



Road Closure Item: First Reading

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Electoral Division: 5

File: PL20240074 / 05214024

Date:	September 10, 2024
Presenter:	Bernice Leyeza, Planner 2
Department:	Planning

**REPORT SUMMARY**

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The purpose of this report is to assess the proposed closure of a ±0.025 hectare (±0.062 acre) portion of Plan 2166W to facilitate future consolidation with Lots 1-4, Block 4, Plan 2166W within SE-14-25-27-W04M.

The application was evaluated pursuant to the *Municipal Government Act* and Council Policy C-443 (Road Allowance Closure and Disposal).

The proposal is consistent with the applicable legislation and policies, and therefore, Administration recommends approval.

**ADMINISTRATION’S RECOMMENDATION**

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THAT Bylaw C-8564-2024 be given first reading.

THAT the Applicant to prepare an Overland Drainage Right of Way and any necessary easement to be executed.

THAT Bylaw C-8564-2024 and the executed Overland Drainage Right of Way Easement be forwarded to the Minister of Transportation and Economic Corridors.

## Road Closure Item: First Reading

### BACKGROUND

#### Location (Attachment A)

Located approximately 0.41 kilometres (0.25 miles) north of Township Road 252 and 0.81 kilometres (0.5 miles) east of Highway 9.



#### Site History (Attachment B)

The road plan, including the subject laneway, was registered on July 3, 1909. In June 1989, a single-detached dwelling and garage were constructed on the site, with access from 5th Street. On January 28, 2013, a Plan of Survey was registered to facilitate the widening of 5th Street, resulting in the land to the south becoming a County-owned parcel.

#### Intermunicipal and Agency Circulation (Attachment C)

The application was circulated to all necessary internal and external agencies. Due to the subject laneway's location within the riparian setback from the creek in the northern part of the land, the road closure application stipulates that the applicant shall register an overland drainage right-of-way along with an associated easement on the proposed parcel.

This application is not within an area guided by intermunicipal policy or requirements.

In addition to standard agencies, Alberta Transportation & Economic Corridors was circulated to meet the requirements of the *Municipal Government Act*.

#### Landowner Circulation (Attachment D)

The application was circulated to 53 adjacent landowners in accordance with the *Municipal Government Act* and County Policy C-327 (Circulation and Notification Standards); no letters in support or opposition were received.

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### ANALYSIS

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#### Policy Review (Attachment E)

The application is consistent with the requirements of Council Policy C-443 (Road Allowance Closure and Disposal) as the subject application is from an adjacent landowner, and the road plan is not required for use by the travelling public.

The subject land is within the Dalroy Area Structure Plan (ASP). However, the ASP does not specifically address road allowance closures or provide direction in relation to this particular application.

Access to the subject area will continue to be provided via the County-owned parcel to the south. The location and design of this access are being coordinated with the County as part of an ongoing land sale process.

### COMMUNICATIONS / ENGAGEMENT

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Consultation was conducted in accordance with statutory requirements and County Policy C-327.

Subject to First Reading approval, Administration will forward Bylaw C-8564-2024 to the Minister of Transportation and Economic Corridors. Administration will endeavour to open a line of communication on expected Provincial administrative review timelines between the Applicant and the Minister's office.

### IMPLICATIONS

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#### Financial

No financial implications identified at this time.

### STRATEGIC ALIGNMENT

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This report is a statutory obligation under the *Municipal Government Act*.

### ALTERNATE DIRECTION

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No alternative options have been identified for Council's consideration.

### ATTACHMENTS

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Attachment A: Map Set

Attachment B: Application Information

Attachment C: Application Referral Responses

Attachment D: Public Submissions [No Letters Received]

Attachment E: Policy Review

Attachment F: Draft Bylaw(s) C-8564-2024

### APPROVALS

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Manager:	Dominic Kazmierczak
Acting Executive Director/Director:	Brock Beach, Acting
Interim Chief Administrative Officer:	Byron Riemann

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