

# Wheatland County

## Request for Decision

Regular Council Meeting

May 5, 2020

Report prepared by: Robin Glasier, Land Agent



### Road Closure Bylaw 2020-16 PH

#### **Recommendation from Administration**

THAT Council proceed with the Public Hearing of Bylaw 2020-16 for the closure and disposal to the applicant, the adjacent owner, of a portion of undeveloped Road Plan 8459Q lying within NE 7-22-26-4 described as:

***PLAN # (to be filled in at time of Plan Registration)***

***BY ANDREW CAMAAERT, ALS (ALS FILE NO. 19143RC)***

***AREA 'A'***

***CONTAINING 0.468 Ha (1.16 ACRES) MORE OR LESS***

***EXCEPTING THEREOUT ALL MINES AND MINERALS***

***AND THE RIGHT TO WORK THE SAME***

#### **Chief Administrative Officer's Comments**

N/A

#### **Report**

First reading of Bylaw 2020-16 was held March 24, 2020 and now a Public Hearing must be held, after which the Bylaw and associated documents will be sent to Alberta Transportation for review and approval by the Minister's office, to be followed by 2nd and 3rd reading of the bylaw at a future meeting of Council.

Circulation of the Public Hearing for the proposed road closure was done, and as of the time of writing, no objections had been received.

The proposed area of closure of undeveloped Road Plan 8459Q lying within NE 7-22-26-4 is 1.16 acres, and will be disposed of to the adjacent owners and consolidated with their titled area. The proposed closure will not result in any land becoming inaccessible.

#### **Relevant Policies, Practices, and Legislation**

MGA Section 22 permits the closure of road plans under municipal control by bylaw. Roads closed by Bylaw require 1<sup>st</sup> reading, followed by Public Hearing and circulations to agencies and adjacent and neighbouring landowners, followed by submission to the Alberta Minister of Transportation for approval, after which the Bylaw returns to Council for 2<sup>nd</sup> and 3<sup>rd</sup> readings. Wheatland County policy 9.5.4 permits the closure of undeveloped roads.

#### **Alignment with the Strategic Plan**

Closure of undeveloped road allowances improves the validity of road plans and mapping.

## **Response Options**

Option 1: THAT Council accepts/approves the recommendation as proposed.

Option 2: THAT Council does not accept/approve the recommendation as proposed.

Option 3: THAT Council accepts/approves an alternate recommendation of Council's choosing.

## **Implications of Recommendation**

### **General**

Cancellation and removal of unused/undeveloped roadway adds to private ownership base.

### **Organizational**

Removes unused undeveloped road from the inventory of municipal roads.

### **Financial**

All costs of the process are to the applicant.

### **Environmental, Staff, and Public Safety**

There are no environmental or safety implications.

## **Follow-up Action / Communications**

After Public Hearing the information is sent to the Minister of Alberta Transportation for review and approval and returned to Council for 2nd and 3rd reading of the Bylaw.

## Report Approval Details

Document Title:	Road Closure Bylaw 2020-16 PH.docx
Attachments:	- RFD Road Closure Bylaw 2020-16 Road Plan 8459Q NE 7-22-26-4 Miller attachment.docx
Final Approval Date:	Apr 27, 2020

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

A handwritten signature in black ink, appearing to be 'Bryce Mackan', with a long horizontal stroke extending to the right.

Bryce Mackan

A handwritten signature in black ink, appearing to be 'Michael Ziehr', with a long horizontal stroke extending to the right.

Michael Ziehr

A handwritten signature in black ink, appearing to be 'Brian Henderson', with a long horizontal stroke extending to the right.

Brian Henderson