



Municipal District of Bonnyville No. 87

Request for Decision (RFD)

Meeting: Regular Meeting of Council
Meeting Date: May 14, 2024
Originated By: Lisa Foliott, Manager of Planning and Development
Title: Bylaw No. 1867 Road Closure and Sale Bylaw

PROPOSAL & BACKGROUND

Administration received an application and is requesting a decision for first reading for Bylaw No. 1867 for Government Road Allowance Closure and Sale which would authorize the closure and sale a portion of government road allowance west of SW-33-60-3-W4M and 195 meters, more or less, south of the north boundary of SW-33-60-3-W4M.

DISCUSSION ON BENEFITS, DISADVANTAGES & OPTIONS

Bylaw No. 1867 is a bylaw for the closure and sale of a Government Road Allowance, as described in Appendix A, to be consolidated into SW-33-60-3-W4M. Currently this road allowance leads to a low lying area and there are no future plans for development of the road allowance.

The Applicant has applied to close, purchase, and consolidate the area into the 2.64 acre parcel located in the NW corner of the SW 33-60-3-W4M to allow for a suitable building envelope on the property. If approved, the land would be sold at fair market value as obtained from the M.D. Assessment Services Department.

A copy of the Application for Closure of Government Road Allowance was provided to Infrastructure Services, Agriculture Services, Public Safety and Bonnyville Regional Fire Authority for review and recommendation, and there were no concerns.

If Bylaw 1867 is given first reading, a Public Hearing will be scheduled to provide opportunity for anyone claiming to be affected by the road closure to be heard. Following the Public Hearing, the Bylaw will then be sent to Alberta Transportation for approval before being able to proceed to second reading. This process is in accordance with Section 22 of the *Municipal Government Act*.

Attached for Council information:

- Appendix A – Bylaw No. 1798 and Maps
- Appendix B – Application for Closure and Sale of Government Road Allowance – Redacted

REFERENCE TO STRATEGIC PLAN

Goal 3: Promote Community Development.

REFERENCE TO PROVINCIAL/FEDERAL LEGISLATION

Municipal Government Act, Chapter T-6, Revised Statutes of Alberta 2000, as amended. Specifically, the sections as follows:

- Section 22 Road closure (bylaw);
- Section 230 Public Hearings;
- Section 187 to 190 Passing a Bylaw; and
- Section 606 Advertising.

COSTS & SOURCE OF FUNDING

A \$150.00 Application for Closure of Government Road Allowance fee has been paid by the applicant.

COMMUNICATIONS STRATEGY

The applicant will be advised of Council's decision.

If first reading is carried, a Public Hearing will be scheduled and advertised in accordance with section 606 of the *Municipal Government Act*.

Referral letters will be sent to landowners adjacent to the road closure and other area landowners who may be affected, utility providers that may be in the area of the closure, and Alberta Environment and Parks due to the closure area being adjacent to a water body.

ADMINISTRATION RECOMMENDED ACTION

THAT Bylaw No. 1867 being a bylaw of the Municipal District of Bonnyville No. 87, to close and sell at fair market value, a portion of government road allowance west of SW-33-60-3-W4M and 195 meters, more or less, south of the north boundary of SW-33-60-3-W4M, be given first reading.

COUNCIL OPTIONS

1. THAT Bylaw No. 1867 being a bylaw of the Municipal District of Bonnyville No. 87, to close and sell at fair market value, a portion of government road allowance west of SW-33-60-3-W4M and 195 meters, more or less, south of the north boundary of SW-33-60-3-W4M, be given first reading. CARRIED (*Bylaw will proceed*)
2. THAT Bylaw No. 1867 being a bylaw of the Municipal District of Bonnyville No. 87, to close and sell at fair market value, a portion of government road allowance west of SW-33-60-3-W4M and 195 meters, more or less, south of the north boundary of SW-33-60-3-W4M, be given first reading. DEFEATED (*Bylaw will NOT proceed*)
3. THAT Bylaw No. 1867 being a bylaw of the Municipal District of Bonnyville No. 87, to close and sell at fair market value, a portion of government road allowance west of SW-33-60-3-W4M and 195 meters, more or less, south of the north boundary of SW-33-60-3-W4M, be amended by _____, and be given first reading.
4. THAT Bylaw No. 1867 being a bylaw of the Municipal District of Bonnyville No. 87, to close and sell at fair market value, a portion of government road allowance west of SW-33-60-3-W4M and 195 meters, more or less, south of the north boundary of SW-33-60-3-W4M, be tabled until _____ for additional information.

Report Approval Details

Document Title:	Bylaw No. 1867 – Road Closure and Sale - 1st Reading.docx
Attachments:	- Appendix A - 1867 - Closure and Sale of Government Road Allowance.pdf - Appendix B - Application for Road Closure and Sale - Redacted.pdf
Final Approval Date:	May 7, 2024

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

Lisa Folliott

Esther Quiambao

Stephanie Severin