

Briefing Note

Title	Public Hearing - Bylaw 1401/18 – Road Closure of Plan 7620104
Issue	To provide an opportunity for members of the public to present their comments to Council regarding proposed Bylaw 1401/18.
Previous Council Direction	May 22, 2018 – Motion 158/18: That Council give first reading to Bylaw 1401/18, Road Closure of Plan 762 0104
Report	<p><u>Background Information</u></p> <ul style="list-style-type: none"> • On August 31, 2017 the owner of NE-15-57-20-W4M (NE15) applied to the County to close road plan 762 0104 and requested that it be consolidated into his property. • Prior to this road plan being created, the NE15 was a landlocked parcel. According to the Applicant, to develop the parcel, he was required to purchase the land for current right of way and dedicate it to the County (Thorhild County). • The Applicant obtained permission from Thorhild County in 1976 to place a gate across this roadway at RR203 and stated that since then he has maintained this road at his cost. <ul style="list-style-type: none"> ○ As a result of Order in Council 910/77 these lands were placed under the jurisdiction of Sturgeon County on September 6, 1977. • The County has obtained and executed a proposal from a third-party consultant to assist with road closure, which the costs will be rebilled to the Applicant. <ul style="list-style-type: none"> ○ On November 16, 2017, the County and Applicant entered into an agreement, outlining the value of the land and the rebilling of the work required to complete the road closure. <p><u>External Communication</u></p> <ul style="list-style-type: none"> • Notifications of the road closures were sent to all third-party interests and parcels adjacent to the proposed closure. • Public Hearing notification were sent out for all landowners within 1km of the proposed road closure. As well, the public hearing was advertised in the local newspaper. <p><u>Relevant Policy/Legislation/Practices:</u></p> <ul style="list-style-type: none"> • Section 22 of the <i>Municipal Government Act</i>

Implication	<p><u>Strategic Alignment:</u></p> <p>Planned Growth and Prosperity Goal 2.3 states “Sturgeon County balances the demand for new infrastructure while managing investment in current assets”. If this portion of road is closed and disposed of it will not be maintained by the County.</p> <p><u>Organizational:</u> Administration will forward the bylaw to the Minister of Transportation for review and approval, following the Public Hearing. Second and third reading will proceed to Council after the Minister has signed the bylaw.</p> <p><u>Financial:</u> The Road Closure Transfer Agreement outlines how the purchase of the road allowance will be completed. This agreement specifies an amount per acre as the purchase price of the subject land. The dollar per acre value was provided by the County Assessment Department.</p>
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Follow up Action	Administration will work with the Applicant to address any relevant concerns raised at the Public Hearing, prior to sending the package to the Minister of Transportation.
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Attachment(s)	<ol style="list-style-type: none"> 1. Bylaw 1401/18 2. Surveyed Road Plan 762 0104 3. Location Map
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Report Reviewed by:	<p> Colin Krywiak, Acting Manager Planning & Development</p> <p> Collin Steffes, General Manager, Integrated Growth</p> <p> Bill Minnes, County Commissioner – CAO</p>
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