



AGENDA

Town Council

May 27, 2024 - 5:00 PM

Town Administration Building - Council Chambers

AGENDA FOR REGULAR MEETING OF THE TOWN COUNCIL TO BE HELD ON MONDAY, MAY 27, 2024 AT 5:00 PM IN THE COUNCIL CHAMBERS OF THE TOWN ADMINISTRATION BUILDING, 4938 – 50 AVENUE, RIMBEY, ALBERTA.

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(Bylaw 939/18 - Council Procedural Bylaw Part XXI 1. The open forum shall be for a maximum total of twenty (20) minutes in length to allow members of the public present at the meeting to address Council regarding issues arising from the meeting in progress. No formal decision shall be made on any matter discussed with Council during the open forum session.

11. CLOSED SESSION

12. ADJOURNMENT

Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Minutes
Item For: Public Information -or- Closed Session

BACKGROUND:

Minutes of April 22, 2024, Regular Council Meeting and April 25, 2024, Special Council Meeting.

RECOMMENDATION:

To accept Minutes of April 22, 2024, Regular Council Meeting and April 25, 2024, Special Council Meeting, as presented.

ATTACHMENTS:

- [2024 04 22 Regular Council Meeting Minutes](#)
- [2024 04 25 Special Council Meeting Minutes](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

ENDORSED BY:

A handwritten signature in blue ink, appearing to read "Craig Douglas".

Craig Douglas, Chief Administrative Officer

May 22, 2024
Date



MINUTES

Town Council Meeting

Monday, April 22, 2024 - 5:00 PM

Town Administration Building - Council Chambers

1. CALL TO ORDER REGULAR COUNCIL MEETING & RECORD OF ATTENDANCE

Deputy Mayor Wayne Clark called the meeting to order at 5:00 P.M. with the following in attendance:

- Councillor Wayne Clark
- Councillor Jamie Coston
- Councillor Lana Curle
- Councillor Gayle Rondeel
- Gail Cornell - Recording Secretary
- Craig Douglas - Chief Administrative Officer

Absent: Mayor Rick Pankiw

Delegates: Seniuk & Company

Public: 6 members of the public

1.1. LAND ACKNOWLEDGEMENT

2. AGENDA APPROVAL AND ADDITIONS

Motion 045/2024

Moved by Councillor Curle to accept the Agenda from April 22, 2024, Regular Council Meeting.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

3. MINUTES

3.1. Minutes

Motion 046/2024

Moved by Councillor Coston to accept the Minutes of March 25, 2024, Regular Council Meeting, as presented.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

4. PUBLIC HEARINGS

5. DELEGATIONS

5.1. Seniuk & Company Auditors Report - Delegation

Motion 047/2024

Moved by Councillor Rondeel to accept the Town of Rimbey Financial Statements for the year ending December 31, 2023, prepared by Seniuk & Company, Chartered Accountants, as presented.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

6. BYLAWS

7. NEW AND UNFINISHED BUSINESS

7.1. Bylaw 1006/24 - 2024 Property Tax Bylaw

Motion 048/2024

Moved by Councillor Coston to give first reading to Bylaw 1006/24 Town of Rimbey 2024 Property Tax Bylaw.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 049/2024

Moved by Councillor Curle to give second reading to Bylaw 1006/24 Town of Rimbey 2024 Property Tax Bylaw.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 050/2024

Moved by Councillor Rondeel to unanimously consent to give third and final reading to Bylaw 1006/24 Town of Rimbey 2024 Property Tax Bylaw.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 051/2024

Moved by Councillor Curle to give third and final reading to Bylaw 1006/24 Town of Rimbey 2024 Property Tax Bylaw.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.2. Rimbey Municipal Library Request

Motion 052/2024

Moved by Councillor Curle to table the request from the Rimbey Municipal Library to purchase a liquor license and bring forward to the next Regular Council Meeting on May 27, 2024.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.3. 1003/24 Fees for Services & Schedule "A"

Motion 053/2024

Moved by Councillor Coston to give first reading to Bylaw 1003/24 Schedule "A" Fees for Services.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 054/2024

Moved by Councillor Rondeel to give second reading to Bylaw 1003/24 Schedule "A" Fees for Services.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 055/2024

Moved by Councillor Curle to unanimously consent to give third and final reading to Bylaw 1003/24 Schedule "A" Fees for Services.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 056/2024

Moved by Councillor Curle to give third and final reading to Bylaw 1003/24 Schedule "A" Fees for Services.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.4. Rimbey FCSS Request

Motion 057/2024

Moved by Councillor Rondeel to grant Rimbey FCSS permission to use their mobile ice cream cart and rimshaw to access community areas, as well as drive on the street and walking paths during the 2024 year.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.5. Rimbey Historical Society Request

Motion 058/2024

Moved by Councillor Rondeel to sell public work's, 2009 Chevrolet, to the Rimbey Historical Society at fair market value.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.6. Prom Committee Request

Motion 059/2024

Moved by Councillor Coston to request the Prom Committee to attend the next Committee of the Whole Meeting on May 13, 2024. as a delegate to present to Council.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.7. Vitalnet Networks Inc.

Motion 060/2024

Moved by Councillor Coston to enter a lease agreement between Vital Networks Inc. and the Town of Rimbey.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.8. Bylaw 1004/24 Amendment to Land Use Bylaw 917/16 – Redesignation of Land

Motion 061/2024

Moved by Councillor Curle to give first reading to Bylaw 1004/24 Amendment to Land Use Bylaw 917/16 – Redesignation of Land.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 062/2024

Moved by Councillor Rondeel to advertise the Bylaw 1004/24 Amendment to Land Use Bylaw 917/16.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 063/2024

Moved by Councillor Coston to schedule the public hearing for Bylaw 1004/24 Amendment to Land Use Bylaw 917/16 on Monday, May 27, 2024, at the Regular Council Meeting at 5:00 P.M.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.9. Bylaw 1005/24 Amendment to Land Use Bylaw 917/16– Re-Designation of Land

Motion 064/2024

Moved by Councillor Rondeel to give first reading to 1005/24 Amendment to Land Use Bylaw 917/16 – Redesignation of Land.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 065/2024

Moved by Councillor Curle to advertise for two consecutive weeks for Bylaw 1005/24 Amendment to Land Use Bylaw 917/16.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 066/2024

Moved by Councillor Coston to schedule the public hearing for Bylaw 1005/24 Amendment to Land Use Bylaw 917/16 on Monday, May 27, 2024, at the Regular Council Meeting at 5:00 P.M.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.10. Rimbey Historical Society

Motion 067/2024

Moved by Councillor Curle for Councillor Rondeel and Councillor Coston to go back to the Rimbey Historical Society Subcommittee to discuss details of the fence the Rimbey Historical Society is requesting to install.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

7.11. Alberta Scotties Tournament of Hearts

Motion 068/2024

Moved by Councillor Coston to schedule a Special Council Meeting to be held on Thursday, April 25, 2024, at 6:00 P.M.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

8. REPORTS

8.1. DEPARTMENT REPORTS

8.1.1 CAO Report

Motion 069/2024

Moved by Councillor Coston to accept the department reports, as presented.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

8.2. BOARDS/COMMITTEE REPORTS

8.2.1 Boards/Committee Reports

Motion 070/2024

Moved by Councillor Curle to accept the board/committee reports, as information.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

9. CORRESPONDENCE

10. OPEN FORUM

A resident spoke about Partners Climate Protection Program (managed by FCM) and also addressed the Vitalnet tower.

11. CLOSED SESSION

12. ADJOURNMENT

12.1. Adjournment

Motion 071/2024

Councillor Curle moved to adjourn the meeting at 6:53 P.M.

CARRIED

Councillor Wayne Clark, Deputy Mayor

Craig Douglas, Chief Administrative Officer



MINUTES

Town Council Special Meeting

Thursday, April 25, 2024 - 6:00 PM

Town Administration Building - Council Chambers

1. CALL TO ORDER SPECIAL COUNCIL MEETING & RECORD OF ATTENDANCE

Mayor Pankiw called the meeting to order at 6:00 P.M. with the following in attendance:

- Mayor Rick Pankiw
- Councillor Wayne Clark
- Councillor Jamie Coston
- Councillor Lana Curle
- Councillor Gayle Rondeel
- Cindy Bowie - Director of Community Services
- Heather Imrie – Recording Secretary
- Craig Douglas - Chief Administrative Officer

Public: (18) members of the public

1.1. LAND ACKNOWLEDGEMENT

Motion 072/2024

Moved by Councillor Coston to accept the agenda for the April 25, 2024, Special Council Meeting.

Mayor Pankiw	In Favor
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

2. AGENDA APPROVAL AND ADDITIONS

3. NEW AND UNFINISHED BUSINESS

3.1. Alberta Scotties Tournament of Hearts

Motion 073/2024

Moved by Councillor Rondeel to enter closed session at 6:50 P.M.

Mayor Pankiw	In Favor
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 074/2024

Moved by Councillor Coston to revert to open session at 7:19 P.M.

Mayor Pankiw	In Favor
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Motion 075/2024

Moved by Councillor Coston to support the host committee of the Alberta Scotties Tournament of Hearts, write the grant, reserve facilities at rates set in 1003/24 Schedule "A" Fees and Services Bylaw, and provide a Council member to sit on the committee.

Mayor Pankiw	In Favor
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

4. OPEN FORUM

5. ADJOURNMENT

5.1. Adjournment

Motion 076/2024

Moved by Councillor Clark to adjourn the meeting at 7:23 P.M.

Mayor Pankiw	In Favor
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

Rick Pankiw, Mayor

Craig Douglas, Chief Administrative Officer

Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Liz Armitage, Development Officer
Subject: Public Hearing for Bylaw 1004/24 Amendment to Land Use Bylaw 917/16
Item For: Public Information -or- Closed Session

DISCUSSION:

Bylaw 917/16, the Town of Rimbey Land Use Bylaw was approved by Council on July 25, 2016.

On February 2, 2024, on behalf of Rimbey Ridge Properties Ltd., Elaa Aki submitted a land use bylaw amendment application to redesignate Lots 4, 5 and 6, Block 19, Plan 1623868 from Low Density Residential (R1) to either Low Density General Residential (R2) or High Density Residential (R3). Based on the lot frontage requirements of the Land Use Bylaw, Administration recommends the property be redesignated to R3.

The following images show the approximate location of the properties:

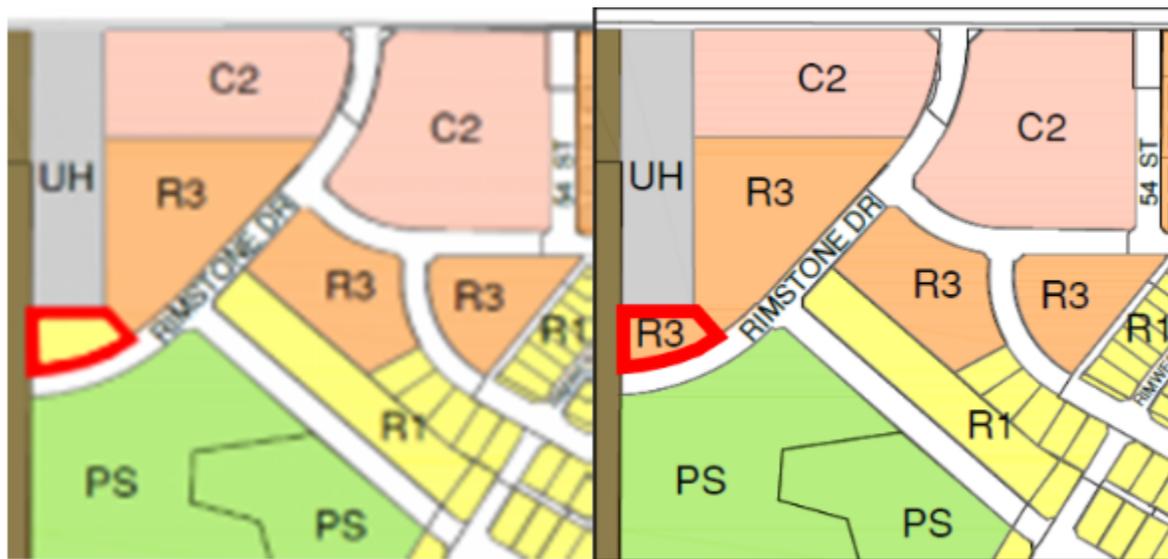


Note that the properties were designated from R3 to R1 in 2026 as a result of a landowner land use redesignation application at that time (Bylaw 912/16, amendment to Land Use Bylaw 962/04).

Council Agenda Item 4.1

The property is now under new ownership and the current landowner has submitted an application to redesignate the property from the existing R1 designation back to the previous R3 designation.

The specific lands which the applicant proposed to redesignate are indicated below:



Current Land Use Designation

New Land Use Designation

Analysis of Existing Conditions

An analysis of the existing land use and surrounding area indicates that the area surrounding the subject parcel contains High Density Residential (R3), Country Residential (CR), Urban Holdings (UH) and Institutional and Public Uses (IPU) designations.

Compliance with Town Policy

There are no Area Structure Plans governing development within this part of Town.

The Municipal Development Plan Bylaw 910/15 (MDP) encourages a mixture of residential densities and tenure so that a variety of housing is available (8.1). Further, the MDP encourages high density residential development in the transitional areas including along highway 53 (8.3). As the proposed area is not greater than 1.5 hectares or comprised of more than six lots (7.4), an Area Structure Plan is not required.

Administration Review

Administration has completed a thorough review of the proposal and notes the following:

1. The MDP encourages high density development in the transitional areas along highway 53. This area may be considered part of the transitional area, where higher density is encouraged. Note that this is not a requirement.
2. As the lands to the east and south including R3 and the multi-unit seniors lodge, the proposed land use is in keeping with some of the surrounding land uses.
3. There is no Area Structure Plan in place for the lands directly to west. Without knowing the long range development plans, Administration does not have details available to know what may happen in the future.
4. These lots are in a very unique position as they are adjacent to lands designated as R3, and CR. Council gave first reading to Bylaw 1004/24 Amendment to Land Use Bylaw 917/16 on April 22, 2024. Council set the Public Hearing date of May 27, 2024 and directed administration to circulate notice of

Council Agenda Item 4.1

Bylaw 1004/24 to relevant agencies and adjacent neighbours. Additionally, Council directed administration to advertise the public hearing in the Rimbey Review for (2) two consecutive weeks prior to the Public Hearing. The public hearing was advertised as follows:

- Notice was placed in the May 14, 2024 and May 21, 2024 editions of the Rimbey Review; and
- Notice was given to adjacent property owners by regular mail; and
- Notice of this public hearing was posted on the Town of Rimbey web site under important notices with a copy of the complete package available for public review, and on the front and back doors of the Town of Rimbey Administration Building and at the front counter.

Written submission was received from:

- Ponoka County, April 17, 2024 – no concerns
- Forestry and Parks, April 16, 2024 – no concerns
- ATCO Pipelines and Liquids GBU, April 16, 2024 – no concerns
- Unknown Department via RPath portal, Government of Alberta, April 15, 2024 – no concerns

Administration received one phone call from a landowner expressing opposition to the land use redesignation. The landowner was advised to attend the Public Hearing and/or provide written comments for Council's consideration.

Additional written submissions received after May 17, 2024 at 4:30pm will be read aloud at the Public Hearing.

RECOMMENDATION:

Upon closure of the Public Hearing:

1. Pass second reading of Land Use Bylaw Redesignation – Bylaw 1004/24
2. Pass third and final reading of Land Use Bylaw Redesignation – Bylaw 1004/24

ATTACHMENTS:

[Notice of Public Hearing Bylaw 1004-24 Amendment to Land Use Bylaw 917 16
1004 24 Land Use Amendment to Land Use Bylaw 9174 16-First Reading](#)

PREPARED BY: Liz Armitage, Development Officer

May 23, 2024

Date

ENDORSED BY:



Craig Douglas, Chief Administrative
Officer

Date



Town of Rimbey Notice of Public Hearing Bylaw 1004/24 Amendment to Land Use Bylaw 917/16

Council will hold a Public Hearing for Bylaw 1004/24 Amendment to Land Use Bylaw 917/16, in which any person may ask questions or make comments. The Public Hearing is scheduled for May 27, 2024 at 5:00 P.M. during the Regular Council Meeting. The applicant and all affected parties shall each have a maximum of 20 minutes to present their case.

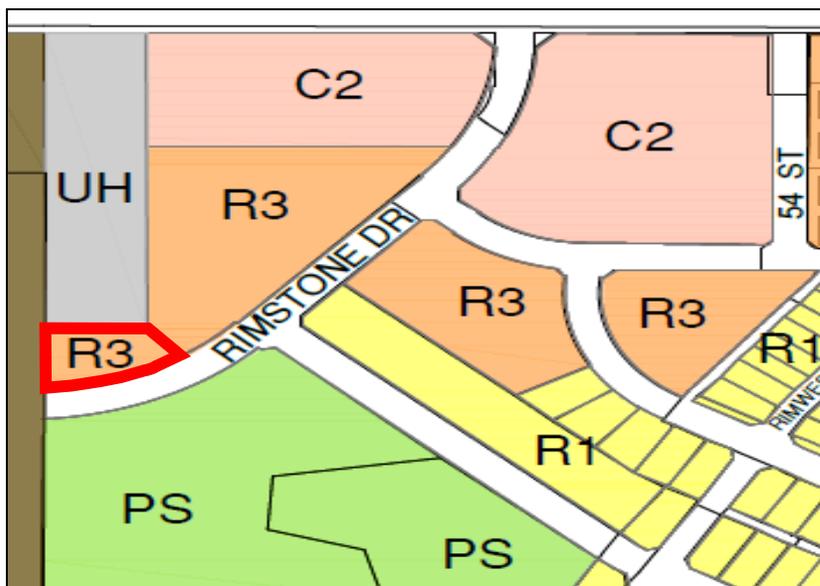
Bylaw 1004/24 will redesignate Lot 4, 5 & 6, Block 19, Plan 1623868 from Low Density Residential (R1) to High Density Residential (R3)

A copy of Bylaw 1004/24 Amendment to Land Use Bylaw 917/16 may be picked up or inspected at the Town of Rimbey Administration Office, during regular office hours and is also on the Town of Rimbey website www.rimbey.com.

