

Village of Cremona

By-law No. 494-19

Intermunicipal Subdivision and Development Appeal Board Bylaw

BEING a Bylaw of the Village of Cremona in the Province of Alberta for the purpose of establishing an Intermunicipal Subdivision and Development Appeal Board with the Town of Carstairs, Town of Didsbury, Town of Sundre and the Village of Cremona and the appointment of a designated officer to act as clerk of the Intermunicipal Subdivision and Development Appeal Board

WHEREAS Section 627 of the *Municipal Government Act*, R.S.A. 2000, as amended, authorizes a municipality to enter into an agreement with one or more municipalities to establish an intermunicipal subdivision and development appeal board;

AND WHEREAS said agreement must provide for the procedure and conduct of the intermunicipal subdivision and development appeal board, and the functions and duties of its members;

AND WHEREAS the Council of the Village of Cremona deems it necessary to establish an intermunicipal subdivision and development appeal board to hear subdivision and/or development appeals.

AND WHEREAS, pursuant to section 627.1 of the Municipal Government Act, Council must appoint a designated officer to act as the Clerk of the Intermunicipal Subdivision and Development Appeal Board.

NOW THEREFORE the Council of the Village of Cremona duly assembled, hereby enacts as follows:

1. Title

This Bylaw may be cited as the "Intermunicipal Subdivision and Development Appeal Board Bylaw".

2. Definitions

- a) "Act" means the Municipal Government Act, RSA 2000, c. M-26, and amendments thereto.
- b) "Agreement" means the Didsbury, Carstairs, Sundre & Cremona Intermunicipal Subdivision & Development Appeal Board Agreement;



- c) "Council" means Village of Cremona Council;
- d) "ISDAB Secretary" or "Clerk" means the Designated Officer appointed by Council to act as Clerk of the Intermunicipal Subdivision & Development Appeal Board;

3. General

- a) An Intermunicipal Subdivision and Development Appeal Board is hereby established.
- b) The Council of the Village of Cremona is hereby authorized to enter into an agreement with the Town of Carstairs, Town of Didsbury and Town of Sundre to provide for the following:
 - i. The hearing of subdivision appeals and development appeals within the boundaries of the municipalities as identified in the Agreement
 - ii. The procedure and conduct of the Intermunicipal Subdivision and Development Appeal Board and its members and;
 - iii. The functions and duties of the Intermunicipal Subdivision and Development Appeal Board.

4. Designated Officer

- a) The position of designated officer for the limited purpose of carrying out the function of the Intermunicipal Subdivision and Development Appeal Board Clerk ("ISDAB Secretary" as per the terms of the Agreement) is hereby established.
- b) The ISDAB Secretary will be a designated officer appointed by Council who meets the qualification requirements as set out in the Municipal Government Act and its regulations and will fulfill his/her duties and act in accordance with the Act, municipal bylaws, policies and procedures and the Agreement.
- c) No designated officer is eligible for appointment unless that designated officer has successfully completed a training program in accordance with the regulations made under section 627.3 of the Act.



5. Effectiveness and Review

- a) Every provision of this Bylaw is independent of all other provisions and if any provision of this Bylaw is declared invalid for any reason by a court of competent jurisdiction, all other provisions of this Bylaw shall remain valid and enforceable.
- b) Any member of the Intermunicipal Subdivision and Development Appeal Board, at the time of this bylaw coming into force, is deemed to be a member of the Intermunicipal Subdivision and Development Appeal Board.
- c) Bylaw 481-18 is hereby repealed.

This Bylaw shall come into force and effect on the date of the final passing thereof.

READ A FIRST TIME THIS 17th DAY OF SEPTEMBER A.D., 2019.

READ A SECOND TIME THIS 17th DAY OF SEPTEMBER A.D., 2019.

READ A THIRD AND FINAL TIME THIS 17th DAY OF SEPTEMBER A.D., 2019.


MAYOR


CHIEF ADMINISTRATIVE OFFICER

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