its attachments were approved and signed as outlined below:

Lisa Folliott

No Signature - Task assigned to Esther Quiambao was completed by delegate Lisa Folliott

Esther Quiambao

Stephanie Severin