Written submissions regarding Bylaw 1004/24 Amendment to Land Use Bylaw 917/16 will be accepted on or before May 16, 2024.

Submission may be emailed to generalinfo@rimbey.com or mailed to:

RE: Bylaw 1004/24
Development Officer
Town of Rimbey
Box 350
Rimbey, Alberta
TOC 2J0



Verbal representations may be made by registering for the public hearing.

Craig Douglas, Chief Administrative Officer

BYLAW NO. 1004-24



A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA, TO AMEND LAND USE BYLAW 917/16.

WHEREAS Part 6, Section 6.1(2), of the Town of Rimbey Land Use Bylaw 917/16 states that Council may initiate an amendment to the Land Use Bylaw,

NOW THEREFORE After due compliance with the relevant provisions of the Municipal Government Act RSA 2000, ch. M-26, as amended, the Council of the Town of Rimbey duly assembled enacts as follows:

PART I - TITLE

This Bylaw may be cited as the Amendment to the Land Use Bylaw.

PART II – REDESIGNATION

- 1) Lot 4, Block 19, Plan 1623868 will be redesignated from R1 to R3.
- 2) Lot 5, Block 19, Plan 1623868 will be redesignated from R1 to R3.
- 3) Lot 6, Block 19, Plan 1623868 will be redesignated from R1 to R3.
- 4) That the Land Use District Map of Bylaw No. 917/16 is hereby amended as per attached map in Schedule A.

PART III - EFFECTIVE DATE

AND FURTHER THAT this Bylaw shall take effect on the date of third and final reading.

READ a First Time in Council this 22 day of April 2024.



 Mayor Rick Pankiw



 Chief Administrative Officer Craig Douglas

READ a Second Time in Council this ____ day of _____ 2024.

 Mayor Rick Pankiw

 Chief Administrative Officer Craig Douglas

BYLAW NO. 1004-24



A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA, TO
AMEND LAND USE BYLAW 917/16.

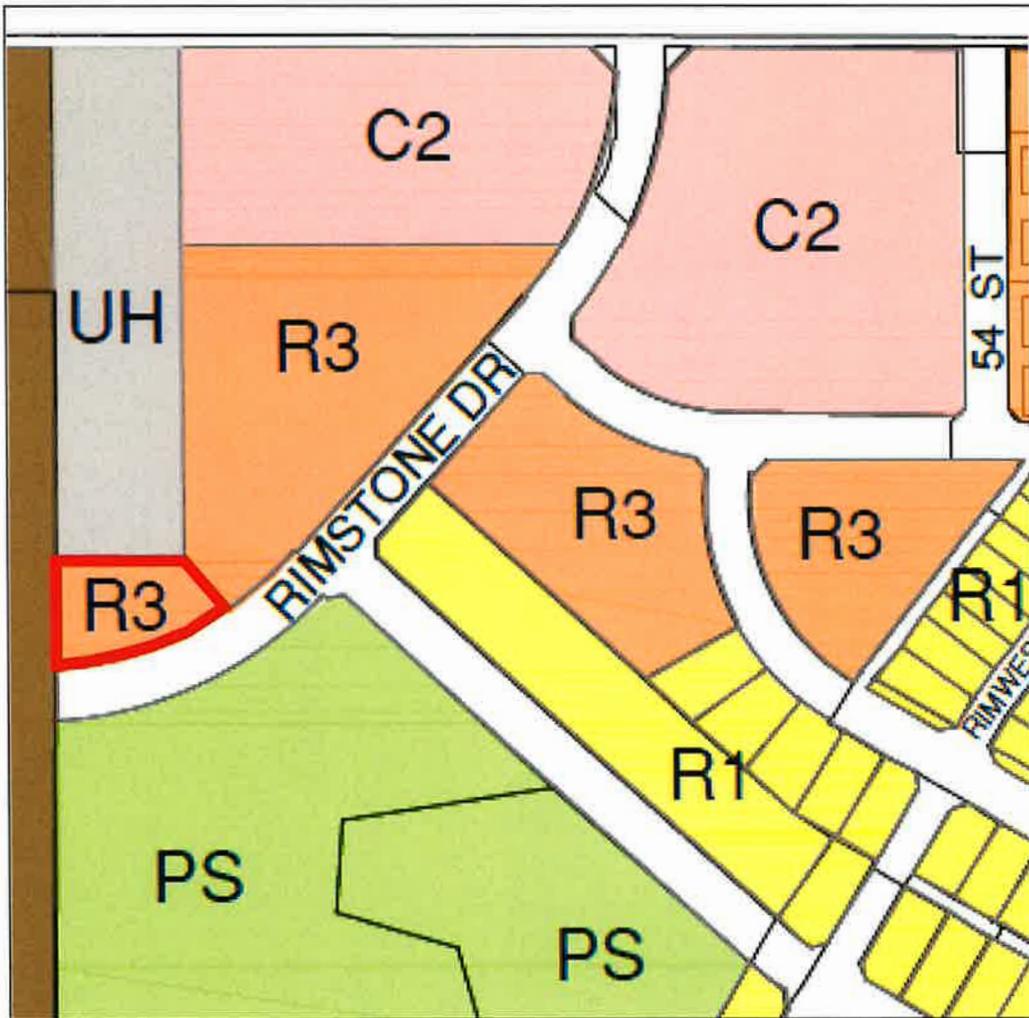
READ a Third Time and Finally Passed this ____ day of _____ 2024.

Mayor Rick Pankiw

Chief Administrative Officer Craig Douglas

SCHEDULE A

Land Use Re-designation Map



Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Liz Armitage, Development Officer
Subject: Public Hearing for Bylaw 1005/24 Amendment to Land Use Bylaw 917/16
Item For: Public Information -or- Closed Session

BACKGROUND:

Bylaw 917/16, the Town of Rimbey Land Use Bylaw was approved by Council on July 25, 2016.

On March 15, 2024, on behalf of Evergreen Co-Op, Rick Moon submitted a land use bylaw amendment application to redesignate the southeast portion of Lot 20, Block 3, Plan 082 0416 from Highway Commercial (C2) to Industrial (M).

The following images show the approximate location of the lands to be redesignated:



Analysis of Existing Conditions

An analysis of the existing land use and surrounding area indicates that as per Land Use Bylaw 917/16, the property is surrounded by lands designated C2 on the west, MHP on the north, M on the east and M on the South. Below is an image of the property from the Town's Land Use Bylaw map.



Note that the adjacent property was redesignated from C2 to M in 2022 (Bylaw 987/22, amendment to Land Use Bylaw 962/04).

Compliance with Town Policy

There are no Area Structure Plans governing development within this part of Town.

The Municipal Development Plan indicates that the subject property is intended to be C2. As the MDP map is conceptual, changing one property on the transition between C2 to M is acceptable.

Council gave first reading to Bylaw 1005/24 Amendment to Land Use Bylaw 917/16 on April 22, 2024. Council set the Public Hearing date of May 27, 2024 and directed Administration to circulate notice of Bylaw 1005/24 to relevant agencies and adjacent neighbours. Additionally, Council directed Administration to advertise the public hearing in the Rimbey Review for (2) two consecutive weeks prior to the Public Hearing. The public hearing was advertised as follows:

- Notice was placed in the May 14, 2024 and May 21, 2024 editions of the Rimbey Review; and
- Notice was given to adjacent property owners by regular mail; and
- Notice of this public hearing was posted on the Town of Rimbey web site under important notices with a copy of the complete package available for public review, and on the front and back doors of the Town of Rimbey Administration Building and at the front counter.

Written submission was received from:

- Ponoka County, April 17, 2024 – no concerns
- Forestry and Parks, April 16, 2024 – no concerns
- ATCO Pipelines and Liquids GBU, April 16, 2024 – no concerns

Additional written submissions received after May 17, 2024, at 4:30pm will be read aloud at the Public Hearing.

RECOMMENDATION:

Upon closure of the Public Hearing:

- 1.Pass second reading of Land Use Bylaw Redesignation – Bylaw 1005/24.

2.Pass third and final reading of Land Use Bylaw Redesignation – Bylaw 1005/24.

ATTACHMENTS:

[Notice of Public Hearing Bylaw 1005-24 Amendment to Land Use Bylaw 917 16
1005 24 Land Use Amendement to Land Use Bylaw 917 16-First Reading](#)

PREPARED BY: Liz Armitage, Development Officer

May 22, 2024
Date

ENDORSED BY:



May 22, 2024
Date

Craig Douglas, Chief Administrative
Officer



Town of Rimbey Notice of Public Hearing Bylaw 1005/24 Amendment to Land Use Bylaw 917/16

Council will hold a Public Hearing for Bylaw 1005/24 Amendment to Land Use Bylaw 917/16, in which any person may ask questions or make comments. The Public Hearing is scheduled for May 27, 2024 at 5:00 P.M. during the Regular Council Meeting. The applicant and all affected parties shall each have a maximum of 20 minutes to present their case.

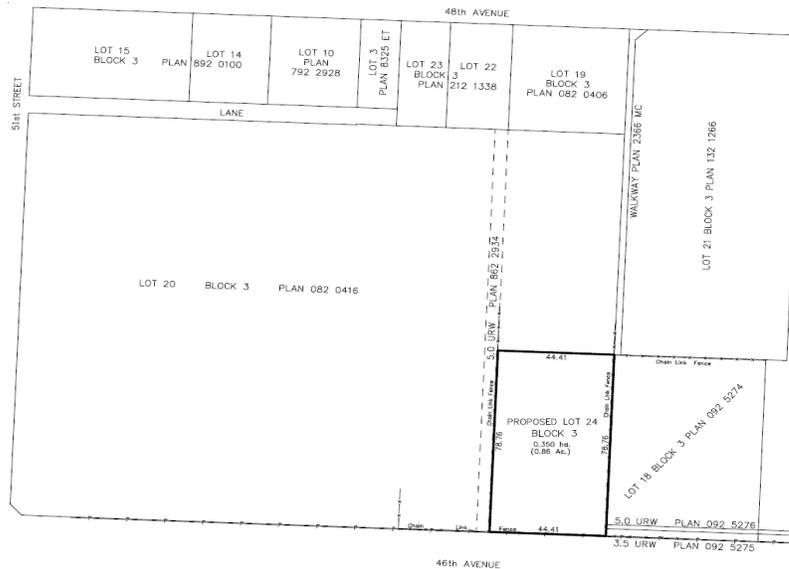
Bylaw 1005/24 will redesignate Lot 20, Block 3, Plan 082 0416 from Highway Commercial (C2) to Industrial (M)

A copy of Bylaw 1005/24 Amendment to Land Use Bylaw 917/16 may be picked up or inspected at the Town of Rimbey Administration Office, during regular office hours and is also on the Town of Rimbey website www.rimbey.com.

Written submissions regarding Bylaw 1005/24 Amendment to Land Use Bylaw 917/16 will be accepted on or before May 16, 2024.

Submission may be emailed to generalinfo@rimbey.com or mailed to:

RE: Bylaw 1005/24
Development Officer
Town of Rimbey
Box 350
Rimbey, Alberta
TOC 2J0



Verbal representations may be made by registering for the public hearing.

Craig Douglas, Chief Administrative Officer



A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA, TO AMEND LAND USE BYLAW 917/16.

WHEREAS Part 6, Section 6.1(2), of the Town of Rimbey Land Use Bylaw 917/16 states that Council may initiate an amendment to the Land Use Bylaw,

NOW THEREFORE After due compliance with the relevant provisions of the Municipal Government Act RSA 2000, ch. M-26, as amended, the Council of the Town of Rimbey duly assembled enacts as follows:

PART I - TITLE

This Bylaw may be cited as the Amendment to the Land Use Bylaw.

PART II – REDESIGNATION

- 1) Southeast portion of Lot 20, Block 3, Plan 082 0416 from Highway Commercial (C2) to Industrial (M) as identified on Schedule A is Proposed Lot 24, Block 3.**
- 2) That the Land Use District Map of Bylaw No. 917/16 is hereby amended as per attached map in Schedule A.**

PART III - EFFECTIVE DATE

AND FURTHER THAT this Bylaw shall take effect on the date of third and final reading.

READ a First Time in Council this 22 day of April 2024.



Mayor Rick Pankiw



Chief Administrative Officer Craig Douglas

READ a Second Time in Council this ___ day of _____ 2024.

Mayor Rick Pankiw

Chief Administrative Officer Craig Douglas

BYLAW NO. 1005-24



A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA, TO
AMEND LAND USE BYLAW 917/16.

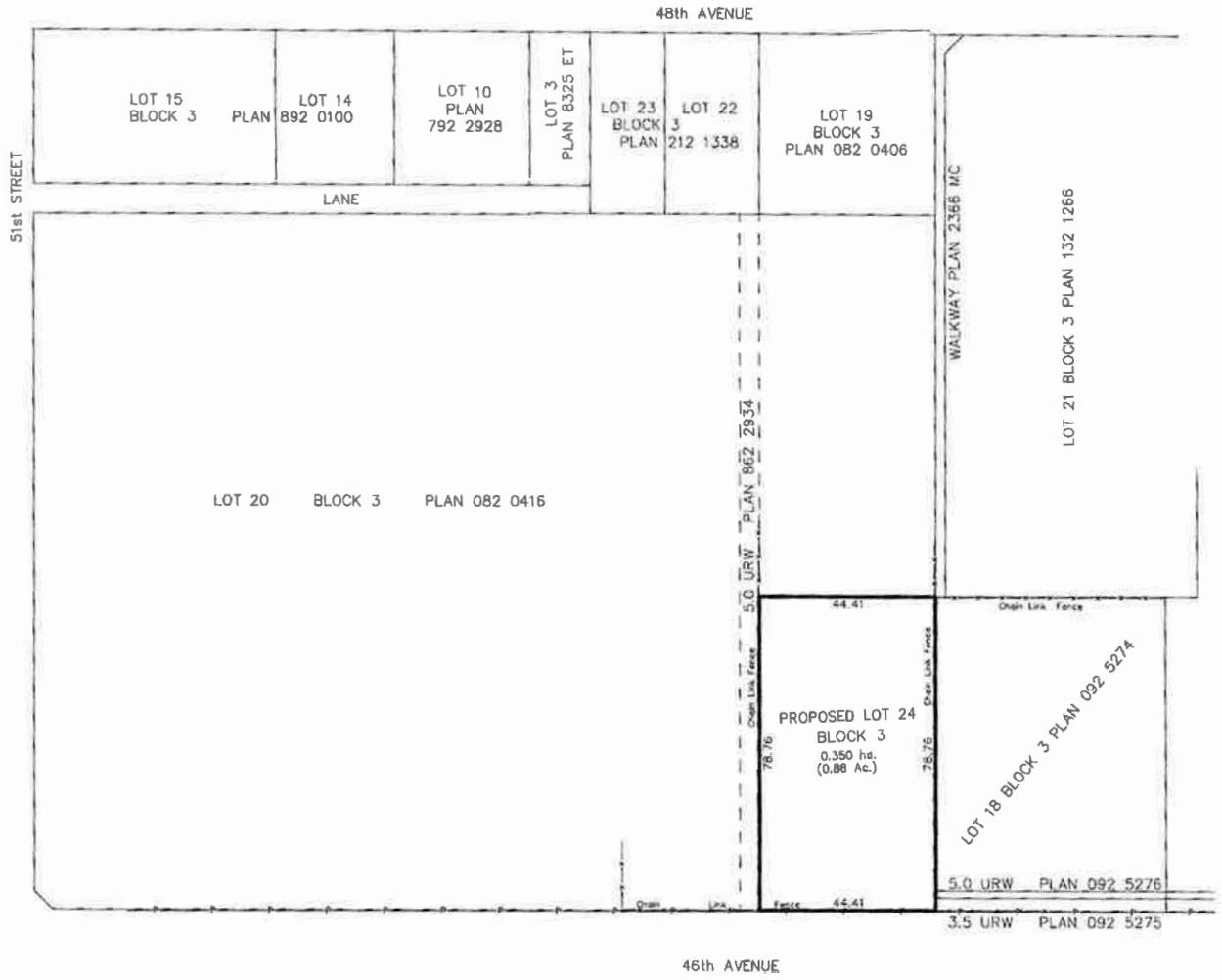
READ a Third Time and Finally Passed this ____ day of _____ 2024.

Mayor Rick Pankiw

Chief Administrative Officer Craig Douglas

SCHEDULE A

Land Use Re-designation Map



Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: 989/22 Nuisance Bylaw
Item For: Public Information -or- Closed Session

BACKGROUND:

On December 7, 2021, the bylaw committee began a review of comparisons between 950/18 Nuisance Bylaw, 951/18 Traffic Bylaw, and 917/16 Land Use Bylaw.

At the Bylaw Committee Meeting held on May 03, 2022, the following motion was made:

Motion 2022BC025

- 1. Remove definition (f) non-operational vehicle
- 2. Move Section 3.3 to 917/16 Land Use Bylaw and eliminate 3.3(a)
- 3. Remove definition (k) recreational vehicle.

