

PARKLAND COUNTY
PROVINCE OF ALBERTA

BYLAW 2018-19

BEING A BYLAW TO PROVIDE FOR THE PURPOSE OF ADOPTING AN INTERMUNICIPAL
DEVELOPMENT PLAN BETWEEN PARKLAND COUNTY AND LAC STE. ANNE COUNTY

WHEREAS the *Municipal Government Act*, RSA 2000, c.M-26 authorizes Council to work collaboratively with neighbouring municipalities to ensure the efficient future land use planning adjacent to municipal boundaries; and,

WHEREAS Parkland County and Lac Ste. Anne County have worked collaboratively on the preparation of an intermunicipal development plan between both municipalities; and,

WHEREAS the Council of Parkland County deems it desirable and appropriate to adopt the Parkland County / Lac Ste. Anne County Intermunicipal Development Plan.

NOW THEREFORE the Council of Parkland County duly assembled and under the authority of the *Municipal Government Act*, as amended, hereby enacts the following:

1. That the "Parkland County / Lac Ste. Anne County Intermunicipal Development Plan" attached and forming part of Bylaw 2018-19, is hereby adopted.
2. That Bylaw 2018-19 shall come into force and effect upon third reading by Council and shall remain in force until repealed or amended.

READ A FIRST TIME this 23rd day of October, 2018.

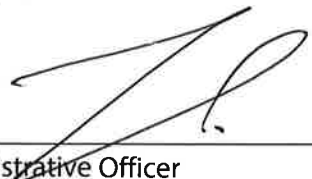
READ A SECOND TIME this 23rd day of October, 2018.

READ A THIRD TIME and finally passed this 23rd day of October, 2018.

SIGNED AND PASSED this 23rd day of October, 2018.



Mayor



Chief Administrative Officer

Parkland County/Lac Ste. Anne County Intermunicipal Development Plan Bylaw 2018-19



1 INTRODUCTION:

An Intermunicipal Development Plan (IDP) is a statutory document prepared with two (or more) municipalities that share a common border, and where at least one member is not a part of a growth management region. An IDP ensures future development and land use policy is coordinated between municipalities.

Parkland County and Lac Ste. Anne County, under the direction of Section 631 of the Municipal Government Act, have agreed to jointly engage in an IDP. This Plan has been developed to reduce the possibility of any potential conflicts between Counties and to ensure the relationship remains strong, transparent, and collaborative in the future.



2 PURPOSE:

To have a co-operative approach for the process of land use and development, managing growth, environmental matters, infrastructure, other vital community services, and dispute resolution along the borders of Parkland County and Lac Ste. Anne County. The Plan shall contain:



3 GOALS:

- To establish in good faith a method for collaboration between both municipalities on land use matters
- To reduce the potential for future conflict(s) and encourage understanding
- To identify and conserve environmental features, recreation, and open space
- To harmonise and confirm future land uses, infrastructure, transportation, and development within the Plan Area
- To provide a process and procedure for dispute resolution, amendments and administration of the Plan
- To enhance opportunities for increased quality-of-life through a diversified local economy and quality community services
- To meet the requirements established in the Municipal Government Act (Section 631), the Edmonton Metropolitan Region Growth Plan (Parkland County), and any other applicable requirement

4 PLAN AREA:

The Plan Area extends 800 metres from the Parkland County and Lac Ste. Anne County boundary lines or from the top of bank of a body of water or watercourse. For those lands located adjacent to Lake Lake, the Plan Area boundary shall extend to the bed and shore of the lake. Where the Plan Area boundary is disputed, the boundary depicted in Map 1 shall prevail. The joint Plan Area covers approximately 13,702 hectares (33,858 acres) of land. For a detailed review of the Plan Area and future land uses, refer to Map 1 – Future Land Use.

