

MINUTES OF THE MEETING OF THE PARKLAND COUNTY SUBDIVISION AND DEVELOPMENT APPEAL BOARD HELD IN THE COUNCIL CHAMBERS IN THE COUNTY OFFICE AT PARKLAND COUNTY, ALBERTA ON JANUARY 18, 2016

CALL TO ORDER

The Subdivision and Development Appeal Board Clerk, D. Tymchyshyn, called the meeting to order at 4:00 p.m.

PRESENT

Members: J. McCuaig, R. Underwood, G. MacDougall, D. Mattson
Clerk: D. Tymchyshyn, Manager, Legislative & Administration Services
Recording Secretary: M. Brennan, Administrative Assistant, Legislative & Administration Services.

ELECTION OF CHAIRPERSON

The Clerk for the Subdivision and Development Appeal Board called for nominations for the position of Chairperson for the Subdivision and Development Appeal Board Hearing scheduled for January 18, 2016.

R. Underwood nominated J. McCuaig as Chairperson for the Subdivision and Development Appeal Board Hearing scheduled for January 18, 2016.

D. Mattson moved that nominations cease and that J. McCuaig be declared elected as Chairperson for the Subdivision and Development Appeal Board Hearing scheduled for January 18, 2016.

ADOPTION OF AGENDA

Moved by G. MacDougall that the January 18, 2016 agenda be adopted as presented.

CARRIED

ADOPTION OF MINUTES

Deferred to a subsequent meeting.

CARRIED

NEW BUSINESS:

4:10 p.m. Appointment

Reconvene an appeal of a decision of the Development Authority to approve Development Permit No. 15-D-332 for Natural Resource Extraction/Processing at Lot P, Plan 7820448, W5-05-53-14-NW

The Chairperson opened the Hearing at 4:10 p.m.

PRESENT-ADMINISTRATION STAFF

C. Bergum, Manager, Planning & Development Services Department
K. Kormos, Development Planner, Planning & Development Services Department
F. Long, Development Planner, Planning & Development Services Department

There was no objection to the Board members hearing this appeal and there was no objection to the Secretary of the Board taking part in any private or in-camera sessions with the Board.

The Subdivision and Development Appeal Board Clerk, D. Tymchyshyn introduced the Appeal into the Records. Mr. Tymchyshyn advised the Board that email correspondence was received from the appellant's legal representative, dated January 18, 2016, requesting an adjournment of the hearing scheduled for January 18, 2016.

The Chairperson confirmed with the affected parties that all written material, documents and communications have been provided to the Secretary in advance of this hearing for inclusion into the hearing package provided to the Board and available for public inspection.

The Chairperson asked if there was any party in the audience who planned to present any written materials or documents that have not been provided to the Secretary and that would not be contained in the hearing package. No party in the gallery indicated additional materials were to be presented at the hearing

The Chairperson queried Mr. Colistro on the reasons for the request for an adjournment of the scheduled hearing. Mr. Colistro elaborated on the reasons indicating that the appellant, Mr. Chugg, had an urgent and unexpected family matter that required his immediate attention and further a consultant had been retained to assist with the review of technical matter regarding the development permit. Mr. Colistro advised the consultant indicated he required additional time to complete a review of the material.

When questioned by the Board, Mr. Colistro indicated that while he has been retained as legal representative by the appellant, the appellant wished to present his personal appeal to the Board on the matter.

When questioned by the Board, Mr. Colistro indicated the consultant's review is centered on the traffic assessment report submitted with the applicant's development permit approval request.

When questioned by the Board, B. M. King, Strathcona Law Group, representing Whissell Rock Products advised of his client's objection to any adjournment of the scheduled hearing as they feel the appellant has had sufficient time since the community meeting held in May 2015 and the permit approval in November 2015 when the information was provided to all interested parties to obtain expert opinion on any of the contents of the submissions. Mr. King further elaborated on the potential repercussions of a delay in his client moving forward with the project.

When questioned by the Board, Ms. E. Brodeur, an adjacent landowner in support of the appellant, indicated she defended the appellant's request for an adjournment of the scheduled hearing in order to obtain an expert opinion of the submitted materials.

The Chairperson called a recess at 4:20 p.m., and reconvened the hearing at 4:28 p.m. with all Board members present.

The Chairperson advised that the appeal of Development Permit No. 15-D-332 is postponed to Monday, February 29th, 2016.

The appellant's legal representative, Mr. Colistro, indicated that he will not be in a position to represent his client on that date.

The applicant's legal representative, Mr. King, indicated he was unavailable from March 1st to March 15th, 2016, and reiterated the potential impact on his client's project as a result of a lengthy delay in hearing the appeal.

The Chairperson called at recess at 4:30 p.m., and reconvened the hearing at 4:34 will all Board members present.

The Chairperson advised that the appeal of Development Permit No. 15-D-332 is adjourned to Monday, March 21, 2016 at 4:10 p.m.

The Chairperson further advised that all submissions are to be received by the Clerk of the Subdivision and Development Appeal Board by 4:00 p.m. on March 9th, 2016. These additional submissions will be provided to all interested parties and all rebuttal submissions are to be received by the Clerk of the Subdivision and Development Appeal Board by March 16th, 2016.

ADJOURNMENT

The Chairperson adjourned the meeting at 4:35 p.m.



CHAIRPERSON