Chairperson Rondeel	In Favor
Deputy Chair Carlson	In Favor
Committee Member Tarleton	In Favor
Councillor Clark	Absent
Committee Member Johnstone	In Favor
Committee Member McKay	In Favor

CARRIED

DISCUSSION:

Administration determined it would be best to wait until all three bylaws 950/18, 951/18 and 917/16 were completely reviewed before bringing forward to Council, in the event that additional changes were needed.

RECOMMENDATION:

Administration recommends that Council accept 989/22 Nuisance Bylaw, as presented.

ATTACHMENTS:

[989 Nuisance Bylaw](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

ENDORSED BY:

A handwritten signature in blue ink, appearing to read "Craig Douglas", with a stylized flourish extending to the right.

Craig Douglas, Chief Administrative
Officer

May 22, 2024

Date



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF REGULATING, CONTROLLING, AND ABATING NUISANCES AND REMEDYING DANGEROUS AND UNSIGHTLY PREMISES.

WHEREAS Pursuant to the provisions of the *Municipal Government Act*, Revised Statutes of Alberta 2000, Chapter M-26 and amendments thereto, the Council may pass Bylaws respecting nuisances and dangerous and unsightly premises;

WHEREAS The Council of The Town of Rimbey, duly assembled enacts as follows:

NOW THEREFORE **BYLAW TITLE**

This Bylaw may be cited as the "Nuisance Bylaw".

2. DEFINITIONS

2.1 In this Bylaw unless the context otherwise requires:

- a) **"boulevard"** means that part of a highway that;
 - (i) is not a roadway; and
 - (ii) is that part of the sidewalk that is not especially adapted to use or ordinarily used by pedestrians.
- b) **"C.A.O."** means the Chief Administrative Officer of the Town of Rimbey.
- c) **"Development Authority"** means a person appointed as a Development Authority pursuant to the provisions of Town of Rimbey Land Use Bylaw, and amendments thereto.
- d) **"dwelling"** means a permanent structure designed or manufactured primarily for the occupation or living quarters for people and includes mobile homes.
- e) **"explosive substance"** means and includes;
 - (i) anything intended to be used to make an explosive substance;
 - (ii) anything or any part thereof, used or intended to be used, or adapted to cause, or to aid in causing an explosion in or with an explosive substance, and;
 - (iii) an incendiary grenade, firebomb, Molotov cocktail, or similar incendiary substance or device and a delaying mechanism or other thing intended for use in connection with such a substance or device.
- f) **"nuisance"** means any use or activity upon any property which is offensive to any person acting reasonably, or has or may be reasonably expected to have a detrimental impact upon any person or other property in the neighborhood and without limiting the generality of the foregoing, includes the following:
 - (i) grass and/or weeds in excess of twenty (20) centimeters;
 - (ii) the failure to destroy restricted weeds, control noxious weeds, or prevent the spread or scattering of nuisance weeds pursuant to the Weed Control



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF REGULATING, CONTROLLING, AND ABATING NUISANCES AND REMEDYING DANGEROUS AND UNSIGHTLY PREMISES.

Act S.A. 2008, c.W-5.1 and amendments thereto;

- (iii) the causing of opaque, dense, toxic, or noxious smoke and permitting such smoke to be emitted to the atmosphere, as determined by the Peace Officer, unless specifically authorized by Council;
 - (iv) the burning of anything other than preservative or chemical-free wood or wood products within an acceptable fire pit or fireplace meeting the standards of the Town of Rimbey Land Use Bylaw and amendments thereto.
 - (v) the generation of excessive dust and permitting such dust to escape from the property;
 - (vi) the emission of an unpleasant odor and permitting such odor to escape from the property;
 - (vii) the use of any pesticide or herbicide which has significant detrimental or environmental effects on surrounding areas;
 - (viii) the failure to control or eliminate insect pests harmful to the growth and development of any trees, shrubs, vegetable, or plant life;
 - (ix) the storage or accumulation of dilapidated vehicles or the storage of vehicles contrary to the Land Use Bylaw;
 - (x) the storage or accumulation of or failure to dispose of discarded or dilapidated furniture or household appliances, scrap metals, scrap lumber, cardboard, tires, motor vehicle parts or scrap building materials;
 - (xi) the failure to dispose of or to prevent the spread or scattering of any rubbish or garbage accumulated upon any property, including but not limited to;
 - (a) any rubbish, refuse, garbage, paper, packaging, containers, bottles, cans,
 - (b) rags, clothing, petroleum products, manure, human or animal excrement,
 - (c) sewage or the whole part of an animal carcass; or
 - (d) the whole or a part of any article, raw or processed material, vehicle or other machinery that is disposed of;
 - (e) animal or vegetable matter, including materials resulting from the handling, preparation, cooking, consumption, and storage of food;
 - (f) building waste;
 - (g) garden waste;
 - (h) anything that is designated as waste in the
-



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF REGULATING, CONTROLLING, AND ABATING NUISANCES AND REMEDYING DANGEROUS AND UNSIGHTLY PREMISES.

regulations under the Environmental Protection & Enhancement Act R.S.A. 2000, c. E-12 and amendments thereto.

- (xii) the posting or exhibiting of posters, signs, billboards, placards, writings or pictures on any fence, wall, or property, where the same are accumulated and become in a dilapidated condition.
- (xiii) the failure to remove graffiti off any buildings, structures, fences etc. within a period of at least two (2) weeks, or a longer period as determined by the Peace Officer.
- g) “Peace Officer”** means any member of the RCMP, a Peace Officer and a Bylaw Enforcement Officer or any other person designated by the CAO.
- h) “person”** includes any owner, agent, lessee or occupier including a corporation and their heirs, executors, administrators or other legal representative of a person or corporation.
- i) “premises”** means and includes all land, buildings, excavations, structures, and appurtenances thereto.
- j) “sign”** means anything defined as a sign pursuant to the Land Use Bylaw and amendments thereto.
- k) “Town”** means the Town of Rimbey.
- l) “unsightly condition”** means:
 - (i) in respect of a structure, a structure whose exterior, relative to the adjacent land and land use, shows signs of significant physical deterioration, and
 - (ii) in respect of land, land that shows signs, relative to the adjacent land and land use, of serious disregard for general maintenance and upkeep.
- m) “weapon”** means a firearm or any other device that propels a projectile by means of an explosion, spring, air, gas, string, wire or elastic material and any combination of these things.

3. OFFENCES

- 3.1 No person being the owner, agent, lessee, or occupier of any premises or dwelling within the Town of Rimbey shall permit such premises or dwelling or the activities on such place to be or become a nuisance or be in an unsightly condition.
- 3.2 No person being the owner, agent, lessee, or occupier of any premises or dwelling within the Town of Rimbey shall permit the grass, weeds, or other vegetation on a boulevard adjacent to the subject property to become a nuisance by growing uncontrolled. All property owners or occupants are charged with the responsibility of maintaining the boulevard adjacent to, abutting, or flanking their property.



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF REGULATING, CONTROLLING, AND ABATING NUISANCES AND REMEDYING DANGEROUS AND UNSIGHTLY PREMISES.

3.3 No person shall place an unauthorized sign or a sign contrary to the Land Use Bylaw on any public or private lands.

4. NOISE

4.1 No person shall make, continue or cause or allow to be made or continued any loud, unnecessary or unusual noise or any noise whatsoever which either annoys, disturbs, injures, endangers or detracts from the comfort, repose, health, peace or safety of other persons within the Town of Rimbey.

4.2 No person shall allow property belonging to him under his control to be used so that there originates from the property any loud unnecessary or unusual noise which disturbs the comfort or repose of other persons in the vicinity of such property or generally within the limits of the Town of Rimbey.

4.3 A loud noise, an unnecessary noise, an unusual noise or a noise which disturbs, injures, or endangers the comfort, repose, health, peace or safety of others is a question of fact for a Court which hears a prosecution of an offence against Section 6 or 7 of this Bylaw.

4.4 In determining if a sound is reasonably likely to disturb the peace of others the following criteria may be considered:

- a) type, volume, and duration of the sound;
- b) time of day and day of week;
- c) nature and use of the surrounding area; and
- d) any other relevant factor.

4.5 No person shall operate or allow to be operated any sound amplifying equipment from any residence, business premises, vehicle or in any park or other public place so as to unduly disturb residents of the Town.

The above shall not apply to any person or group who has obtained consent or permission from the Council of the Town or from the C.A.O.

4.6 No person shall carry on construction of any kind that can be heard beyond the boundary of the construction site between the hours of 10:00 P.M. (2200 hrs.) and 7:30 A.M. (0730 hrs.).

4.7 No person shall operate any equipment, machinery or mechanical devices or any other tool or device of a noisy nature in a residential area between the hours of 10:00 P.M. (2200 hrs.) and 7:30 A.M. (0730 hrs.).

4.8 Notwithstanding sections 4.6 and 4.7 a Peace Officer, C.A.O. or Town Council may allow construction to be carried on, subject to any restrictions or conditions that they may impose.

4.9 No person shall cause or permit or undertake any activity upon any Town property, which constitutes a nuisance.

4.10 No person who occupies any premises shall keep any kind of animal in excessive numbers to cause a health concern, damage to other properties or in the opinion of the Development Authority



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF REGULATING, CONTROLLING, AND ABATING NUISANCES AND REMEDYING DANGEROUS AND UNSIGHTLY PREMISES.

the keeping of the animals in excessive numbers will reduce the value or enjoyment of adjacent properties.

- a) A Provincial Court Judge or Justice of the Peace, in addition to the penalties provided in this Bylaw, may, if he considers the keeping of the excessive number of animals to be serious considering health and property issues, direct or order the owner of the animals to have the animals removed from the Town.

5. WEAPONS AND EXPLOSIVES

- 5.1 No person shall discharge or use any dangerous weapon, devices, firearm, or explosive substance within the corporate limits of the Town of Rimbey.
- 5.2 No person shall allow property belonging to him or under his control to be used so that there originates from his property the setting off or throwing of any fireball, firecracker, or other fireworks or explosive device within the corporate limits of the Town of Rimbey;

Excepting where special permission is obtained in writing from the CAO outlining any conditions related to the permission for discharge as deemed necessary by Council, notice of which will be transmitted to the Town Peace Officer or the Royal Canadian Mounted Police.

6. ENFORCEMENT

- 6.1 A person who contravenes this Bylaw is guilty of an offence.
- 6.2 In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which it continues and a person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw for each such day.
- 6.3 For the purposes of this Bylaw, an act or omission by an employee or agent of a person is deemed also to be an act or omission of the person if the act or omission occurred in the course of the employee’s employment with the person, or in the course of the agent’s exercising the powers or performing the duties on behalf of the person under their agency relationship.
- 6.4
 - a) When a corporation commits an offence under this Bylaw, every principal, director, manager, employee, or agent of the corporation who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence whether or not the corporation has been prosecuted for the offence.
 - b) if a partner in a partnership is guilty of an offence under this Bylaw, each partner in that partnership who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence.



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF REGULATING, CONTROLLING, AND ABATING NUISANCES AND REMEDYING DANGEROUS AND UNSIGHTLY PREMISES.

- 6.5 A Peace Officer is hereby authorized to carry out an inspection to determine compliance with any provision of this Bylaw.
- 6.6 The C.A.O. of the Town or a Peace Officer may, at their discretion, issue a letter or notice to anyone who is in contravention of any section of this Bylaw directing the said person to take any action required so as not to be in breach of the section. The notice or letter may provide a time frame for the person to complete the action.
- 6.7
 - a) Any person who does not comply with a notice or letter is subject to a fine in the amount of \$200.00. A person who commits a second or subsequent offence within a one-year period shall be subject to a fine of \$400.00.
 - b) Notwithstanding 6.7 a), A Provincial Court Judge or Justice of the Peace may set a penalty higher than the specified penalty in this Bylaw, but not to exceed \$2,500.00.
- 6.8 The Town may perform the task or action that any person has not complied with at that person's expense. If the person fails to pay the Town, then the amount owed may be added to the person's or owner's taxes.
- 6.9 A Peace Officer is hereby authorized and empowered to issue a violation ticket, pursuant to the Provincial Offences Procedure Act, to any person who the Peace Officer believes on reasonable and probable grounds has contravened any section of this Bylaw.
- 6.10 Any person to whom a violation ticket has been issued may make the voluntary payment, if one is offered, by delivering the violation ticket as per instructions on the violation ticket along with an amount equal to that specified for the offence as set out in this Bylaw.
- 6.11 A Peace Officer who believes that the breach of any section in this Bylaw is of such a serious nature he may issue an offender with a violation ticket compelling the offender's appearance in court.
- 6.12 Notwithstanding the provisions of this Bylaw, any person who has been issued a violation ticket pursuant to any section of this Bylaw may exercise his right to defend any charge of committing a contravention of any provision of this Bylaw.
- 6.13 A person issued a violation ticket for an offence shall be deemed sufficiently and properly served:
 - a) if served personally on the accused;
 - b) if mailed by registered mail to the address of the person who has contravened this Bylaw.

7. SEVERABILITY

- 7.1 Should any provision of this Bylaw be invalid, then such invalid provision shall be severed, and the remaining Bylaw shall be maintained.



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF REGULATING, CONTROLLING, AND ABATING NUISANCES AND REMEDYING DANGEROUS AND UNSIGHTLY PREMISES.

8. GENERAL

8.1 Whenever the singular and masculine gender is used in this Bylaw, the same shall include the plural, feminine and neuter gender whenever the context so requires.

9. REPEAL

9.1 Bylaw 950/18 is hereby repealed.

10. EFFECTIVE DATE

10.1 AND FURTHER THAT this Bylaw shall take effect on the date of third and final reading.

READ a First Time in Council this _____ day of _____ 2024.

Mayor Rick Pankiw

Chief Administrative Officer Craig Douglas

READ a Second Time in Council this _____ day of _____ 2024.

Mayor Rick Pankiw

Chief Administrative Officer Craig Douglas



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF REGULATING, CONTROLLING, AND ABATING NUISANCES AND REMEDYING DANGEROUS AND UNSIGHTLY PREMISES.

UNANIMOUSLY AGREED to present this Bylaw for Third & Final Reading.

READ a Third Time and Finally Passed this _____ day of _____, 2024.

Mayor Rick Pankiw

Chief Administrative Officer Craig Douglas

Town Council REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: 990/22 Traffic Bylaw
Item For: Public Information -or- Closed Session

BACKGROUND:

On December 7, 2021, the bylaw committee began a review of comparisons between 950/18 Nuisance Bylaw, 951/18 Traffic Bylaw, and 917/16 Land Use Bylaw.

At the Bylaw Committee Meeting held on May 03, 2022, the following motion was made:

Motion 2022BC026

1. Change "alley" to "lane" in Section 5.3
2. Remove 6.1(k)
3. In Section 2 (dd), move the definition of "municipality" in alphabetical order.

Chairperson Rondeel	In Favor
Deputy Chair Carlson	In Favor
Committee Member Tarleton	In Favor
Councillor Clark	Absent
Committee Member Johnstone	In Favor
Committee Member McKay	In Favor

CARRIED

DISCUSSION:

Administration determined it would be best to wait until all three bylaws 950/18, 951/18 and 917/16 were completely reviewed before bringing forward to Council, in the event that additional changes were needed.

RECOMMENDATION:

Administration recommends that Council accept 990/22 Traffic Bylaw.

ATTACHMENTS:

[990 22 Town of Rimbey Traffic Bylaw](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

ENDORSED BY:

A handwritten signature in blue ink, appearing to read "Craig Douglas", with a large, stylized flourish extending to the right.

Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

BYLAW NO. 990/22



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION OF PARKING AND THE USE OF HIGHWAYS THROUGHOUT THE MUNICIPALITY.

WHEREAS

The Traffic Safety Act, R.S.A.2000, c, T-6, section 13 provides that a Municipal Council may pass a Bylaw with respect to regulation of parking and the use of highways under its direction, control and management.

NOW THEREFORE

The Council of the Town of Rimbey, duly assembled enacts as follows:

1. TITLE

1.1 This Bylaw may be cited as the "Town of Rimbey Traffic Bylaw."

2. DEFINITIONS

2.1 Words used in this Bylaw which have been defined in the act or the Regulations have the same meaning when used in this Bylaw.

2.2 In this Bylaw:

(a) "Act" means The Traffic Safety Act, R.S.A. 2000, c. T-6, as amended or replaced from time to time;

(b) "boulevard" as defined in the Act means that part of a highway in an urban area that

(i) Is not roadway, and

(ii) Is that part of the sidewalk that is not especially adapted to the use of or ordinarily used by pedestrians;

(c) "C.A.O." means the Chief Administrative Officer of the Town of Rimbey, or designate;

(d) "Council" means the Municipal Council of the Town of Rimbey;

(e) "crosswalk" as defined in the Regulations means

(i) That part of a roadway at an intersection included within the connection of the lateral line of the sidewalks on opposite sides of the roadway measured from the curbs or, in the absence of curbs from the edges of the roadway, or

(ii) Any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or by other markings on the road surface;

(f) "curb" means the actual concrete or asphalt curb, or in the absence of one, the dividing line of a highway between the edge of the roadway and the sidewalk;

(g) "disabled parking zone" means a space or portion of a highway or parking lot set apart and designated exclusively for the parking of vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services, and so marked with a sign or other marking authorized by the C.A.O.;

(h) "emergency vehicle" as defined in the Act means,

(i) A vehicle operated by a police service as defined in the Police Act;



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION OF PARKING AND THE USE OF HIGHWAYS THROUGHOUT THE MUNICIPALITY.

