



## Road Closure: Second and Third Reading

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Electoral Division: 5

Application: PL20220164 / 07028004

Date:	April 8, 2025
Presenter:	Christine Berger, Senior Planner
Department:	Planning

### REPORT SUMMARY

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The purpose of this report is to assess closing a  $\pm 1.625$  hectare ( $\pm 4.02$  acre) portion of an undeveloped road allowance for the purpose of consolidation with the subject lands (Attachment A).

The public hearing for Bylaw C-8400-2023 was held on June 20, 2023. Upon closure of the hearing, Council made the following motions:

- Motion #1: THAT Bylaw C-8400-2023 be given first reading.*
- Motion #2: THAT Bylaw C-8400-2023 be forwarded to the Minister of Transportation for approval.*
- Motion #3: THAT a Plan of Survey and an Appraisal of the road allowance area be provided by the Applicant to the County prior to consideration of second and third reading.*

Bylaw C-8400-2023 was signed by the Minister of Transportation on July 5, 2024, and the final survey plan was submitted by the Applicant on February 10, 2025. The application is now returning to Council for second and third readings to close the subject road allowance.

The application was evaluated pursuant to the policies and regulations of the *Municipal Government Act* and Road Allowance Closure and Disposal Policy C-443. The proposal is consistent with the applicable legislation and policies.

The subject road closure is being completed by bylaw as the subject undeveloped road allowance is a statutory allowance not registered by road plan and therefore cannot be completed by resolution in alignment with Section 22 of the *Municipal Government Act*.

### ADMINISTRATION'S RECOMMENDATION

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THAT Bylaw C-8400-2023 be amended in accordance with Attachment D.

THAT Bylaw C-8400-2023 be given second reading, as amended.

THAT Bylaw C-8400-2023 be given third and final reading, as amended.

THAT the  $\pm 1.625$  hectare ( $\pm 4.02$  acre) portion of land be transferred to Rosebud Feeders Ltd., subject to:

- a) Sales agreement being signed at the appraised value of \$23,870.00;
- b) A condition be included in the sales agreement requiring a utility right of way agreement be registered to the satisfaction of FortisAlberta;
- c) The terms of the sales agreement being completed within one year after Bylaw C-8400-2023 receives third and final reading.

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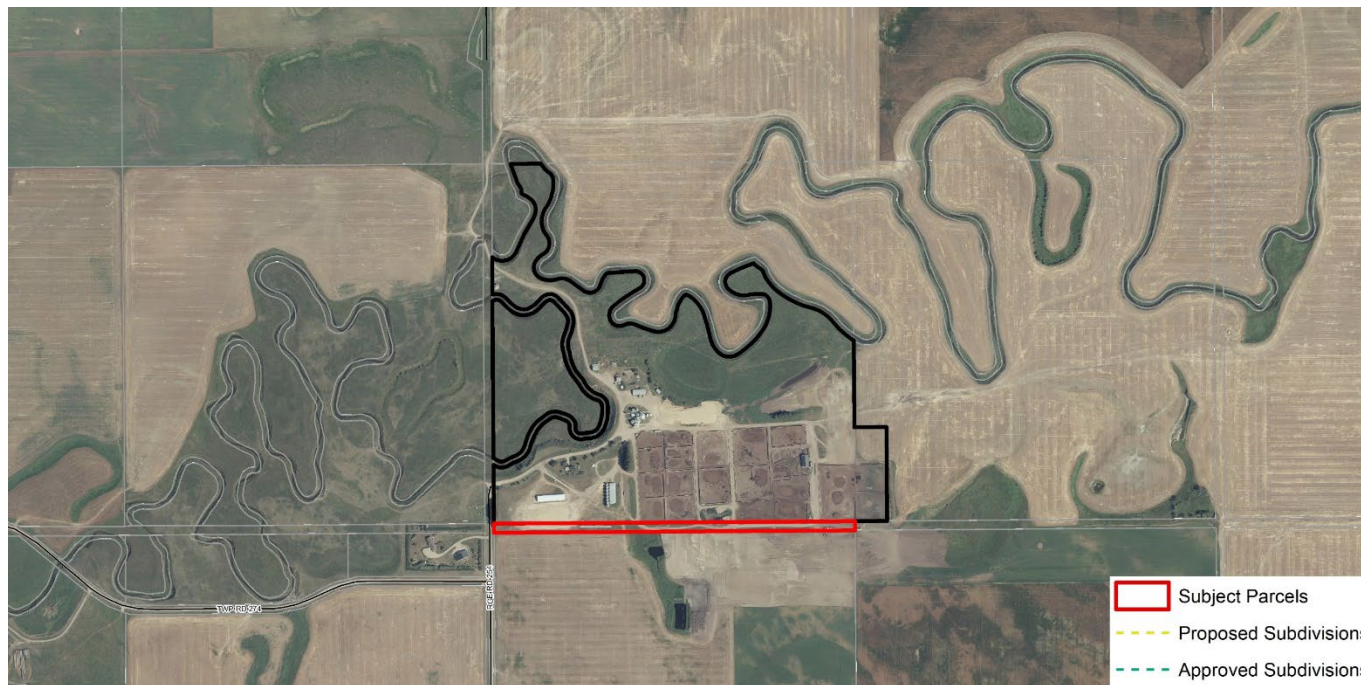
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### BACKGROUND

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#### Location (Attachment A)

Located approximately 8.05 kilometres (5.00 miles) east of the town of Irricana, and approximately 0.81 kilometres (0.50 miles) north of Township Road 273A and on the east side of Range Road 254.



#### Site History (Attachment B)

On June 20, 2023, a public hearing to consider the road allowance closure was held and Council gave first reading to Bylaw C-8400-2023.

The Minister of Transportation and Economic Corridors signed Bylaw C-8400-2023 on July 5, 2024.

### ANALYSIS

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#### Policy Review

The application is consistent with the requirements of Council Policy C-443 (Road Allowance Closure and Disposal) as the subject allowance is not required by the County or the travelling public, and the Applicants own the land adjacent to the road allowance proposed for closure and consolidation.

### COMMUNICATIONS / ENGAGEMENT

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

### 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*.

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**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: Original Bylaw C-8400-2023
- Attachment D: Proposed Amendments to Bylaw C-8400-2023
- Attachment E: Amended Bylaw C-8400-2023 with Minister’s Signature

**APPROVALS**

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Manager:	Dominic Kazmierczak, Executive Director, Community Services
Executive Director:	Dominic Kazmierczak, Executive Director, Community Services
Chief Administrative Officer:	Reegan McCullough, Chief Administrative Officer

