

BYLAW NO. 25-2016

A BYLAW OF THE CITY OF LLOYDMINSTER IN THE PROVINCES OF ALBERTA AND SASKATCHEWAN TO APPOINT A SUBDIVISION AUTHORITY.

WHEREAS the Council of the City of Lloydminster deems it necessary to establish a Bylaw to deal with: The peace, order and good government of the City

AND WHEREAS, the *Lloydminster Charter* provides authority to City Council to pass bylaws for municipal purposes;

AND WHEREAS the *Lloydminster Charter* provides authority to the City to pass bylaws respecting the enforcement of bylaws;

NOW THEREFORE the Council of the City of Lloydminster deems it necessary to establish a Bylaw to appoint a Subdivision Authority; and

NOW THEREFORE, the Council of the City of Lloydminster, pursuant to the authority granted in the *Lloydminster Charter*, enacts as follows:

1. SHORT TITLE

1.1 This Bylaw shall be cited as the Subdivision Authority Bylaw.

2. DEFINITIONS

2.1 The definitions listed in Schedule A attached to this Bylaw shall apply, unless the context otherwise requires.

3. SUBDIVISION AUTHORITY

3.1 The City Manager or his designate is appointed the Subdivision Authority for the City and is authorized to exercise subdivision powers and duties on behalf of the City in accordance with Section 623 (1) of the *Municipal Government Act*.

3.2 Council hereby delegates to the Subdivision Authority, being the City Manager or his designate, all of the powers and duties conferred and imposed on council as an approving authority in accordance with Section 15 of the *Planning and Development Act, 2007*.

4. DUTIES, RESPONSIBILITIES AND POWERS

4.1. The City Planner is responsible for the processing of subdivision applications including, but not limited to:

- 4.1.1. receiving all subdivision applications and determining if the application is complete;
- 4.1.2. giving notice of receipt of subdivision applications as required by the legislation of the Province in which the land is located;
- 4.1.3. coordinating the review of applications by City departments and other agencies and authorities as prescribed by the legislation of the Province in which the land is located;
- 4.1.4. ensuring compliance with statutory documents, Land Use Bylaw and other City plans;
- 4.1.5. providing a recommendation to the Subdivision Authority; and



4.1.6. providing the applicant with notice of the Subdivision Authority's decision in accordance with the legislation of the Province in which the land is located.

4.2. The Subdivision Authority is responsible for:

4.2.1. rendering a decision on the subdivision application in accordance with the legislation of the Province in which the land is located;

4.2.2. endorsing a plan of subdivision or other instruments effecting subdivision upon being satisfied that the conditions of approval have or will be fulfilled in accordance with the legislation of the Province in which the land is located; and

4.2.3. extending the time, or entering into agreements with applicants to extend the time, for the Subdivision Authority to make a decision on an application for subdivision approval in accordance with the legislation and regulations of the Province in which the land is located.

4.3. Council's power to grant extensions under Section 657(6) of the *Municipal Government Act* is hereby delegated to the Subdivision Authority.

4.4. Council may by Bylaw establish fees to be charged with respect to subdivisions in the City.

5. NUMBER AND GENDER REFERENCES

All references in this Bylaw will be read with such changes in number and gender as may be appropriate according to whether the reference is to a male or female person, or a corporation or partnership.

6. SEVERABILITY

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.

This bylaw will hereby repeal Bylaw 39-2013 in its entirety.

This Bylaw shall come into force and effect upon the final passing thereof.

INTRODUCED AND READ a first time this 25th day of July, 2016, A.D.

READ a second time this 22nd day of August, 2016, A.D.

READ a third time this 22nd day of August, 2016, A.D.

Date signed August 23, 2016



Date signed August 23, 2016

CITY CLERK

SCHEDULE "A" ATTACHED TO
BYLAW NO. 25-2016
Definitions

City	City of Lloydminster
City Planner	General Manager of Planning & Development, or designate
Council	Council of the City of Lloydminster
Subdivision Authority	City Manager, or designate, as established under Section 3 of this Bylaw