- (ii) A fire-fighting or other type of vehicle operated by the fire protection service of a municipality;
 - (iii) An ambulance operated by a person or organization authorized to provide ambulance services in the municipality;
 - (iv) A vehicle operated as a gas disconnection unit of a public utility;
 - (v) A vehicle designated by regulation as an emergency response unit;
- (i) **“heavy vehicle”** means a motor vehicle, alone or together with any trailer, semi-trailer or other vehicle being towed by the motor vehicle, with a registration gross weight of five (5) tonnes or more or exceeding eleven (11) metres in total length, excluding recreational vehicles. A public passenger vehicle, when engaged in the transport of passengers, shall be deemed to be excluded from the definition of a heavy vehicle for the purposes of sections 11.1 and 11.2 of this Bylaw;
- (j) **“highway”** as defined in the Act means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, , square, bridge, causeway, trestle way or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles and includes
- (i) A sidewalk, including a boulevard adjacent to the sidewalk
 - (ii) If a ditch lies adjacent to and parallel with the roadway, the ditch, and
 - (iii) If a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be,
- But does not include a place declared by regulation not to be a highway;
- (k) **“lane”** means a right-of-way on which motorized vehicles are normally allowed to operate which is 10 m or less in width;
- (l) **“loading zone”** means a portion of the street adjacent to the curb designated by traffic control device for the exclusive use of vehicles loading or unloading passengers or materials;
- (m) **“maximum weight”** means the maximum weight permitted for a vehicle and load pursuant to the vehicle’s official registration certificate issued by the Province of Alberta, or absent such certificate, the combined weight of the vehicle and the heaviest load that may be carried in accordance with the provisions of the Act and the applicable regulations passed pursuant to the Act;
- (n) **“median”** as defined in the Regulations means a physical barrier or area that separates lanes of traffic on a highway;



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION OF PARKING AND THE USE OF HIGHWAYS THROUGHOUT THE MUNICIPALITY.

- (o) **“mobility Aide”** means a device that is used to facilitate the transport, in a normal seated orientation, of a person with a physical disability;
- (p) **“motor vehicle”** as defined in the Act; means
 - (i) A vehicle propelled by any power other than muscular power, or
 - (ii) A moped,

But does not include a bicycle, a power bicycle, an aircraft, an implement of husbandry or a motor vehicle that runs only on rails;
- (q) **“Municipality”** or **“Town”** means the Corporation of the Town of Rimbey, or the area contained within the corporate boundaries of the Town, as the context requires;
- (r) **“off-highway vehicle”** means any motorized mode of transportation built for cross-country travel on land, water, snow, ice or marsh or swamp land or on other natural terrain and, without limiting the generality of the foregoing, includes, when specifically designed for such travel,
 - (i) 4-wheel drive vehicles,
 - (ii) low pressure tire vehicles
 - (iii) motorcycles and related 2-wheel vehicles,
 - (iv) amphibious machines,
 - (v) all-terrain vehicles,
 - (vi) snow vehicles,
 - (vii) minibikes, and
 - (viii) any other means of transportation that is propelled by any power other than muscular power or wind,

but does not include:

 - (ix) motorboats, or
 - (x) any other vehicle exempted from being an off-highway vehicle by regulation;
- (s) **“parade or procession”** means any group of pedestrians (except military or funeral processions) numbering more than twenty five (25) who are marching, walking, running, standing or racing on a roadway or sidewalk, and includes a group of vehicles (excepting military or funeral processions) numbering ten (10) or more that are involved in a procession on a roadway;
- (t) **“park”** as defined in the Regulations means allowing a vehicle to remain stationary in one place, except
 - (i) While actually engaged in loading or unloading passengers, or

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(ii) When complying with a direction given by a peace officer or traffic control device;

(u) **“parking stall”** means a portion of a roadway or public parking lot indicated by markings as a parking space for one vehicle;

(v) **“parking violation ticket”** means a tag issued in lieu of prosecution in respect of an infraction against this Bylaw or the parking provisions of the Regulations in a form approved by the C.A.O. or his authorized designate;

(w) **“peace officer”** means any member of the Royal Canadian Mounted Police, a Peace Officer, a Bylaw Enforcement Officer or any other person designated by the C.A.O;

(x) **“pedestrian”** as defined in the Act means

(i) A person on foot, or

(ii) A person in or on a mobility aid,

And includes those persons designated by regulation as pedestrians;

(y) **“private road” or “driveway”** means an entrance from a roadway to private property or a road or space on private property designed for vehicular traffic that is not open to the general public;

(z) **“public holiday”** means a Sunday, a Holiday as defined in the Interpretation Act of the Province of Alberta, and any day or portion of a day so proclaimed by the Mayor or so declared by the Council of the Town of Rimby;

(aa) **“recreational vehicle”** means any vehicle, trailer or anything designed to be carried on a vehicle or trailer that is designed for temporary habitation of people commonly referred to as a holiday trailer, motor home, camper or tent trailer.

(bb) **“Regulations”** means The Use of Highway and Rules of the Road Regulation, (A.R. 304/2002) made pursuant to the Act;

(cc) **“refuse”** means any substance or material discarded or disposed of within the Town other than by lawful deposit at a disposal site and includes animal waste, dry waste, construction waste, garbage, industrial waste, chemical waste, yard waste, litter, ashes, medical waste and any other types of refuse or waste whatsoever;

(dd) **“roadway”** as defined in the Act means that part of a highway (kk) (intended for use by vehicular traffic;

(ee) **“sidewalk”** as defined in the Act means that part of a highway especially adapted to the use of or ordinarily used by pedestrians, and includes that part of a highway between

(i) The curb line, or

(ii) Where there is no curb line, the edge of the roadway,

And the adjacent property line, whether or not it is paved or improved;



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- (ff) **“specified penalty”** means a penalty for specific offences in this Bylaw as provided for in Schedule A of this Bylaw;
- (gg) **“trailer”** as defined in the Act means a vehicle so designed that it may be attached to or drawn by a motor vehicle or tractor, and is intended to transport property or persons, and includes any vehicle defined by regulation as a trailer, but does not include machinery or equipment solely used in the construction or maintenance of highways;
- (hh) **“traffic control device”** as defined in the Act means any sign, signal, marking or device placed, marked or erected under the authority of this Act for the purpose of regulating, warning or guiding traffic;
- (ii) **“traffic control signal”** as defined in the Act means a traffic control device, whether manually, electrically or mechanically operated, by which traffic is directed to stop and to proceed;
- (jj) **“track”** means to allow, cause or permit any substance or material excluding snow or ice clinging to vehicles due to winter conditions, from being deposited by becoming loose or detached from the tires or any other part of a vehicle whether the vehicle is moving or stationary;
- (kk) **“truck loading zone”** means a space or section of the roadway so marked with a sign or other marking authorized by the C.A.O. or his authorized designate permitting parking for the period of time reasonably necessary to load or unload goods, materials or merchandise;
- (ll) **“truck route”** means a highway within the Town upon which the operation of Heavy Vehicles is permitted, and which has been designated as such in this Bylaw;
- (mm) **“vehicle”** means a device in, on or by which a person or thing may be transported or drawn on a highway and includes a combination of vehicles but does not include a mobility aid;
- (nn) **“vehicle storage area”** means any area which is at least one hundred and fifty (150) metres away from the nearest residential, institutional or assembly occupancy, and that has been so designated and approved by the C.A.O. or his authorized designate;

3. TRAFFIC CONTROL DEVICES AND AUTHORITY TO PLACE

3.1 Pursuant to section 110 of the Act, the C.A.O. is hereby delegated the authority to place, erect, display or alter traffic control devices at such locations within the Town as he may determine, or as Council may by resolution direct, for the purpose of controlling and regulating traffic,

including, but not limited to, the following specific purposes:

- (a) To divide the surface of a roadway into traffic lanes marked by solid or broken lines;
- (b) To prohibit “U” turns at any intersection
- (c) To designate any intersection or other place on a highway as an intersection or place at which to left hand turn or right-hand

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turn shall be made;

- (d) To designate as a one-way street any roadway or portion thereof;
- (e) To designate "School Zones" and "Playground Zones;"
- (f) To designate roadways or portions thereof as truck routes, parking lots, and vehicle storage areas;
- (g) To set apart as a "through-street" any roadway or part of a roadway and to control entry to any roadway by means of a "stop" sign or "yield" sign;
- (h) To designate a crosswalk upon any roadway;
- (i) To designate "parking" zones, passenger and truck loading zones, disabled parking zones, "no parking" and "no stopping" zones and the times and days when the restrictions of such zones are in effect;
- (j) To close or restrict the use of any highway, or any part of any highway, either as to the full width or as to part of the width with respect to any class or classes of vehicles or with respect to any class or classes of pedestrians;
- (k) To prohibit, restrict or regulate the parking of vehicles or any particular class of vehicles on any highway or other public place or any portion thereof during such hours as he may determine;
- (l) To designate and mark guidelines for parking on any highway or other public place or any portion thereof;
- (m) To indicate the maximum speed limits for any roadway;
- (n) To designate a roadway or certain portion of a roadway as a "Truck Route"
- (o) To issue a permit for a heavy vehicle to be operated on a roadway or a portion of a roadway not designated as a "truck route," subject to such restriction including, but not limited to, dates, times and purposes. A request for such permit may be refused and such refusal may be appealed in writing to Council.

3.2 The C.A.O. or his authorized designate is hereby delegated the authority to place, or cause to be placed, temporary traffic control devices prohibiting the parking of vehicles on a roadway for snow clearing and maintenance purposes at least 12 hours prior to such clearing or maintenance.

3.3 The C.A.O. or his authorized designate is hereby delegated the authority to designate the location of traffic control devices and traffic control signals and undertake the placement of same.

3.4 The C.A.O. or his authorized designate shall cause a report to be kept of the location of all traffic control devices placed pursuant to this section and this record shall be open to public inspection during normal business hours.

3.5 Traffic control devices placed and located pursuant to this section are deemed to have been made pursuant to this Bylaw.



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3.6 Notwithstanding any provision of this Bylaw all traffic control devices placed, erected or marked along highways located in the Town prior to the passing of this Bylaw shall be deemed to be duly authorized traffic control devices until altered pursuant to the provisions of section 3.1 of this Bylaw.

4. TEMPORARY CLOSING OF ROADWAYS

4.1 In any case where, by reason of any emergency or any other special circumstances, it is the opinion of the C.A.O. or his authorized designate that it is desirable and in the public interest to do so, the C.A.O. or his designate may:

- (a) Temporarily close within the Town, any roadway, sidewalk, boulevard or public parking lot, in whole or in part, to traffic;
- (b) Temporarily suspend parking privileges granted by the provision of this or any other bylaw and take such measures necessary for the temporary closing of such roadways, sidewalks, boulevards or public parking lots or suspension of parking and place barricades or post appropriate notices on or near the roadways, sidewalks, boulevards or public parking lots concerned;

5. SPEED LIMITS

5.1 Unless otherwise directed by posted Traffic Control Devices no person shall drive a vehicle at a speed in excess of fifty (50) kilometres per hour on any roadway within the Town.

5.2 The C.A.O. or his authorized designate may, by signs posted along a roadway, temporarily fix a maximum speed greater or lesser than the speed prescribed by the Regulations and Section 5.1 of this Bylaw. Such designation is for a maximum of 90 days. In all cases, Council must give final approval to make the maximum speed permanent.

5.3 Notwithstanding section 5.1, no person shall drive a motor vehicle in any lane at a greater speed than twenty (20) kilometres per hour.

5.4 The C.A.O. or his authorized designate may by signs posted along a roadway, fix a maximum speed limit in respect of any part of the highway under construction or repair or in a state of disrepair applicable to all vehicles or to any class or classes of vehicles while traveling over that part of the highway.

6. PARKING RESTRICTIONS AND PROHIBITIONS

6.1 GENERAL PROVISIONS

- (a) The parking prohibitions and restrictions provided in sections 44 through 49 of the Regulations apply within the Town and may be enforced through the issuance of a violation ticket by a Peace Officer.
- (b) A Peace Officer or other person authorized to enforce this Bylaw is hereby authorized to place an erasable chalk mark on the tread face of the tire of a parked vehicle, and to issue and place a violation ticket upon a parked vehicle, without that person or the Town incurring any liability for doing so.



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- (c) Except when actively engaged in loading or unloading passengers, no person shall park or stop a vehicle in a passenger loading zone.
- (d) Unless authorized by special permit approved by the C.A.O. or his authorized designate, no person shall park or stop a vehicle in a truck loading zone for a period of time longer than twenty (20) minutes.
- (e) No person shall park a vehicle in a lane except for such period of time as may be reasonably necessary for the loading or unloading of passengers or goods from a vehicle, and in any case not longer than one (1) hour.
- (f) Except for section 6.1(g), no person shall park a vehicle in a lane in a manner that obstructs the safe passage of other vehicles along the lane.
- (g) No person shall park any unattached trailer, whether designed for occupancy or for the carrying of goods and equipment, upon any roadway except for the purpose of loading or unloading for a period not to exceed seventy two (72) hours, and only if it is located on that portion of the roadway that lies immediately adjacent to the property it is being loaded from or unloaded to, and is parked in the same direction of travel with no slides extended.
- (h) Where any type of motor vehicle has removable camping accommodation installed on it, the operator or owner of the vehicle shall not remove and leave the camping accommodation on or extending over any sidewalk, boulevard, lane or any portion of the roadway.
- (i) No person shall park any commercial licensed vehicle, of any design capacity of more than one (1) tonne, including but not limited to a truck, bus, trailer, or delivery van, on any roadway in a residential area except when such vehicle is actively engaged in bona fide delivery, transport, or other similar activities.
- (j) No person shall park any vehicle on a roadway or public parking lot owned by or in the care, custody and control of the Town of Rimbey, unless otherwise provided for in this Bylaw for a period exceeding 72 hours.
 - (i) there is no vehicle access to the rear yard of the lot, and;
 - (ii) the vehicle will not overhang the sidewalk or road or otherwise create a traffic hazard, and;
 - (iii) the parking of the vehicle will not, in the Peace Officer's opinion, reduce the value or enjoyment of adjacent properties.
- (k) No person shall park any vehicle or unattached trailer in the parking lots designated for attendees of the Rimbey Aquatic Centre, Peter Lougheed Community Centre or the Town Office except for the express purpose of attending the Rimbey Aquatic Centre, Peter Lougheed Community Centre or the Town Office.
- (l) No person shall park any vehicle on any portion of a highway in the Town in such a manner as to constitute a hazard to other persons using the highway, including those using a sidewalk.



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- (m) No person shall park any vehicle upon any land owned by the Town which the Town uses or permits to be used as a playground, recreation area, public park and green space except on such parts clearly signed or otherwise authorized by the C.A.O. for vehicle parking.
- (n) Where parking lines are visible on a roadway or parking lot no person shall park a vehicle except within the limits of the lines designating the parking stall.
- (o) Except in the case of sudden vehicle breakdown, a person shall not stand or park any vehicle on any portion of a highway in the Town for the purpose of servicing or repairing the vehicle.
- (p) The Town, after clearly posting or signing a roadway or public parking lot a minimum of twelve (12) hours prior may cause a roadway or public parking lot to be cleared of vehicles for the purpose of street cleaning, snow removal or highway repairs. In such cases, the Town may tow and impound vehicles blocking street cleaning or repair equipment at the vehicle owner’s risk and expense.
- (q) No person shall park a vehicle in an angle parking zone where such vehicle exceeds 6.2 metres in overall length.
- (r) No person shall park a vehicle on a roadway or parking lot with the motor running in such circumstances and location as to cause a disturbance to residents within the area.
- (s) No person shall park an unregistered vehicle or a vehicle without a license plate on a public roadway or parking lot within the town limits of Rimbey.

6.2 DISABLED PARKIN

- (a) The C.A.O. is hereby authorized to establish, sign or otherwise designate such parking stalls or zones within the Town as he deems necessary for the exclusive parking of vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services.
- (b) The owner, tenant, occupant or person in control of private property within the Town to which vehicles driven by the public generally have access may designate parking spaces for the exclusive parking of vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services. The signage or markings used to so designate such parking spaces shall be in a form similar to that approved and used by the C.A.O.
- (c) No person shall park or stop a vehicle which does not display a disabled placard or license plate that is issued or recognized by the Registrar of Motor Vehicle Services in a parking space clearly signed or otherwise designated pursuant to sections 6.2(a) or 6.2(b) of this Bylaw.



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6.3 PARK CAUSING OBSTRUCTION

- (a) (i) No person shall park a vehicle on a sidewalk, boulevard, or median except, under special circumstances and by request to the Town, when authorized by the Chief Administrative Officer.
- (ii) Where permission is granted pursuant to Section 6.3 (a)(i), any resultant damage will be the responsibility of the owners of the vehicle.
- (b) No person shall park a vehicle in such a manner as to obstruct or interfere with an entrance or exit of any public or commercial building open to the general public.
- (c) No person shall park a vehicle in such a manner as to obstruct or interfere with an entranceway to any fire hall or ambulance station or hospital.
- (d) No person shall park a vehicle in such a manner as to obstruct or interfere with the use of a doorway intended as a fire or emergency exit from any building.
- (e) No person shall park a vehicle in front of or in any manner so as to prevent access to and collection of refuse collection containers, bin or garbage storage area. This does not apply to sidewalk litter bins for general use.

6.4 SECOND AND SUBSEQUENT PARKING OFFENCES

- (a) For timed parking offences under paragraph 6.1 of this Bylaw, second and subsequent offences are deemed to have been committed when a vehicle that has been issued a violation ticket remains parked in contravention of the Bylaw for a second or further period of time in excess of the maximum time allowed.
- (b) For all other offences under this section, second and subsequent offences are deemed to have been committed when a vehicle that has been issued a violation ticket remains parked in contravention of the Bylaw 24 hours after the violation ticket was issued.

