



## PLANNING

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<b>TO:</b>	Council	
<b>DATE:</b>	April 11, 2023	<b>DIVISION:</b> 4
<b>TIME:</b>	Morning Appointment	
<b>FILE:</b>	08909002/08910010/08910021	<b>APPLICATION:</b> PL20210010
<b>SUBJECT:</b>	Road Closure Application	

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**APPLICATION:** To close a  $\pm 1.58$  hectare ( $\pm 3.91$  acre) portion of road allowance, between SE-9-28-5-W5M and SW-10-28-5-W5M, and consolidate equally between the eastern and western parcels.

**GENERAL LOCATION:** Located between SE-9-28-5-W5M and SW-10-28-5-W5M, immediately south of the junction of Grand Valley Road and Range Road 53.

**EXECUTIVE SUMMARY:** The application proposes to close the  $\pm 0.80$  kilometre ( $\pm 0.5$  mile) section of undeveloped government road allowance between SE-9-28-5-W5M and SW-10-28-5-W5M. The Applicant requests to purchase and consolidate the road allowance equally within their lands adjacent to the road allowance. The application notes that closing the road would help reduce trespassing and deter crime that has been the primary cause of concern for the adjacent landowners.

Following a September 27, 2022, public hearing, Council passed the following motion to table the application until Council had decided on a new Road Licensing Bylaw.

*MOVED by Councillor Wright that further consideration of Bylaw C-8139-2021 be tabled until Council has made a decision on Road Licensing Bylaw C-8316-2022. Carried*

Council's rationale for tabling was related to the undeveloped road's potential as a recreational asset and whether the upcoming Road Licensing Bylaw could achieve the goals of the Applicants', without having to close the undeveloped road right-of-way.

The new Road Licensing Bylaw was approved at the January 10, 2023, Council meeting. The bylaw defines responsibility regarding licensing of undeveloped road allowances. All licences issued would be for non-exclusive use but may be limited to human foot traffic and farm operation vehicles. The approved bylaw provides an alternative option for the Applicants to restrict motorized vehicle access along the undeveloped road while still permitting pedestrian access.

The application is consistent with the requirements of Council's Road Allowance Closure and Disposal Policy C-443. Alberta Transportation has raised no concerns.

**ADMINISTRATION RECOMMENDATION:** Administration recommends approval in accordance with Option #1.

### OPTIONS:

- Option #1:
- Motion #1: THAT Bylaw C-8139-2021 be given first reading.
  - Motion #2: THAT Bylaw C-8139-2021 be forwarded to the Minister of Transportation.
  - Motion #3: THAT a Plan of Survey and an Appraisal of the road allowance area be provided prior to consideration of second and third reading.
- Option #2: THAT Bylaw C-8139-2021 be refused.

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### Administration Resources

Jordan Furness, Planning and Development

**AIR PHOTO & DEVELOPMENT CONTEXT:**



**APPLICATION EVALUATION:** The application was evaluated based on the technical reports submitted with the application and the applicable policies and regulations.

APPLICABLE POLICY AND REGULATIONS:	TECHNICAL REPORTS SUBMITTED:
<ul style="list-style-type: none"> <li><i>Municipal Government Act;</i></li> <li>Road Allowance Closure and Disposal Policy C-443; and</li> <li>County Servicing Standards.</li> </ul>	<ul style="list-style-type: none"> <li>None.</li> </ul>

**POLICY ANALYSIS:**

Road Allowance Closure and Disposal Policy (Council Policy C-443)

Council Policy C-443 was created with the purpose of administering a fair and consistent formal process to dispose of undeveloped Road Allowance rights-of-way located within the County. In accordance with Council Policy C-443, the application was made by adjacent landowners. The application aligns with the purpose of Council Policy C-443 as it proposes to close an undeveloped portion of the statutory road allowance that is no longer required for use by the travelling public.

Grand Valley Road provides an alternative route through the area and closure of the road would not remove potential access to any parcel in the surrounding area.



Respectfully submitted,

“Matt Boscariol”

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Executive Director  
Community Services

Concurrence,

“Dorian Wandzura”

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Chief Administrative Officer

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**ATTACHMENTS:**

ATTACHMENT ‘A’: Application Information

ATTACHMENT ‘B’: Application Referrals

ATTACHMENT ‘C’: Bylaw C-8139-2021 and Schedule ‘A’

ATTACHMENT ‘D’: Map Set

ATTACHMENT ‘E’: Public Submissions – September 27, 2022 Public Hearing

ATTACHMENT ‘F’: Public Submissions – April 11, 2023 Public Hearing