EXISTING LAND USE WITHIN THE PLAN AREA:



5 LAND USE POLICIES:

Parkland County and Lac Ste. Anne County will engage and communicate in good faith on land matters within and outside of the Plan Area. Any disputes shall be addressed through Section 11 of this Plan. Each County will maintain their autonomy within their current boundaries. Within the Plan Area:

- Referrals(s)** – Both Counties shall send the following application(s) to the adjacent municipality for review:
 - A proposed Municipal Development Plan (MDP) and/or amendment to a MDP that directly impacts the Plan Area;
 - A proposed Land Use Bylaw (LUB) and/or amendment to a LUB that impacts the Plan Area or a land use district within the Plan Area;
 - A proposed Area Structure Plan (ASP) and/or amendment to any ASP established within the Plan Area; and,
 - Any subdivision application within the Plan Area or adjacent lands and/or any discretionary development permit application that may create off-site impacts which affect the adjacent municipality. Off-site impacts may include noise, odour, or traffic generation on adjacent road networks.

Comments should be sent back to the referring municipality within 21 calendar days plus 21 calendar days, the referring municipality will consider there are no objections, comments, or concerns.
- Agricultural** – Agricultural use has been identified as being the current and future primary land use within the Plan Area. The Counties, where possible, should minimize the conversion of high capability agricultural lands to non-agricultural use.
- Residential** – New residential development within agricultural areas should minimize impacts on agricultural lands and sensitive environmental features, maintaining the rural character of Parkland and Lac Ste. Anne Counties, whenever possible.
- Confined Feeding Operations (CFO)** – Any new or expanding CFOs within the Plan Area shall follow the Agricultural Operations Practices Act and policies in the applicable municipality's Municipal Development Plan and Land Use Bylaw. Applications shall be referred to the adjacent County for review and comment.

6 TRANSPORTATION AND INFRASTRUCTURE POLICIES:

- Transportation Network Referrals(s)** – Any proposed changes or expansion to the transportation network within the Plan Area shall be referred to the adjacent municipality and Alberta Transportation (if required) for review and comment prior to any changes (see Map 2 – Transportation).
- Alberta Transportation** – Where applicable, the Counties will work together with Alberta Transportation to maintain a safe and effective transportation network within the Plan Area.
- Transportation Networks** – All new and expanding development(s) within the Plan Area shall ensure that long-term transportation corridors are secured in order to maintain safe, coordinated, and efficient networks.
- Cost Sharing** – Municipalities may enter into a cost sharing agreement on agreed infrastructure that benefits both Counties.
- Development Requirements for Sites with Roadways** – Developers shall construct all roads and linkages to current Parkland County and/or Lac Ste. Anne County engineering standards.
- Maintaining Networks** – Each County is responsible for the construction and maintenance of their transportation infrastructure within the Plan Area.
- Future Development** – Any future expansion of transportation networks within the Plan Area shall be agreed upon by both municipalities by Council resolution.
- Servicing and Utilities** – Both Parkland and Lac Ste. Anne County shall ensure any new or expanding development(s) within the Plan Area provide servicing, if required, to the satisfaction of the County(s).
- Haul Routes** – Existing haul routes have been identified in Map 2 – Transportation. Any application which proposes the use or expansion of municipal road infrastructure for the purposes of hauling natural resources shall include written documentation indicating that the roadway has been, or will be, constructed to the governing municipality's engineering design standards. Signed copies of the road hauling agreements shall be provided to the adjacent municipality.



- Natural Resource Development** – Parkland County and Lac Ste. Anne County acknowledge that natural resources play an integral part in the development of their Counties. As such, they will ensure the development of natural resource areas, and that transportation networks are not unduly restricted within the Plan Area.
- Responsible Resource Extraction**
 - Parkland County and Lac Ste. Anne County support the responsible extraction of natural resources within the Plan Area. Any new or expanding gravel extraction proposal within the Plan Area shall:
 - Be referred for review and comment;
 - Identify mitigation methods for off-site impacts, potential land use conflicts, environmental considerations, and best management practices; and,
 - Comply with all municipal, provincial, and federal regulations and permitting.
 - Prior to surface and sub-surface development, the applicable municipality shall ensure that applicants have provided and obtained permits for compliance with all municipal, provincial, and federal regulatory authorities.