7. OPERATION OF VEHICLES

- 7.1 No person shall ride a bicycle or use roller blades or a skateboard on a roadway, sidewalk, boulevard or median in a manner that is unsafe or that interferes with pedestrian or motor vehicle traffic.
- 7.2 No person shall ride, pull or use a sled, toboggan, skis or wagon on a roadway:
 - (a) Where a sidewalk parallels such roadway and it is reasonable and practicable to use the sidewalk, or
 - (b) Where there is no sidewalk paralleling the roadway, in any manner that interferes with, obstructs or is hazardous to vehicular traffic on the roadway.



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- 7.3 (a) No person shall drive a motor vehicle on a boulevard, median, playground, recreation area, public park, green space, bicycle trail, nature trail or nature preserve except as permitted by a traffic control device or, under special circumstances and by request to the Town, when authorized by the Chief Administrative Officer.
- (b) Where permission is granted pursuant to Section 7.3 (a) any resultant damage will be the responsibility of the owners of the vehicle.
- 7.4 No person shall drive, operate or permit to be driven or operated, any vehicle or equipment in such a manner as to track upon a roadway.
- 7.5 Any person who tracks upon a roadway shall, in addition to the penalty, be liable to clean up or remove the substance or material tracked upon the roadway, in default of which the Town may arrange for clean up or removal of such substance or material at the expense of the person tracking or the owner or registered owner of the equipment from which the substance or material was tracked.
- 7.6 No person shall, driving a motor vehicle approaching an intersection controlled by a traffic light, stop sign or other traffic control device, exit the roadway onto private or public property and continue onto the same roadway or an intersection roadway for the purpose of avoiding the traffic control device.

8. PEDESTRIANS

- 8.1 A pedestrian shall not cross any roadway within the Town, other than a lane, except within a marked or unmarked crosswalk.
- 8.2 No person shall stand on any roadway, crosswalk or sidewalk in such a manner as to:
 - (a) Obstruct vehicular or pedestrian traffic;
 - (b) Annoy or inconvenience any other person lawfully upon such roadway, crosswalk or sidewalk; or
 - (c) Obstruct the entrance to any building.

9. PARADES, PROCESSIONS AND SPECIAL EVENTS

- 9.1 Any person that intends to hold a parade, procession, race or special event involving a roadway, sidewalk, boulevard, median or town parking lot within the Town of Rimbey shall at least thirty (30) days prior to the scheduled date, make application in writing to the C.A.O. for permission and in such application shall furnish to the C.A.O. information with respect to the following, namely:
 - (a) The name and address of the applicant, and if such applicant is an organization, the names, addresses of the executive thereof.
 - (b) The nature and purpose of such a parade, procession, race or special event.
 - (c) Dates and times.
 - (d) The intended route.



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- (e) The approximate number of people who will take part.
 - (f) The approximate size, number and nature of flags, banners, placard or such similar things to be carried and particulars of such signs, inspections and wording to be exhibited thereon; and such written application shall bear the signatures and addresses of the persons who will be in control of such parade or procession and who undertake to be reasonable for the good order and conduct thereof.
- 9.2 The C.A.O. may either grant permission, with or without conditions, or refuse permission for any reasons that are determined to be appropriate concerns in all the circumstances. In the case of a refusal the applicant has a right to appeal to Council, who may grant or refuse permission for the parade.
- 9.3 If a refusal for an application for permission to hold a parade is appealed to Council pursuant to section 9.2, Council may:
- (a) Grant permission without conditions;
 - (b) Grant permission with conditions; or
 - (c) Refuse permission
- 9.4 Where permission has been granted pursuant to sections 9.2 or 9.3, the C.A.O. shall fix the hour and route of the parade or procession and may require to be erected temporary barriers or traffic control devices as he deems necessary.
- 9.5 If any funeral procession is in process of formation or proceeding along any roadway, any Peace Officer may regulate all traffic in the vicinity and all persons whether on foot or in vehicles shall obey the order and direction of the Peace Officer so regulating traffic.
- 9.6 Before a funeral procession enters upon, crosses or turns into a roadway designated and marked as a through-street by a stop or yield sign, the first vehicle in the funeral procession shall come to a complete stop in the manner required by the Regulations and shall not drive the vehicle into the intersection until it is safe to do so. A vehicle that follows in the funeral procession may then enter into the intersection without stopping provided the headlamps are alight. The provisions of this section shall not apply at an intersection where traffic is controlled by a Peace Officer or by a traffic control signal.
- 9.7 Except for funeral processions, no person shall hold or organize any parade, procession, race or special event unless permission has been first granted by the C.A.O. or Council pursuant to this section.
- 9.8 No person driving any vehicle, or riding or driving a horse, shall drive or ride through, nor shall any pedestrian walk through, the ranks of a military or funeral procession (the vehicles of which have their lights on) nor through the ranks of another authorized parade or processions, or in any way obstruct, impede or interfere with the same.
- 9.9 No person shall take part in the organization of a parade or procession or participate in a parade or procession which is conducted without permission having first been granted pursuant to the provision of this Bylaw.



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- 9.10 No person shall carry out or allow or cause to be carried out a parade or procession that does not conform to conditions imposed in a permit issued by the C.A.O. or his authorized designate.
- 9.11 Nothing in this section waives the requirement to obtain a permit through any other permit authorizing body, Provincial, Federal or otherwise for any parade, procession or special event. Ex. – Special Events permit through Alberta Transportation.

10. FIRES AND FIRE LINES

- 10.1 In case of a fire within the Town, any Peace Officer or member of the Ponoka County Regional Fire Services may designate in any manner a line or lines near the location of the fire beyond which no member of the public shall pass, and no unauthorized person, whether on foot or in a vehicle shall cross such line or lines.
- 10.2 The Ponoka County Regional Fire Services Fire Chief or any person acting under his/her direction is hereby empowered to move or cause to be moved any vehicle which he may deem necessary for the purpose of carrying out any duty, work or undertaking of the Ponoka County Regional Fire Services Fire Department.
- 10.3 No person shall fail or refuse to comply with any traffic control device or direction of a Peace Officer or of any officer of the Ponoka County Regional Fire Services Fire Department at the scene of a fire or other emergency.

11. HEAVY AND OVER DIMENSION VEHICLES AND TRUCK ROUTES

- 11.1 No person shall operate a heavy vehicle, excluding a recreational vehicle, on a roadway or public parking lot owned and operated by the Town except on a designated truck route as outline in Schedule “B” of this Bylaw, the Schedule being hereby incorporated into and made part of this Bylaw.
- 11.2 The following shall be deemed not to be operating or parking a heavy vehicle in contravention of section 11.1 if the heavy vehicle was being operated on the shortest route between the delivery, pick-up or other location concerned and the nearest route by:
 - (a) A person delivering or collecting goods, materials or merchandise to or from the premises of a bona fide customer;
 - (b) A person going to or from the business premises of the owner of the heavy vehicle, a heavy vehicle repair or maintenance facility, or an approved "vehicle storage area" for heavy vehicles;
 - (c) A person towing a disabled vehicle from or along a roadway prohibited to heavy vehicles; and
 - (d) A person actively engages in lawful public works requiring him by the very nature of such work to deviate from established truck routes.
 - (e) A person traveling by the most direct route to their place of residence and parking a heavy vehicle on private land off the roadway.



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12. MAXIMUM WEIGHT OF VEHICLES

- 12.1 No person shall drive or park upon any roadway within the Town a vehicle or combination of attached vehicles with a weight, including or excluding any load thereon, in excess of maximum weight.
- 12.2 A person driving or in charge or control of a vehicle or combination of attached vehicles suspected by a Peace Officer of being on a roadway in contravention of section 12.1 shall, when requested by the Peace Officer, produce for such officer's inspection any official registration certificate or interim registration for such vehicle or vehicles that may have been issued by the Province of Alberta showing the maximum weight of such vehicle or combination of attached vehicles.

13. SNOW, ICE, DIRT, DEBRIS

- 13.1 All persons within the Town of Rimbey owning, controlling, or occupying property that adjoins any sidewalk shall remove or cause to be removed and cleared away all snow, ice, dirt, debris or other material from any sidewalk adapted to the use of pedestrians. Such removal shall be completed when the snow is 2.5 centimetres or greater within 48 hours from the time that the snow, ice, dirt, debris, or other material was formed or deposited there.

13.2 The Business District shall be identified as:

- East/West Highway 53 extending east to Highway 20 and west to the Town limits.
- South of 4 way stop to 45th Ave;
- North of 4-way stop to 51 Ave;
- 50th Street from 49th Ave to 52nd Ave;
- 49th Ave from 49th street to 51 Street;
- 49th Street from 50th Ave to 48th Ave.

(a) Businesses

- (i) Businesses are permitted to shovel their sidewalk to curb edge;
- (ii) Snow will be removed as per Road Priorities 2;
- (iii) Businesses engaging contractors to clear their lots will NOT be allowed to push snow from their properties, onto roadways, and/or Town property;

(b) Contractors are allowed access to the Town's snow storage site at no charge and must phone ahead to make arrangements.

13.3 Contractors

(a) Contractors hauling snow to the Town snow storage site must have commercial equipment, insurance satisfactory to the Town and use it at their own risk.

13.4 Any person who fails to comply with sections 13.1, 13.2 or 13.3 is guilty of an offence and may be issued a violation ticket by a Peace Officer in an amount specified in this Bylaw.

13.5 In default of any person complying with sections 13.1, 13.2 or 13.3 above, and in addition to any other remedy available to the Town of Rimbey for noncompliance with this Bylaw, the Town may arrange to have the sidewalk cleared and any cost thereof shall be paid to the Town



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upon demand and failing payment, such cost shall be charged against the property as a special assessment.

13.6 No person shall remove snow, ice, dirt, debris or other material from a sidewalk or private property by placing or causing to be placed on any portion of a highway, roadway, or public place in the Town of Rimbey or on any private property other than their own.

13.7 At all times, Snow Clearing Equipment and Street Sweeping Equipment of the Town of Rimbey, and or Contractors hired by the Town of Rimbey, shall have the right of way on Rimbey streets unless so directed by a Peace Officer or a Traffic Flag Person.

14. MISCELLANEOUS RESTRICTIONS AND PROHIBITIONS

14.1 No person shall allow the engine or motor of any stationary vehicle.

- (a) In a residential area, or
- (b) In any other area where prohibited by traffic control device

to remain running for a period of time longer than twenty minutes.

14.2 No person shall place an electrical cord on or above a roadway or above a sidewalk unless it is a minimum height of 2.5 metres above the sidewalk.

14.3 No person shall, while clearing a sidewalk, use power driven equipment, or any other tools or equipment, or any other material, unless the use of such equipment does not result in damage to the sidewalk.

14.4 No person shall wash, service or repair a vehicle on any roadway, sidewalk, boulevard or median within the Town.

14.5 No person shall wash, repair, or service a vehicle near any roadway, sidewalk, boulevard or median within the Town in a manner that allows soap suds, mud, cement, refuse, debris, tar, oil, grease, antifreeze or other vehicle fluids to flow onto or enter upon the roadway, sidewalk, boulevard or median or enter any storm water system.

14.6 No person shall park a vehicle on a roadway or public parking lot within the Town that, due to the state of the vehicle, results in mud, cement, refuse, debris, tar, oil, grease, antifreeze or other vehicle fluids being deposited upon the roadway or public parking lot or enter a storm water sewer system.

14.7 Where an offence under section 14.3, 14.4 14.5 or 14.6 occurs resulting in damage to a roadway, sidewalk, boulevard or median or other town property or resulting in spillage or deposit of dirt, gravel, vehicle fluids or other material on a roadway, sidewalk, boulevard or median, notice may be given to

- (a) The person responsible, or
- (b) In cases involving a vehicle, to the registered owner of the vehicle, or
- (c) If the offence occurred on private property, the occupant or owner of the private property takes reasonable cleanup or damage repair measures.



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- 14.8 No owner or occupant of private property located at an intersection of roadways, excluding an intersection with a lane, shall allow any vegetation within the triangular portion of the property closest to the intersection, measured from the corner of the intersection to a distance of eight (8) metres each direction along the edge of the curb or, in the absence of a sidewalk, the edge of the roadway, to grow to height greater than one (1) metre or, in the case of trees or shrubs overhanging the portion of the property, to a height less than two (2) metres.
- 14.9 No owner or occupant of private property shall allow any vegetation overhanging a sidewalk, boulevard, roadway or lane to reach a height less than four (4) metres above the sidewalk, boulevard, roadway or.
- 14.10 No owner or occupant of private property in the Town shall park a vehicle or build, place, erect or continue the existence of a fence, wall, dirt pile, snow pile or other object adjacent to and within eight (8) metres of the nearest corner of a street intersection when such vehicle, fence, wall, dirt pile, snow pile or other object interferes with good visibility for safe traffic flow.
- 14.11 Where an offence under sections 14.8, 14.9, or 14.10 occurs, notice may be given to the occupant or owner of the private property requiring remedial action to bring the property within compliance of this bylaw.
- 14.12 No person shall place or deposit, or allow the placement or deposit, of any object, refuse, building or other materials, dumpsters, snow, earth, sand, gravel, sod, or any other matter on a roadway, sidewalk, boulevard or median within the Town, excepting vehicles and materials for which specific permission has been granted by the C.A.O..
- 14.13 Where an offence under section 14.2 occurs, notice may be given to the occupant or owner of the property adjacent to where the materials were placed to take specific remedial action.
- 14.14 A notice issued pursuant to this Bylaw shall specify:
 - (a) The civic address or physical location where remedial action is required;
 - (b) The condition that is not in compliance with the Bylaw, including reference to the applicable provision of the Traffic Bylaw;
 - (c) Remedial action required;
 - (d) A deadline for compliance.
- 14.15 Any notice served pursuant to this Bylaw will be deemed to have been sufficiently served in the case of an offence involving a vehicle.
 - (a) If left at a conspicuous location on the vehicle;
 - (b) If mailed by regular or registered mail to the registered owner of the vehicle using the address on record with the Alberta Motor Vehicle Branch;
 - (c) If given verbally, including all information as required in section 14.14, by a Peace Officer and directed to the registered owner of the vehicle.



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- 14.16 Any notice served pursuant to this Bylaw will be deemed to have been sufficiently served in the case of an offence involving private property:
- (a) If served personally upon the person to whom it is directed, or
 - (b) If posted at a conspicuous location on the property, or
 - (c) If mailed by regular or registered mail to the address of the person to whom the notice was directed, or to the owner of the private property involved using the address on record with the Town of Rimbey, or
 - (d) If given verbally, including all information as required in section 14.14, by a Peace Officer and directed to the occupant or owner of the private property involved.
- 14.17 No person shall fail to satisfactorily comply with a notice issued pursuant to sections 14.7, 14.11, or 14.13 of this bylaw within the specified deadline.
- 14.18 In the case of the owner of a vehicle or owner or occupant of private property failing to comply with a notice issued pursuant to any provision of this Bylaw, the Town may do the work at the expense of the owner of the vehicle or the owner or occupant of the private property.
- 14.19 In cases involving owners of private property, the expenses incurred by the Town for the work done, where applicable, may be recovered with costs by action in court of competent jurisdiction or in a like manner as municipal taxes.
- 14.20 Where, pursuant to this Bylaw, work is done at the expense of the owner of a vehicle or owner or occupant of private property, the owner or occupant may appeal to Council to have the expenses cancelled.
- 14.21 No person other than the owner or driver of a vehicle will remove a notice issued pursuant to the Bylaw affixed to the vehicle.
- 14.22 No person other than the occupant or owner of private property will remove a notice issued pursuant to this Bylaw affixed to a conspicuous location on private property.

15. OFF HIGHWAY VEHICLES/PROHIBITED OPERATION

- 15.1 A person who can lawfully operate an off-highway vehicle may operate the vehicle within the corporate limits of the Town only on the most direct route from a residence to the nearest exit from the Town at a location of legal off highway use providing the vehicle is operated as follows:
- a) Travel at a speed less than (20) twenty kilometres per hour
 - b) Does not drive or operate the vehicle on parkland or a sidewalk or boulevard
 - c) Travels in rear lanes only, except where there is no lane, then on the most right portion of a highway
 - d) an off-highway vehicle shall yield right of way to all other users of the road including pedestrians

BYLAW NO. 990/22



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION OF PARKING AND THE USE OF HIGHWAYS THROUGHOUT THE MUNICIPALITY.

- e) An off-highway vehicle shall not be operated between the hours of 10:00 pm and 7:30 am (22:00 hrs. and 0730 hrs.)
 - f) An off-highway vehicle operator does so at his/her own risk and the Town does not warrant any area of the Town suitable for off highway vehicle use.
- 15.2 Off-highway vehicles are permitted to operate on a highway solely for the purpose of loading or unloading an off-highway vehicle from or onto a trailer or vehicle or into a building or property.
- 15.3 No person shall operate an off-highway vehicle within the corporate limits of the Town of Rimbey unless the operator and passengers are wearing safety approved helmets.
- 15.4 No person under the full age of fourteen (14) years shall operate an off-highway vehicle in the corporate limits of the Town of Rimbey.
- 15.5 No person who is an owner or in care and control of an off-highway vehicle shall allow any person under the full age of fourteen (14) years to operate an off-highway vehicle within the corporate limits of the Town of Rimbey.
- 15.6 The provisions of this bylaw shall not apply to a Peace Officer or an employee of the Town operating a vehicle in the performance of a duty.
- 15.7 Where an off-highway vehicle is used in contravention of this Bylaw, and the operator or driver cannot be identified, the owner of the vehicle shall be responsible for the contravention.
- a) "Owner" in this section means the registered owner as listed on a certificate of registration.
 - b) If the vehicle is unregistered, then the owner as listed on a bill of sale or other documentation accepted as proof of ownership.
- 15.8 The Owner of the off-highway vehicle must carry liability insurance.
- 15.9 A Peace Officer may seize and impound any off highway vehicle, for a maximum of thirty (30) days, at the owner's expense, that is subject of an offence under this Bylaw if the Peace Officer believes on reasonable and probable grounds that the seizure and impoundment is necessary to prevent a continuation of an offence.

