

**BYLAW NO. 217-08  
ALBERTA BEACH**

**BEING A BYLAW OF THE VILLAGE OF ALBERTA BEACH, IN THE PROVINCE OF ALBERTA, TO ESTABLISH A SUBDIVISION AND DEVELOPMENT APPEAL BOARD IN ACCORDANCE WITH THE PROVISIONS OF THE MUNICIPAL GOVERNMENT ACT AND THE ALBERTA BEACH REGIONAL INTER-MUNICIPAL DEVELOPMENT PLAN.**

**WHEREAS**, Section 627 of the Municipal Government Act, R.S.A. 2000, requires each municipality to establish a Subdivision and Development Appeal Board, and

**WHEREAS**, Pursuant to Section 631 and Section 692 of the Municipal Government Act, R.S.A., 2000, Alberta Beach has entered into an Inter-municipal Development Plan, known as the Alberta Beach Regional Inter-municipal Development Plan ("AB-IDP"), and

**WHEREAS**, Section 4.9 of the AB-IDP requires the establishment of a Subdivision and Development Appeal Board for the lands subject to the AB-IDP.

**NOW THEREFORE**, the Council for Alberta Beach hereby establishes a Subdivision and Development Appeal Board in accordance with the following provisions:

1. That the Board shall be known as the Inter-municipal Subdivision and Development Appeal Board.
2. The Board shall be comprised of members determined in accordance with the provisions of Section 4.9 of the AB-IDP.
3. The Board shall not include any members of Alberta Beach staff, or Alberta Beach appointed members of the Alberta Beach Regional Inter-municipal Planning Commission (hereinafter called the "IMPC").
4. A quorum at any one meeting of the Board shall include a minimum of three (3) members.
5. Alberta Beach shall provide one member to every hearing of the board. Where Lac Ste. Anne County is the host municipality (the appeal is in relation to lands within the municipal boundary of Lac Ste. Anne County) and five (5) members of the Board are in attendance to hear an appeal, two (2) members shall be from the County.
6. Only those Members of the Board present at a meeting of the Board may vote on any matter before the Board.
7. The Board shall prepare and maintain a record of written minutes of the business transacted at the meetings of the Board.
8. The Board shall hold such meetings as are necessary to fulfill the Board's responsibilities.
9. The Board shall conduct its meetings in a manner consistent with the provisions of this By-law, the Land Use Bylaw, any relevant Statutory Plan, and the Municipal Government Act, R.S.A., 2000.
10. The remuneration, traveling, and other expenses of the Board members and the Secretary of the Subdivision and Development Board shall be established by the Inter-municipal Council Committee as established by the provisions of the AB-IDP.
11. The setting of fees for any matter coming before the Board shall be established by the Inter-municipal Council Committee.
12. The fees and costs of hosting the appeal and advisors to the Board shall be at the cost of the host municipality.
13. Participating municipalities shall be responsible for all costs incurred for advisors attending an appeal on the behalf of the municipality.
14. The refunding of any fees for appeals heard by the Board shall be at the discretion of the host municipality to the appeal.
15. The Board shall elect a Chairperson from among those members of the Board who are in attendance for a meeting of the Board.
16. The election of a Chairperson shall take place at the beginning of each meeting.
17. The administrative function of all appeals shall be performed by the Secretary of the Subdivision and Development Appeal Board.

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18. The Secretary of the Subdivision and Development Appeal Board shall be the Municipal Administrator of Lac Ste. Anne County or his/her designate. The Municipal Administrator may designate a Secretary of the Subdivision and Development Appeal Board as required.
19. A person with decision-making authority for any matters before the Board shall not be a Secretary of the Subdivision and Development Appeal Board.
20. This Bylaw comes into full force and effect upon third and final reading.

**READ A FIRST TIME THIS 15<sup>TH</sup> DAY OF APRIL, A.D. 2008.**

**READ A SECOND TIME THIS 15<sup>TH</sup> DAY OF APRIL, A.D. 2008.**

**READ A THIRD AND FINAL TIME THIS 15<sup>TH</sup> DAY OF APRIL, A.D. 2008.**

**SIGNED BY THE MAYOR AND CHIEF ADMINISTRATIVE OFFICER THIS 15<sup>TH</sup> DAY OF APRIL, A.D. 2008.**

  
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Mayor, **Bill Love**

  
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Chief Administrative Officer, **Kathy Skwarchuk**