7 ENVIRONMENTAL POLICIES:

- Environmentally Significant Areas** – Environmentally Significant Areas of regional and provincial significance have been identified within Map 3 – Environmental Features.
- Environmental Reserve** – Both Counties shall follow provincial regulations as it pertains to the dedication, classification, and use of Environmental Reserve, Municipal Reserve, and Conservation Reserve in an effort to maintain the integrity of the systems identified in Map 3. At time of development and/or subdivision, both Counties will require the dedication of Environmentally Significant lands along the shoreline of Lake Lake, the Sturgeon River, and any other major watercourse in the Plan Area.
- Setbacks from Natural Areas** – Through respective Land Use Bylaws, both municipalities shall enforce appropriate development setbacks from bodies of water, watercourses, and hazardous landscapes. The governing municipality may require the applicant to supply recommendations, prepared by a qualified professional, regarding development setbacks and/or other required mitigation measures.
- Ecosystem Health** – Both municipalities will promote environmental stewardship and the health of the regional ecosystem, watersheds, wetlands, and Environmentally Significant Areas within the Plan Area.
- Connectivity** – Where appropriate, both municipalities may collaborate on the establishment of planned trail network(s) for passive and recreational enjoyment.
- Open Space** – Both municipalities recognize the wide diversity of open spaces within the Plan Area and may seek to identify future open space opportunities.
- Watershed Management** – Both municipalities shall recognize the importance of wetlands, riparian areas, watercourses, and waterbodies, and will collaborate when reviewing proposals which may impact watersheds within the Plan Area. Participation by both municipalities in regional watershed alliance groups will be encouraged, and information and recommendations provided may be considered, where appropriate.



8 ECONOMIC AND SOCIAL DEVELOPMENTS:

- Economic Diversification** – Both municipalities encourage opportunities for a diversified local economy and understand the role it plays in enhancing regional competitiveness.
- Tourism and Recreation** – Where appropriate within the Plan Area, both municipalities will collaborate in good faith to encourage opportunities for tourism and regional recreation use. Any new recreational development shall demonstrate compliance to the applicable policies and regulations in the governing municipality's Municipal Development Plan and Land Use Bylaw.

9 COORDINATION OF INTERMUNICIPAL PROGRAMS:

- Community Programs** – The provision of quality community services and programming helps to enhance resident quality of life. Both municipalities may choose to collaborate on any social or economic development opportunities which may impact the Plan Area.

10 IMPLEMENTATION AND ADMINISTRATION:

- Adoption**
 - The Intermunicipal Development Plan shall be adopted by Bylaws of both Parkland County and Lac Ste. Anne County in accordance with the Municipal Government Act.
- Plan Review and Amendments**
 - The Plan shall be reviewed at minimum every five (5) years after the adoption of the IDP.
 - If the Plan requires amendments or if there is an objection to the Plan by either municipality, an Intermunicipal Development Plan Committee (IDPC) shall be established to review and discuss changes to the Bylaw.
 - An IDPC shall be comprised of eight (8) members. The IDPC shall have an even number of members from each municipality. Two (2) members of Council, two (2) CAOs, and four (4) members of Administration. An alternate member shall be assigned if any committee member cannot be in attendance.

11 DISPUTE RESOLUTION:

- In the event that a dispute is identified, it is required that written notice be given to the adjacent municipality.
- Administration from each municipality shall meet and attempt to resolve the dispute. If unable, the CAO's may attempt to resolve the dispute.
- In cases where Administration and the CAOs cannot resolve the dispute, an Intermunicipal Development Plan Committee (IDPC) shall be established to review the dispute and attempt to negotiate a resolution.
- In the event a resolution is not achieved within thirty (30) days following the first meeting of the IDPC, the dispute will then be referred to mediation. The services of an independent mediator will be retained, with the mediator to present a written recommendation to both Councils. The costs of mediation shall be shared equally between the Counties.
- The identified dispute must be resolved within six (6) months after written notice is given.
- If the dispute has not been resolved within six (6) months after the notice is given, the municipality may proceed to adopt the Bylaw and, in accordance with the MGA, the other municipality will have the right to appeal to the MGB.