16. PENALTIES AND ENFORCEMENT PROCEDURES

- 16.1 Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable on summary conviction to a fine of not less than THREE HUNDRED DOLLARS (\$300.00) and not more than TWO THOUSAND FIVE HUNDRED DOLLARS (\$2500.00) and in default of payment is liable to imprisonment for a term not exceeding SIX (6) MONTHS.
- 16.2 Where a Peace Officer believes that a person has contravened any provision of the Bylaw, or sections 44 through 49 of the Regulations, he may serve upon:
- (a) Such person a Violation Ticket referencing the section contravened; or



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- (b) The registered owner of the motor vehicle a Violation Ticket referencing section 160(1) of the Act and the section of the Bylaw or Regulations contravened;

In accordance with the provisions of the Provincial Offences Procedure Act, R.S.A.2000, c. P-34.

- 16.3 The levying and payment of any penalty, or the imprisonment for any period as provided for in this Bylaw shall not relieve a person from the necessity of paying any fees, charges or costs for which he is liable under the provisions of this Bylaw.
- 16.4 A Peace Officer may tow and impound at owner’s risk and expense, any vehicle found to be parked in contravention of the provision of this Bylaw or the parking provisions of the Regulations.
- 16.5 The specified penalty payable in respect of a contravention of a provision of this Bylaw is as provided for in Schedule "A" of this Bylaw.
- 16.6 The specified penalty payable in respect of a contravention of a parking provision of the Regulations is as provided for in the Procedures Regulation (A.R.233/1989) made pursuant to the Provincial Offences Procedures Act, R.S.A. 2000, c. P-34, and must include the required Victims of Crime Act surcharge.
- 16.7 Notwithstanding section 15.2, in lieu of prosecution, a Peace Officer may issue a Parking Violation ticket, in a form as approved by the C.A.O., referencing the section of the Bylaw or Regulation contravened, to the alleged offender, or to the registered owner of any vehicle involved in a contravention of this Bylaw or the parking provisions of the Regulations.
- 16.8 Service of any such Parking Violation ticket shall be sufficient if it is:
 - (a) Personally served;
 - (b) Served by regular mail; or
 - (c) Placed on or attached to the vehicle involved in the contravention of this Bylaw or the parking provisions of the Regulations.
- 16.9 The penalty payable to the Town in lieu of prosecution in respect of a contravention of this Bylaw or the parking provisions of the Regulations, to be indicated on any such Parking Violation ticket issued is the amount provided for in Schedule "A" of this Bylaw, Schedule being hereby incorporated into and made part of this Bylaw.
- 16.10 A person who has been issued a Parking Violation ticket pursuant to the provisions of this Bylaw, and who has fully paid the penalty as indicated to the Town within the time allowed for payment, shall not be liable to prosecution for the subject contravention.
- 16.11 No person, other than the owner or driver of a vehicle, shall remove a Parking Violation ticket placed on or attached to such vehicle by a Peace Officer in the course of his/her duties.
- 16.12 No person shall willfully obstruct, hinder or interfere with a Peace Officer or any other person authorized to enforce and engaged in the enforcement of the provisions of this bylaw.

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17. GENERAL

- 17.1 It is the intention of the Council of the Town that each provision of this Bylaw should be considered a being separate and severable from all other provisions. Should any section or provision of this Bylaw be found to have been improperly enacted, then such section or provision shall be regarded as being severable from the rest of this Bylaw and that the Bylaw remaining after such severance shall remain effective and enforceable.
- 17.2 It is the intention of the Council of the Town that all offences created pursuant to this Bylaw be construed and considered as being Strict Liability Offences.
- 17.3 Whenever the singular and masculine gender is used in this Bylaw, the same shall include the plural, feminine and neuter gender whenever the context so requires.
- 17.4 Schedules "A" and "B" may, from time to time, be amended by a resolution of Council.

18. REPEAL

- 18.1 Town of Rimbey Bylaw 951/18 is hereby repealed.
-

NOW THEREFORE

PART III - EFFECTIVE DATE

AND FURTHER THAT this Bylaw shall take effect on the date of third and final reading.

READ a First Time in Council this _____ day of _____ 2024.

Mayor Rick Pankiw

Chief Administrative Officer Craig Douglas

BYLAW NO. 990/22



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION OF PARKING AND THE USE OF HIGHWAYS THROUGHOUT THE MUNICIPALITY.

READ a Second Time in Council this ____ day of _____ 2024.

Mayor Rick Pankiw

Chief Administrative Officer, Craig Douglas

READ a Third Time and Finally Passed this ____ day of _____, 2024.

Mayor Rick Pankiw

Chief Administrative Officer Craig Douglas

BYLAW NO. 990/22



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION OF PARKING AND THE USE OF HIGHWAYS THROUGHOUT THE MUNICIPALITY.

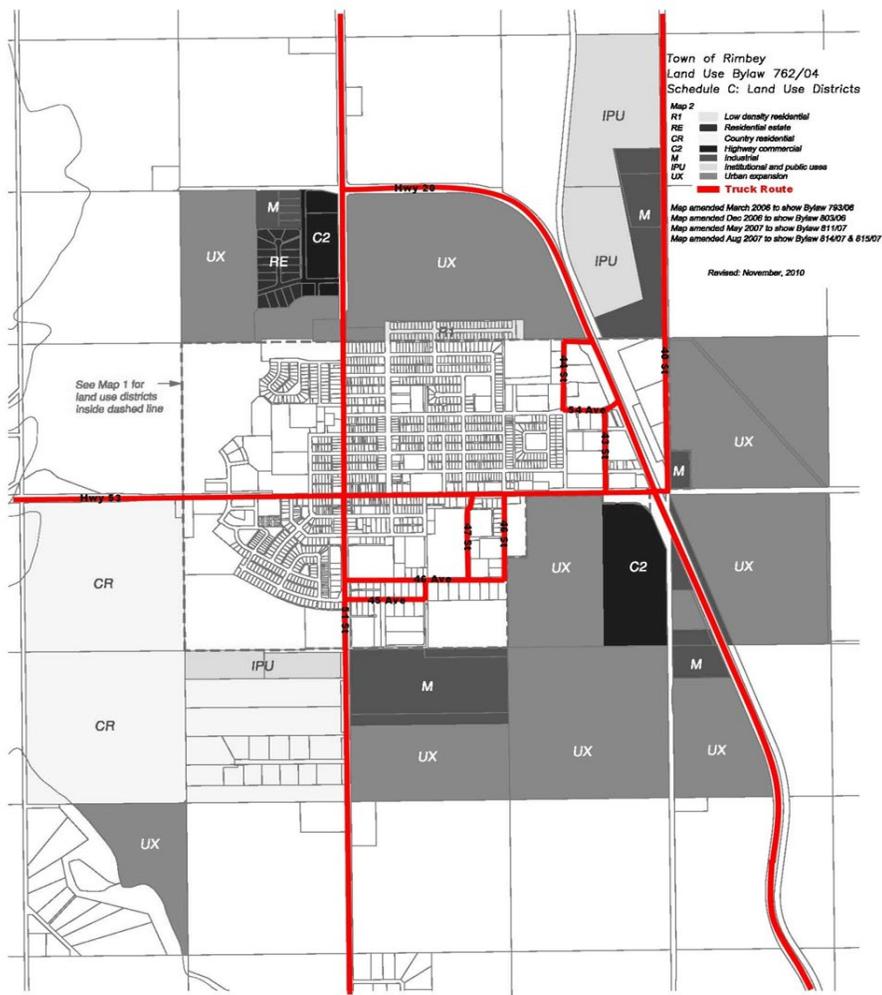
SCHEDULE "A" – VIOLATIONS AND PENALTIES

Section	Description of Offence	Penalty
15.1	All Bylaw sections not specified in this Schedule	\$300.00
12.1	Drive or park vehicle in excess of maximum weight	\$500.00



A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION OF PARKING AND THE USE OF HIGHWAYS THROUGHOUT THE MUNICIPALITY.

SCHEDULE "B" TRUCK ROUTE MAP



Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Land Use Bylaw
Item For: Public Information -or- Closed Session

BACKGROUND:

The Land Use Bylaw was approved by Rimbey Town Council on July 25, 2026. As a critical document to all development within the Town it is regularly updated. Since July 25, 2016 there have been 15 amendments.

The Bylaw Committee has completed a review of the LUB and provided a number of suggested amendments for Council to consider. The amendments are indicated within the attached document utilizing track changes. The proposed amendments are summarized as follows:

- Subdivision and Development Appeal Board has been updated to reference Appeal Body due to updated provincial legislation with the creation of the Land and Rights Tribunal.
- Vehicular definitions and objectionable items in yard regulations amendments at the suggestion of the Bylaw Committee.
- Amendments to housing, manufactured; housing, modular and housing, mobile.
- Clarification of regulations for accessory buildings.
- Clarification of when development permits are required for solar collectors.
- Complete Certificate has been changed to Complete Letter.
- Clarification of variance authority.
- Clarification of notice of decision.
- Clarification of appeal procedures.
- Clarification of lighting regulations in the parking section.
- Clarification of Home Occupations and renaming them to Home Based Businesses.
- Vehicular definitions and objectional item in yard regulations.
- Correction of minor typos and grammatical errors and updating of numbering throughout the document.

RECOMMENDATION:

Administration recommends Council give first reading of Land Use Bylaw 1008/24.

Administration recommends advertising Land Use Bylaw 1008/24 for two consecutive weeks as per the Municipal Government Act.

Administration recommends setting a public hearing for Land Use Bylaw 1008/24 on June 24, 2024.

ATTACHMENTS:

[20240521 - Proposed Amendments LUB - track changes](#)
[2008 24 Land Use Bylaw and Schedule A](#)
[RB129 20240522 LUB](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 23, 2024
Date

ENDORSED BY:



Craig Douglas, Chief Administrative Officer

May 23, 2024
Date



Town of Rimbey

Bylaw ~~917/16~~1008/24

LAND USE BYLAW

Schedule A

Approved ~~July 25, 2016~~XXX, 2024

Consolidation of Amendments to ~~May 3, 2023~~

AMENDMENTS TO LAND USE BYLAW #~~917/16~~1008/24

All amendments to the Land Use Bylaw of the Town of Rimbey #~~1008/24~~ 917/16 must be passed as a bylaw. Any bylaw requires three (3) separate hearings by Town Council under Section 187 of the Alberta Municipal Government Act (MGA), and a public hearing must be held by Council prior to Second Reading of the proposed bylaw under Section 692 of the MGA.

Bylaw #	Date	Description
928/16	2017.01.09	Manufactured home park setbacks.
929/17	2017.03.13	Signage on roadways, boulevard, sidewalks and land owned by the Development Authority.
932/17	2017.05.08	Deletion of Country Residential Estate district. Creation of Residential Estate district and Country Residential district.
940/18	2018.04.10	Addition of "brewery, winery and distillery" and "brewpub".
941/18	2018.04.10	Addition of "commercial recreation and entertainment facility".
944/18	2018.07.25	Significant update
952/19	2019.03.12	Addition of accessory buildings regulation and sign regulation
960/20	2020.03.10	A portion of Lot 9 Block 10 Plan 072 1276 is redesignated from UH to C2, and a portion of Lot 10 Block 10 Plan 072 1276 is redesignated from PS to C2
962/20	2020.04.28	Addition of Direct Control District – 2020-01
965/20	2020.09.21	A portion of Lot 9 Block 10 Plan 072 1276 is redesignated from UH to PS
971/20	2021.09.21	Maximum variance granted by Development Authority
976/21	2021.05.11	Lot 20 Block 9 Plan 812 0791 is redesignated from C2 to R1
977/21	2021.05.11	Lot 1 Block 3 Plan 0328 ET is redesignated from C1 to R2
982/21	2021.06.22	Lot 6 Block 1 Plan 782 3240 is redesignated from C1 to R2
987/22	2022.05.25	Lot 16 Block 3 Plan 09523274 is redesignated redesignated from C2 to M

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PART 1 - ENACTMENT**1.1 TITLE**

The title of this Bylaw shall be the Land Use Bylaw of the Town of Rimbey.

1.2 PURPOSE

The purpose of this Bylaw is to regulate and control the use and development of land and buildings within the Town to achieve the orderly and economic development of land, and for that purpose, amongst other things:

- (1) to divide the Town into districts;
- (2) to prescribe and regulate for each district the purposes for which land and buildings may be used;
- (3) to establish a method of making decisions on applications for development permits including the issuing of development permits;
- (4) to provide the manner in which notice of the issuance of a development permit is to be given; and
- (5) to establish the number of dwelling units permitted on a parcel of land.

1.3 APPLICATION

This Bylaw shall apply to the whole of the Town of Rimbey being all lands and buildings contained within its corporate limits.

1.4 EFFECTIVE DATE

- (1) This Bylaw comes into effect upon the date of its third reading.
- (2) Land Use Bylaw No.762-04, as amended, is hereby repealed.

1.5 CONFORMITY WITH THE BYLAW

- (1) No person shall commence any development within the Town except in conformity with this Bylaw.

- (2) Compliance with the requirements of this Bylaw does not exempt any person from the requirements of any adopted Statutory Plan.

1.6 OTHER LEGISLATIVE REQUIREMENTS

- (1) In addition to this Bylaw, an applicant is responsible for complying with any other applicable federal, provincial, or municipal legislation or law. The applicant is also responsible for complying with the conditions of any caveat, covenant, easement or other instrument affecting a building or land.
- (2) The Town is not responsible for nor does the Town have any obligation whatsoever to determine what other legislation may apply to a development, nor to monitor or enforce compliance with such legislation.
- (3) The Development Authority shall not approve an application for a development permit that is not in conformity with the Town's Statutory Plans.

1.7 SEVERABILITY

- (1) In the event any portion of this Bylaw is found invalid by a Court of Law or is overturned by a superior jurisdiction, the validity of the remaining portions of the Bylaw shall not be affected.

1.8 TRANSITION

- (1) An application for a Subdivision, Development Permit or amendment to this Bylaw commenced prior to the coming into force of this Bylaw shall be evaluated under the provisions of the Town's Land Use Bylaw No. ~~917/16762-04~~, as amended.

PART 2 – INTERPRETATION

2.1 RULES OF INTERPRETATION

- (1) Where a word is used in the singular, such a word may also mean plural.
- (2) Where a masculine or impersonal pronoun or adjective is used, such a word may also mean the feminine or impersonal pronoun or adjective.
- (3) Where a word is used in the present tense, such a word may also mean the future tense.
- (4) The word “person” includes a corporation as well as an individual.
- (5) The words “shall” and “must” require mandatory compliance except where a variance has been granted pursuant to the Act or this Bylaw.
- (6) Words, phrases, and terms not defined in this part may be given their definition in the Act ~~or~~ the Alberta Building Code [or other provincial legalisation](#). Other words shall be given their usual and customary meaning.
- (7) Where a regulation involves two or more conditions or provisions connected by the conjunction “and” means all the connected items shall apply in combination; “or” indicates that the connected items may apply singly; and “and/or” indicates the items may apply singly or in combination.
- (8) All units of measure contained within this Bylaw are metric (SI) standards, and are rounded to the nearest decimal place. For the purpose of convenience, the following conversion factors are provided:

Metric	Imperial
1 square metre (m ²)	10.8 square feet (ft ²)
1 hectare (ha)	2.47 acres (ac)
1 kilometre (km)	0.6 mile (mi)
1 metre (m)	3.3 feet (ft)
1 centimetre (cm)	0.4 inch (in)
1 millimetre (mm)	0.04 inches (in)
1 kilogram (kg)	2.2 pounds (lb)

2.2 DEFINITIONS

For the purposes of this Bylaw and any amendments made hereto, the definitions set out in the following shall be used. When no definition is provided hereunder, the Town's dictionary of choice shall be used.

- (1) "abattoir" means a building and/or site used as a slaughterhouse, where animals are killed and butchered for human or animal consumption;
 - (2) "abut" or "abutting" means immediately contiguous or physically touching, and, when used with respect to a lot or site, means that the lot or site physically touches upon another lot or site, and shares a property line or boundary line with it;
 - (3) "accessory building" means a building separate and subordinate to the principle building, the use of which is incidental to that principle building and is located on the same lot. A garage attached to a principle building is deemed to be part of the principle building;
 - (4) "accessory use" means any use in a building and/or on a parcel of land which is supplementary or subordinate to the principle use located in the same building and/or on the same parcel of land;
 - (5) "Act" means the Municipal Government Act, R.S.A. 2000, as amended;
 - (6) "adjacent" means land that is contiguous to a particular parcel of land and includes land that would be contiguous if not for a highway, road, river or stream;
 - (7) "adult entertainment" means any building used as "retail" in which books and/or items for a mature audience are displayed and sold, or a building that shows mature films or live entertainment;
 - (8) "agricultural operation" means an agricultural operation as defined in the Agricultural Operation Practices Act;
 - (9) "agricultural sales and/or service" means a building or site used for "retail" but in which the goods for sale are vehicles, equipment, or machinery for use in the agricultural industry, and/or the servicing of vehicles, equipment, or machinery related to the agricultural industry;
 - (10) "Air supported and fabric-covered structure" means a building where the outer shell is supported by artificially produced and constantly maintained air pressure above local atmospheric level or the outer shell pliable membrane across rigid trusses. This may also be known as a tent structure, but it is not the same as a tent garage.
- 944/18
- (11) "amusement arcade" means a building and/or site which operates mechanical and/or electronic games, and rides, for entertainment purposes;
 - (12) "animal kennel" means a building and/or site used for the breeding, care, supervision, and/or housing of animals on either a short or long term basis;
 - (13) "animal shelter" means a building and/or site used for the temporary accommodation and/or impoundment of animals;

(14) "appeal body" means the board hearing a subdivision or development permit appeal in accordance with the Municipal Government Act.

