

**BYLAW 19-018
OF
LAC LA BICHE COUNTY**

A BYLAW OF LAC LA BICHE COUNTY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF
ESTABLISHING A SUBDIVISION AUTHORITY

WHEREAS Section 623 of the Municipal Government Act, R.S.A. 2000 c M 26, provides that a Council must, by bylaw, provide for a subdivision authority to exercise subdivision powers and perform duties on behalf of the municipality;

AND WHEREAS Council deems it appropriate to implement this bylaw in order to assign and define the powers associated with a subdivision authority on behalf of the municipality;

NOW THEREFORE the Council of Lac La Biche County duly assembled and under the provisions of the Municipal Government Act, R.S.A. 2000 c M 26 hereby enacts as follows:

Title

- 1 This Bylaw is called the "Subdivision Authority Bylaw".

Definitions

- 2 In this bylaw:

- (a) "Act" means the Municipal Government Act, Chapter M 26, R.S.A. 2000 as amended;
- (b) "Council" means Lac La Biche County Council;
- (c) "County" means Lac La Biche County;
- (d) "Chief Administrative Officer" means the person appointed in accordance with the Act;
- (e) "Land Use Bylaw" means a bylaw adopted as a land use bylaw of Lac La Biche County;
- (f) "MPC" means the Municipal Planning Commission, as defined by County bylaw, as amended or repealed and replaced from time to time; and
- (g) "Zoning" means a Land Use District as defined in the Land Use Bylaw.

Subdivision Authority

- 3 The Municipal Planning Commission is hereby designated as the Subdivision Authority for all subdivision applications in Lac La Biche County.

Subdivision Authority Powers and Duties

4(1) The Subdivision Authority shall exercise subdivision powers and duties on behalf of the County in accordance with the Act and the Land Use Bylaw.

(2) The power to decide if an Environmental Reserve Easement is to be applied to a parcel of land which is subject to subdivision rather than designated Environmental Reserve in accordance with the Act, is delegated to the Subdivision Authority.

(3) Any development levies applied to the lands, which are the subject of a subdivision application, including off-site levies, shall be in accordance with a Council approved Bylaw as amended or replaced from time to time.

(4) Upon endorsement of a previously approved plan of subdivision, the Manager of Planning and Development is authorized to accept minor modifications to the approved plan provided:

- (a) No more than one (1) lot is created and no less than one (1) lot is removed from the approved plan (this exception does not apply to single lot subdivision approvals);
- (b) The size (area) of Municipal Reserve, School Reserve or Environmental Reserve are not changed;
- (c) Roadway standards of the County are not compromised; and
- (d) Such adjustments comply with the Land Use Bylaw subject to the exercise of the variance power contained in Section 654 (2) of the Act.

Severability

5 If any portion of this Bylaw is deemed invalid by court of competent jurisdiction, then the invalid portion must be severed and the remainder of the Bylaw is deemed valid.

Effective Date

6 This Bylaw shall come into force and effect upon third reading.

MOTION BY COUNCILLOR L'HEUREUX THAT BYLAW 19-018 BE GIVEN FIRST READING THIS 13TH DAY OF AUGUST, 2019.

"Original Signed"

Mayor

"Original Signed"

Chief Administrative Officer

MOTION BY COUNCILLOR BENIUK THAT BYLAW 19-018 BE GIVEN SECOND READING THIS 10TH DAY OF SEPTEMBER, 2019.

MOTION BY COUNCILLOR JOHNSON THAT BYLAW 19-018 BE GIVEN THIRD AND FINAL READING THIS 10TH DAY OF SEPTEMBER, 2019.

"Original Signed"

Mayor

"Original Signed"

Chief Administrative Officer