~~(14)~~(15) _____ "art gallery" means a building used for the display and "retail" of works of art;

~~(15)~~(16) _____ "auction mart" means a building and/or site used for "retail" but in which goods are sold by an auctioneer and where goods are sold to the highest bidder;

~~(16)~~(17) _____ "automotive sales and/or rental" means a building or site used for "retail" but in which the goods for sale, and/or lease are automobiles, trucks, boats, trailers, recreational vehicles, or other similar personal vehicles;

~~(17)~~(18) _____ "automotive supply store" means a building or site used for "retail" but in which the goods for sale are related to the use and operation of automobiles, trucks, boats, trailers, recreational vehicles, or other similar personal vehicles;

~~(18)~~(19) _____ "automotive service and/or paint shop" means a building or site used for the repair, servicing, and/or painting of motor vehicle, boats, trailers, recreational vehicles, or other similar personal vehicles and may include the sale of automotive fuels, lubricating oils or other like automotive fluids;

~~(19)~~(20) _____ "bakery" means a building used for baking food as well as the "retail" of said food;

~~(20)~~(21) _____ "balcony" means a horizontal structure, with a railing, adjoining a building above the first storey floor level, and intended for use as a private outdoor amenity space with access only from within the building.

~~(21)~~(22) _____ "basement" means the portion of a development which is wholly or partially below grade, having above grade no more than 1.8 m of its clear height lying below the finished level of the floor directly above;

~~(22)~~(23) _____ "bed and breakfast" means a home based business in which an owner occupying a single-detached dwelling provides temporary accommodation with one meal provided to registered patrons in exchange for compensation;

~~(23)~~(24) _____ "brewery, winery and distillery" means a use where beer, wine, spirits and other alcoholic beverages are manufactures and that may have areas and facilities for the storage, packaging, bottling, canning and shipping of the products made;

940/18

~~(24)~~(25) _____ "brewpub" means a restaurant or drinking establishment where beer, wine or alcoholic spirits are produced on-site for consumption within the development and for retail sale. The facility must be appropriately licensed by the Alberta Liquor and Faming Commission;

940/18

~~(25)~~(26) _____ "building" includes anything constructed or placed on, in, over or under land but does not include a highway or road or a bridge that forms part of a highway or road;

~~(26)~~(27) “bulk fuel and/or fertilizer sales and storage” means the storage of and “retail” of large quantities of fuel and/or fertilizer;

~~(28)~~ “c-can” means a metal freight/steel container or a shipping container 2.6m in height, that is used for the temporary storage of materials and equipment. All C-Cans must meet all general regulations for C-Cans. See portable storage container definition.

~~(27)~~ means a specific type of portable storage container which is a metal freight container that is used for the temporary storage of materials and equipment. See portable storage container definition;

~~(29)~~

~~(28)~~(30) “campground” means the use of a site managed for the short term stay of tents, campers, and/or recreational vehicles, but which is not used as year round storage or accommodation;

~~(29)~~(31) “cannabis” means cannabis plant, fresh cannabis, dried cannabis, cannabis oil and cannabis plant seeds and any other substance defined as cannabis in the Cannabis Act (Canada) and it’s regulations, as amended from time to time and includes edible products that contain cannabis.

944/18

~~(30)~~(32) “cannabis accessory” means cannabis accessory including but not limited to, rolling paper or wraps, holders, pipes, water pipes, bongs and vaporizers, or any other thing described in the Cannabis Act (Canada) that is used in the consumption or production of cannabis.”

944/18

~~(31)~~(33) “cannabis lounge” means a development where the primary purpose of the facility is the sale of cannabis to the eligible public, for the consumption within the premises that is authorized by provincial or federal legislation. This use does not include cannabis production and distribution;

944/18

~~(32)~~(34) “cannabis production and distribution facility” means a development used principally for one or more of the following activities relating to cannabis:

- (a) The production, cultivation, and growth of cannabis;
- (b) The processing of raw materials
- (c) The making, testing, manufacturing, assembling, or in any way altering the chemical or physical properties of semi-finished or finished cannabis goods or products
- (d) The storage or shipping of materials, goods or products, or;
- (e) The distribution and sale of materials, goods and products to cannabis retail sales stores or to individual customers

944/18

~~(33)~~(35) “cannabis retail sales” means a retail store licensed by the Province of Alberta where:

- (a) where cannabis is sold for consumption off the premises,
- (b) where consumption of cannabis must not occur, and
- (c) that may include the ancillary retail sale or rental of merchandise;

944/18

~~(34)~~~~(36)~~ _____ “car/truck wash” means the use of a building and/or site for the cleaning of motorized vehicles either manually or through an automated process;

~~(35)~~~~(37)~~ _____ “cemetery” means a site used for the burying of the remains of animals and/or humans;

~~(36)~~~~(38)~~ _____ “Certificate of Compliance” means the endorsement by the Development Officer on a survey document indicating that the building locations on a lot are in compliance with this Bylaw.

944/18

~~(37)~~~~(39)~~ _____ “Child Care Facility” means a development intended to provide care, educational activities and supervision for groups of seven or more children under thirteen (13) years of age during the day or evening, but does not include overnight accommodation, and is intended to be operated for at least twelve (12) consecutive weeks each year. This includes daycares, pre-schools, out-of-school care, and other programs where the primary purpose is the care of children.

944/18

~~(38)~~~~(40)~~ _____ “commercial recreation and entertainment facility” means a facility or establishment that provides recreation or entertainment for gain or profit but does not include a casino or adult entertainment establishment;

941/18

~~(39)~~~~(41)~~ _____ “club” means a building and/or site used for the private meeting and social activities of members of a private organization and which may include space for eating, drinking, and congregating;

~~(40)~~~~(42)~~ _____ “community centre” means a building and/or site open to the general public and used for recreational, educational, social and/or cultural activities;

~~(41)~~~~(43)~~ _____ “confined feeding operation” means a confined feeding operation as defined in the Agricultural Operation Practices Act;

~~(42)~~~~(44)~~ _____ “contracting services” means a building or site used for the operation and storage of materials and/or vehicles related to the industries of construction, painting, plumbing, heating, electrical, landscaping, drilling and excavation, paving, maintenance and cleaning;

~~(43)~~~~(45)~~ _____ “convenience store” means “retail” but where the gross floor area does not exceed 186.0 m² in gross floor area;

~~(44)~~~~(46)~~ _____ “corner lot” means a lot having boundary lines on two or more roads or highways, or with a road and a highway, at their intersection or junction. Corner lot also means a lot having a boundary line at a point where a road or highway changes direction by a minimum of 45 degrees within the boundaries of the lot;

~~(45)~~(47) "Council" mean the Council of the Town of Rimbey;

~~(46)~~(48) "coverage" means the sum of the floor areas at grade of all buildings, both principle and accessory, on a lot divided by the area of the lot;

~~(47)~~(49) "date of issue" means the date on which the notice of a decision of the Development Authority is published or mailed;

~~(48)~~(50) "deck" means a means an uncovered horizontal structure with a surface height greater than 0.6m (2 ft) above grade at any point, and intended for use as a private outdoor space;

~~(49)~~(51) "development" means:

- (a) an excavation or stockpile and the creation of either of them, or
- (b) a building or an addition to or replacement or repair of a building and the construction or placing of any of them in, on, over or under land, or
- (c) a change of use of land or a building or an act done in relation to land or a building that results in or is likely to result in a change in the use of the land or building, or
- (d) a change in the intensity of use of land or a building or an act done in relation to land or a building that results in or is likely to result in a change in the intensity of use of the land or building; and without restricting the generality of the foregoing, includes:
 - (i) in the case of a lot used for residential purposes, alterations made to a building or an additional building on the lot whether or not the building is a dwelling or part of a dwelling unit,
 - (ii) in the case of a lot used for other than residential purposes, alterations or additions made to a building on the lot or a use of the lot which would increase either the capacity of the building or the intensity of use of the lot,
 - (iii) the display of advertisements or signs on the exterior of a building or on any land,
 - (iv) the deposit of earth, debris, waste materials, refuse, or any other material on any land, including land already being used for that purpose, or if the natural topography or drainage is altered,
 - (v) the removal of topsoil from land,
 - (vi) the recommencement of the use to which land or a building has been previously put if that use has been discontinued for a period of more than six months,
 - (vii) the use of land for storage purposes or for the repair of equipment, vehicles or other kinds of machinery, or
 - (viii) the removal or demolition of a building;

~~(50)~~(52) "development authority" means the development authority of the Town as established by this Bylaw;

~~(51)~~(53) "development permit" means a document authorizing a development issued pursuant to this Land Use Bylaw;

~~(52)~~(54) "discretionary use" means the use of land or a building provided for in this Land Use Bylaw for which a development permit may be issued at the discretion of the development authority upon an application having been made;

~~(53)~~(55) "driveway" means a vehicle access route on the parcel which provides access to the driving surface;

~~(54)~~(56) "dwelling unit" means a complete dwelling or self-contained portion of a dwelling, set or suite of rooms which contains sleeping, cooking and separated or shared toilet facilities, intended for domestic use, and used or intended to be used permanently, semi-permanently, or seasonally as a residence for a household, and which is not separated from direct access to the outside by another separate dwelling unit;

~~(55)~~(57) "Essential Public Service" means a fire station, police station or similar service.

944/18

~~(56)~~(58) "family care facility" means a development which provides resident care service in a dwelling unit to six (6) or fewer individuals. These individuals may be handicapped, aged, disabled, or in need of adult supervision and are provided service and supervision in accordance with their individual needs. Family care facilities include boarding homes for children and group homes;

944/18

~~(57)~~(59) "family day home" means a dwelling unit used for the temporary supervision or care for a maximum of six (6) children 0-12 years old, including the residents' own children. In a family day home a maximum of three (3) children may be under 36 months with a maximum of two (2) children may be under 24 months. These regulations are the same for Before/After School Care or Private Babysitting service.

944/18

~~(58)~~(60) "farming" means the raising or production of crops, or animals, and includes a single residence for the farmer, but does not include a "Confined Feeding Operation" as defined by the Agricultural Operation Practices Act (Chapter A-7, R.S.A. 2000) and all regulations and amendments passed thereto;

~~(59)~~(61) "financial services" means a building used as a bank, credit union, or any other similar monetary enterprise;

~~(60)~~(62) "floor area" means the total area of all floors of all buildings including accessory buildings located on any lot, excluding the area of basement floors, EXCEPT THAT basement suites in apartment buildings shall be included in the calculation of floor area;

~~(61)~~(63) "floor/area ratio" means the ratio or decimal resulting from dividing the floor area of all buildings by the total site area of the parcel of land on which the buildings are located;

~~(62)~~(64) "fragmented parcel" means a parcel of land that is separated from the balance of a quarter section by a natural barrier such as a river or a coulee, or by a physical barrier such as a road or highway;

~~(63)~~(65) "front line" means the boundary line of a lot lying adjacent to a highway or road. In the case of a corner lot, the shorter of the two boundary lines adjacent to the highway or road shall be considered the front line;

~~(64)~~(66) "front yard" means a yard extending across the full width of a lot from the front line of the lot to the nearest wall of the main building situated on the lot. For the purposes of lakefront lots, the front line of the lot shall be considered to be closest to the lake;

~~(65)~~(67) "funeral Home" means a building and/or site used for the organization of funerals, the preparation of the deceased for burial or cremation, and/or the holding of funeral services;

~~(66)~~(68) "gambling and gaming hall" means a building used as a gaming establishment which offers games of chance including slot machines, table games, video lottery terminals, and/or a bingo hall;

~~(67)~~(69) "garage" means a building or portion thereof which is designated and used for the storage, marking or the maintenance of personal vehicles.

~~(68)~~(70) "gas bar" means a site or portion thereof used for the sale of gasoline, propane and other fuels, the sale of lubricating oils and other automotive fluids or motor vehicle accessories but does not include automotive service establishments;

~~(69)~~(71) "golf course" means a site used for the purposes of playing golf and which may include a clubhouse as an accessory use;

~~(70)~~(72) "grade" means the average elevation at the finished level of the ground, excluding an artificial embankment, at any point immediately adjacent to the building. Grade may have been established in conjunction with a subdivision grade plan prepared by a civil engineer.

~~(71)~~(73) "greenhouse" means a building and/or site used to grow and "retail" flowers, trees, shrubs, vegetables, and/or other plants;

~~(72)~~(74) "grocery store" means a building used for "retail" but which sells primarily food items for consumption off-site, and which has a gross floor area greater than 450 m²;

~~(73)~~(75) "group home" means a building and/or site use in a residential setting for individuals who require supervision because of their age, disability, or need for rehabilitation, and where qualified staff are present at all times;

944/18

~~(76)~~ "habitable floor space" means any room or enclosed space used or useable for human occupancy, including but not limited to kitchens, bedrooms, living rooms, family rooms and dens, bathrooms, laundries, pantries, foyers, hallways/entry ways, and areas containing infrastructure/servicing (furnace, circuit panel, water heater, etc.) but excludes any room or space not intended primarily for human occupancy including but limited to storage areas/cellars and undeveloped basements;

(77) “heavy vehicle” means a motor vehicle, alone or together with any trailer, semi-trailer or other vehicle being towed by the motor vehicle, with a registration gross weight of five (5) tonnes or more, or exceeding eleven (11) metres in total length, excluding recreational vehicles. A public passenger vehicle, when engaged in the transport of passengers, shall be deemed to be excluded from the definition of a heavy vehicle ~~for the purposes of sections 11.1 and 11.2 of this Bylaw;~~

(74)(78) _____

(75)(79) _____ “head shop” means a retail outlet which specializes in drug paraphernalia related to consumption of cannabis, other recreational drugs and new age herbs, as well as counterculture art, magazines, music, clothing and home décor. This does not include cannabis retail sales or cannabis production and distribution facility;

944/18

(76)(80) _____ “height” means the vertical distance between the grade and the highest point of a building that is not a stairway entrance, a ventilating fan, a skylight, a steeple, a chimney, a smoke stack, a fire wall, or a flagpole, or similar device not structurally essential to the building;

(77)(81) _____ “highway” means a highway as defined in the Public Highways Development Act, R.S.A. 2000;

(78)(82) _____ “Home based business ~~occupation~~” means any occupation, trade, profession, or craft carried on by an occupant of a residential building as a use secondary to the residential use of the building, and which does not change the character thereof or have any exterior evidence of such secondary use;

(79)(83) _____ “hospital” means a building and/or site used for medical care, examination, treatment, surgery and recovery of patients and which may include an extended stay;

(80)(84) _____ “hotel” means a building used for short term stays through the provision of rooms or suites where rooms are accessed from a common interior corridor, and which may also contain commercial uses such as restaurants, or convention space;

(81)(85) _____ “Housing, apartment (low rise)” means a residential use consisting of more than four dwelling units, but which has a height less than 15 metres, but shall not mean row housing;

(82)(86) _____ “Housing, apartment (high rise)” means a residential use consisting of more than four dwelling units, but which has a height greater than 15 metres, but shall not mean row housing;

(83)(87) _____ “housing, duplex” means a building with two dwelling units that have sharing one common wall in the case of side-by-side units, or having the dwelling area located above the dwelling area of the other in the cases of vertical units, each with a private entry;

(84)(88) _____ “housing, fourplex” means a building that contains four dwelling units;

(85)(89) _____ “housing, manufactured home” means a transportable factory built residential building containing one dwelling unit suitable for long term occupancy, designed to be movable, transported on its own wheels and chassis or other means and arriving at a site

ready for occupancy except for incidental operations such as placement on foundation supports and connection to utilities. Manufactured homes shall have pitched roofs and eaves and shall conform to CAN/CSA Z240 MH Series and A277 certified standards. Where a component of a building is assembled off the building site in such a manner that it cannot be reviewed on site, off-site reviews shall be carried out to by a qualified safety codes officer to determine compliance with Safety Codes;

- (86)(90) _____ “housing, mixed use” means a building and/or site which has a combination of uses but which typically entails “retail” or “office” uses on the ground floor and residential uses on the upper floors;
- (87)(91) _____ “housing, mobile” means a factory constructed detached dwelling unit, with an integral frame, readily relocatable singly or in double modules. Due to the age of the home they ~~do~~ may not meet the Canadian Standards Association (CSA) A277 Standard or building code standards;
- (88)(92) _____ ~~“housing, modular” means a building containing one dwelling unit, built in a factory and transported to a site to be permanently installed on a foundation., and which appears indistinguishable in design and finish from a stick-built house, and does not includes “housing, manufactured home” or “housing, mobile”;~~
- (89)(93) _____ “housing, row house” means a building with one of three or more dwellings joined side by side or side to back. Can also include townhouse, garden homes and townhouses attached to high-rise buildings. Have no dwellings above or below them;
- (90)(94) _____ “housing, secondary suite” means a self-contained living space either located in the principle building or on the same site as the principle building. Secondary suites have a separate entrance, cooking, sleeping and bathing facilities and are no larger than 70 m². Secondary suites shall include basement suites and garage suites;
- (91)(95) _____ “housing, single detached” means a residential building containing one dwelling unit which is intended as a permanent residence. Single detached dwellings must be of new construction and be physically separate from any other residential building. Single detached dwellings do not include a manufactured home;
- (92)(96) _____ “housing, triplex” means a building that contains three dwelling units;
- (93)(97) _____ “internal local roads” includes all roads within subdivisions, and all service roads adjacent to major two-lane highways, minor two-lane highways, and multi-lane highways;
- (94)(98) _____ “landfill” means a site operated by the Town for controlled waste management where waste collected within the municipality is recycled or permanently disposed of;
- (95)(99) _____ “lane” means a right-of-way on which motorized vehicles are normally allowed to operate which is 10 m or less in width;
- (96)(100) _____ “lake” means a body of water, free from large quantities of aquatic vegetation, and characterized by relatively large open water and deep water zones compared with the shore zone; and, as defined by the Council of the Town of Rimbey;
- (97)(101) _____ “library” means a building which primarily loans reading and/or visual material to the general public;

~~(98)~~(102) “livestock” means livestock as defined in the Agricultural Operation Practices Act;

~~(99)~~(103) “liquor store” means a building and/or site used for “retail” but in which the goods sold are liquor/alcohol for human consumption;

~~(100)~~(104) “lot” means:

- (a) a quarter section,
- (b) a river lot or a lake lot shown on an official plan referred to in the Surveys Act that is filed or lodged in a Land Titles Office,
- (c) a part of a parcel of land described in a certificate of title if the boundaries of the part are described in the certificate of title other than by reference to a legal subdivision, or
- (d) a part of a parcel of land described in a certificate of title if the boundaries of the part are described in the certificate of title by reference to a plan of subdivision;

~~(101)~~(105) “maintenance” means the upkeep of the physical form of any building which does not require a permit pursuant to the Safety Codes Act. Maintenance will include painting, replacing flooring, replacing roofing materials, but will not include any activity that will increase the habitable floor area of any dwelling unit or the internal volume of any building;

~~(102)~~(106) “major” means, when added as a prefix or suffix to a use, a use which, due to its nature or relatively larger scale, will or could have, in the sole opinion of the Development Authority, an impact on surrounding uses, or which may be intended to serve an area larger than the immediate or local area;

~~(103)~~(107) “Manufacturing, processing, packaging or assembly of goods or materials” means a building and/or site where materials are merged to assemble a product and where the product is then packaged for distribution;

~~(104)~~(108) “may” is an operative word meaning a choice is available , with no particular direction or guidance intended;

~~(105)~~(109) “meat processing plant” means the processing and distributing of animal carcasses to retailers, but does not include a kill floor;

~~(106)~~(110) “medical clinic” means a building used for the provision of physical and mental health services on an outpatient basis. Such services may be of a preventative, diagnostic, treatment, therapeutic, rehabilitative or counselling nature. Health services may include dental offices, physical therapy, pharmacy, counselling, doctor’s offices, chiropractic offices and medical cannabis clinics;

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~~(107)~~(111) “medical cannabis clinic” means any business or enterprise whether or not operated for profit intended to serve as a means of distributing or providing cannabis for medical purposes as defined by provincial or federal legislation;

944/18

~~(108)~~(112) “MGA” means the Municipal Government Act (Chapter M-26, R.S.A. 2000) and all regulations and amendments passed pursuant thereto;

~~(109)~~(113) “mini storage” means a building and/or site used for containing separate secured indoor storage units, designed to be rented or leased for private storage of personal goods;

~~(110)~~(114) “minor” means, when added as a prefix or suffix to a use, a use which, due to its nature or relatively smaller scale, will or could have, in the sole opinion of the Development Authority, a limited impact on surrounding uses, or which may be intended to serve a small or local area;

~~(111)~~(115) “motel” means a building or group of buildings on a parcel of land designed and operated for the provision of rooms or suites for temporary sleeping accommodation where each room has its own exterior access, and may include a restaurant and/or convention services;

~~(112)~~(116) “municipality” means the Town of Rimbey;

~~(113)~~(117) “museum” means a building and/or site used for the display of artefacts for cultural and educational purposes;

~~(114)~~(118) “nightclub” means a building and/or site featuring live entertainment such as music and dancing, and in which alcohol and food may also be served to patrons;

~~(115)~~(119) “non-conforming building” means a building:

- (a) that is lawfully constructed or lawfully under construction at the date a land use bylaw affecting the building or the land on which the building is situated becomes effective, and
- (b) that on the date this land use bylaw becomes effective does not, or when constructed will not, comply with this land use bylaw;

~~(116)~~(120) “non-conforming use” means a lawful specific use:

- (a) being made of land or a building or intended to be made of a building lawfully under construction, at the date a land use bylaw affecting the land or building becomes effective, and
- (b) that on the date this land use bylaw becomes effective does not, or in the case of a building under construction will not, comply with this land use Bylaw;

~~(117)~~(121) “office” means a building primarily used for the provision of professional, management, administrative and consulting services but does not include the use as “retail”;

~~(118)~~(122) “open space” means land and water areas which are retained in an essentially undeveloped state and often serve one or more of the following uses: conservation of resources; ecological protection; recreation purposes; historic or scenic purposes; enhancement of community values and safety; maintenance of future land use options;

~~(119)~~(123) “owner” means:

- (a) in the case of land owned by the Crown in right of Alberta or the Crown in right of Canada, the Minister of the Crown having the administration of the land, or
- (b) in the case of any other land, the person shown as the owner on the Land Title.

~~(120)~~(124) “parcel of land” means the aggregate of one or more areas of land described in a certificate of title or described in a certificate of title by reference to a plan filed or registered in a land titles office;

~~(121)~~(125) “park” means any parcel of land which is for use by the general public for recreational activities, sporting, or gathering, and which may be left in a natural state or may

include man-made features including area for sporting activities, playgrounds, picnic areas, and/or walking trails;

~~(122)~~(126) “parking facility” means a building and/or site used for vehicular parking as a principal use;

~~(123)~~(127) “pawn shop” means a building and/or site used for “retail” but in which the goods for sale are second hand personal items;

~~(124)~~(128) “permitted use” means the use of land or a building provided for in a land use Bylaw for which a development permit shall be issued upon application having been made, provided that all of the regulations of this Bylaw, and all of the matters left to the discretion or the satisfaction of the Development Authority, have been satisfied to the satisfaction of the Development Authority;

~~(125)~~(129) “personal service establishment” means a use relating to the care and appearance of the body or the cleaning and repair of personal effects. Typical uses include barber shops, beauty parlours, nail salons, tailors, dressmakers, shoe repair shops, dry cleaning establishments (pick-up and drop-off only), laundromats, photographic studios, personal fitness activity, and may include accessory retail sales. This use class does not include escort services, even as an accessory use;

~~(126)~~(130) “portable storage container” means a secure, steel/wood structure that is portable in nature (e.g. Sea Can, cargo container, shipping container, [c-can](#) etc.). See also “[sea-c-can](#)” definition;

~~(127)~~(131) “porch” means a structure abutting a dwelling having a roof but with walls that are open and unenclosed to the extent of at least 50% thereof except for removable screens and storm sashes or awnings, used as a private outdoor amenity space;

~~(128)~~(132) “principle building” means a building where the principle use of the site operates from;

~~(129)~~(133) “principle use” means the primary purpose or purposes for which a building or lot is used;

~~(130)~~(134) “public administration” means the use of a building and/or site for the operation and/or provision of services by the Municipal, Provincial, and/or Federal governments;

~~(131)~~(135) “Real Property Report” means a codified standard adopted by the Alberta Land surveyor’s Association which contains: (a) the legal description of the property and the municipal address; (b) the dimensions and bearings of all property boundaries as determined by an actual field survey in accordance with the Surveys Act; (c) the designation of adjacent properties, roads, lanes, etc.; (d) the location and description of all pertinent improvements located on the property along with their dimensions and clearances to the property boundaries; (e) the projections of overhangs or eaves are also shown; (f) the location of any easements which may affect the property; (g) the location and dimensions of any visible encroachments onto or off of the property; (h) a list of the registered encumbrances as noted on the title to the property at the date of the survey; (i) a certification by an Alberta Land

Surveyor duly signed.

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~~(132)~~~~(136)~~ “rear line” means the boundary line of a lot lying opposite to the front line of the lot and/or farthest from a highway or road;

~~(133)~~~~(137)~~ “rear yard” means a yard extending across the full width of a lot from the nearest wall of the main building situated on the lot, to the rear line of the lot;

~~(138)~~ “recreational facility” means a building and/or site used for sports or other active recreational activities and may include health and fitness clubs, racquet courts, dance studios, martial arts schools, basketball and volleyball courts, hockey arenas, football and soccer field, and or other similar sporting fields but not including an outdoor golf course;

~~(134)~~~~(139)~~ “recreational vehicle” means any vehicle, trailer or anything designed to be carried on a vehicle or trailer that is designed for temporary habitation of people commonly referred to as a holiday trailer, motor home, camper or tent trailer.

~~(135)~~~~(140)~~ “recycling depot” means a facility used for the purchasing, collection, sorting, packaging, and temporary storage of empty bottles, cans, and containers or other recyclable and reusable materials and where storage is contained within an enclosed building;

~~(136)~~~~(141)~~ “religious institution” means a building used for the congregation, meeting, study, and prayer related to any religious faith;

~~(137)~~~~(142)~~ “repair shop” – means a building and/or site used for the maintenance, and repair of any goods and/or equipment excluding motor and/or recreational vehicles;

~~(138)~~~~(143)~~ “reserve land” means environmental reserve, conservation reserve, municipal reserve, community services reserve, school reserve or municipal and school reserve;

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~~(139)~~~~(144)~~ “Residential Care Facility” means a private or publicly funded seniors lodge, nursing home, extended or congregate care facility.

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~~(140)~~~~(145)~~ “restaurant” means a use where food is prepared and served on the premises for sale to patrons, and which may or may not be licensed to serve alcohol, and may include entertainment which is accessory to the preparation and service of food;

~~(141)~~~~(146)~~ “restaurant, drive-thru” means a building where food is prepared and sold for consumption to patrons and which offers service through a drive up window;

~~(142)~~~~(147)~~ “retail” means a use that focuses on the display and sale of goods, wares, or merchandise. This use includes, but is not limited to drug stores, clothing stores, sporting goods stores and other similar uses, but does not includes retail stores where the majority of total sales are generated through the sale of adult-oriented materials (clothing, videos, magazines, etc.);

~~(143)~~~~(148)~~ “retaining wall” means a structure constructed to withstand lateral pressure in order to hold back earth, loose rock, or similar materials;

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- ~~(144)~~~~(149)~~ “riding arena, private” means a building or structure in which equestrian, athletic or recreational activities are carried out on the lot upon which the arena is located;
- ~~(145)~~~~(150)~~ “road” means a right-of-way on which motorized vehicles are normally allowed to operate, or a road as defined in the Act, but does not include either a highway or a lane;
- ~~(146)~~~~(151)~~ “salvage yard” means a building and/or site used for the storage and deconstruction of scrap materials;
- ~~(147)~~~~(152)~~ “school” means a use operated by a School Board that provides grade and secondary school instruction to pupils through courses prescribed or approved by the Provincial Government;
- ~~(148)~~~~(153)~~ “screening” means a fence, wall, berm, hedge or other barrier providing visual and/or acoustic separation of sites;
- ~~(154)~~ “sea can” [See c-can and portable storage container definitions;](#)
- ~~(149)~~~~(155)~~ [see c-can;](#)
- ~~(150)~~~~(156)~~ “setback” means the perpendicular distance that a development must be set back from the front, side or rear property boundaries of the parcel as specified in the particular District in which the development is located;
- ~~(151)~~~~(157)~~ “shall” is an operative word which means the action is obligatory;
- ~~(152)~~~~(158)~~ “shoreline” means the bank of the body of water as determined pursuant to the Surveys Act;
- ~~(153)~~~~(159)~~ “should” is an operative word which means that, in order to achieve local goals and objectives it is strongly advised that the action be taken. Exceptions shall be made only under extenuating circumstances;
- ~~(154)~~~~(160)~~ “side line” means the boundary line of a lot lying between a front line and a rear line of a lot. In the case of a corner lot, the longer of the two boundary lines adjacent to the highway or road shall be considered a side line;
- ~~(155)~~~~(161)~~ “side yard” means a yard extending from the front yard of a lot to the rear yard of the lot and lying between the side line of the lot and the nearest wall of the main building;
- ~~(156)~~~~(162)~~ “sign” means any word, letter, model, picture, symbol, device or representation used as, or which is in the nature of, wholly or in part, an advertisement, announcement or direction. Any structure, or portion thereof, which is used primarily to carry, hold, maintain, support or sustain a sign is construed as being part of the sign, and except as provided for in this Bylaw, is subject to all regulations governing signs;
- ~~(157)~~~~(163)~~ “site” means an area of land designed to accommodate, and intended to be rented for, a tent or recreational vehicle or cabin;
- ~~(158)~~~~(164)~~ “solar collector” means any device used to collect sunlight that is part of a system used to convert radiant energy from the sun into thermal or electrical energy. [May also be known as solar panels.](#)

- ~~(159)~~(165) “subdivision and development appeal board” means a subdivision and development appeal board appointed pursuant to Town Bylaw and the Act;
- ~~(160)~~(166) “subdivision authority” means the Subdivision Authority established pursuant to the Act through the Town’s Subdivision Authority Bylaw;
- ~~(161)~~(167) “substandard lot” means any lot which is smaller, in area or in any dimension, than the minimum area or dimension stipulated in the regulations of the District in which the lot is located;
- ~~(162)~~(168) “temporary development” means a development for which a development permit has been issued and which exists for a limited time only;
- ~~(163)~~(169) “theatre” means a building and/or site used to show entertainment including films, live theatre, or musical performances;
- ~~(164)~~(170) “tourist information centre” means the use of a building and/or site to dispense information to the travelling public regarding the Town and may also include washrooms, picnic facilities, or other similar amenities;
- ~~(165)~~(171) “trucking establishment” means any building and/or site where commercial vehicles may park for a short or long term stay and which may include a “convenience store,” “restaurant,” and/or “gas bar”;
- ~~(166)~~(172) “undeveloped lot” means a lot which does not contain a dwelling or any other building, but which may contain utility services;
- ~~(167)~~(173) “unique site requirements” are a set of site locational requirements which have been demonstrated to the Town’s satisfaction to be necessary in order for the development of a commercial or industrial use to be carried out;
- ~~(168)~~(174) “use” means the utilization of a building or parcel of land for a particular type of operation;
- ~~(169)~~(175) “utility” means a utility as defined in the Act, as amended;
- ~~(170)~~(176) “utility installations” means a building and/or site for use by a utility company maintains to maintain or shelter any equipment used in connection with the utility;
- ~~(171)~~(177) “Variance” means an alteration or change to a standard prescribed by this Bylaw that is authorized by the Development Authority or the Board.
- 944/18
- ~~(172)~~(178) “veterinary clinic” means a building and/or site used for the medical care and treatment of animals on either a short term or long term basis;
- ~~(173)~~(179) “warehouse” means a building and/or site used for the storage of materials, goods, and products which will ultimately be distributed and for sale at “retail” stores;
- ~~(174)~~(180) “wrecking yard” means land and buildings that are used for the storage and dismantling of old or wrecked vehicles and / or machinery for the purpose of recycling their components;
- ~~(175)~~(181) “yard” means a part of a parcel of land upon or over which no building is to be erected unless otherwise provided for in this Bylaw.

PART 3 – GENERAL ADMINISTRATIVE PROCEDURES

3.1 CONTROL OF DEVELOPMENT

- (1) No development shall be undertaken within the Town unless an application for it has been approved and a development permit has been issued.
- (2) In the event of a state of emergency (local or provincial) declared pursuant to the Emergency Management Act, RSA 2000, c.E-6.8. as amended, or as a result of such an emergency, such other temporary development or class of temporary development as Council may declare may be approved in any land use district without compliance with the land use bylaw regulations.

3.2 DEVELOPMENT NOT REQUIRING A DEVELOPMENT PERMIT

- (1) The following development shall not require a development permit:
 - (a) The carrying out of works of maintenance or repair to any building or internal alteration, provided that such works do not include:
 - (i) structural alterations; or,
 - (ii) major works of renovation that would require a building permit under the Safety Codes Act.
 - (b) Activities as exempted by Section 618 of the Act;
 - (c) The use of any such buildings referred to in Section 3.1(2)(b) above, for the purpose which construction was commenced.
 - (d) The use of land for a farm operation on land situated in the Urban Holdings district, provided that the use or building conforms to the minimum setback requirements specified in the Land Use Bylaw. Notwithstanding this section, all dwellings are subject to obtaining a development permit.
 - (e) The erection, construction, or maintenance, improvement or alteration of gates or fences or other means of enclosure less than 1.0 m in height in front yards or in side yards abutting a road, and less than 2.0 m in rear yards or in other side yards, and the maintenance, improvement and other alterations of any gates, fences or walls or other means of enclosure. Notwithstanding, barbs and page wire fences are only permitted in the Urban Holding and Industrial Land Use Districts.
 - (f) All types of fences and windbreaks in the Urban Holding district.
 - (g) A temporary building, the sole purpose of which is incidental to the erection or alteration of a building, for which a permit has been issued under this Bylaw;
 - (h) The maintenance and repair of public works, services and utilities carried out by or on behalf of federal, provincial and municipal public authorities on land which is publicly owned or controlled;

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- (i) The development of Town owned structures or public works, services and utilities. 944/18
- (j) Development within a basement which does not change or add to the uses in a dwelling, which do not require a building permit under the Safety Codes Act;
- (k) All First accessory buildings which are-is less than 13.4 m² in area. 944/18
- (l) The demolition or removal of any building or structure for which a development permit would not have been required pursuant to Subsections (d) to (k) when the building or structure was constructed. 944/18
- (m) Dugouts in the Urban Holdings district provided that they conform to the regulations specified in this Land Use Bylaw.
- (n) Fire pits provided that they conform to the regulations specified in this Land Use Bylaw;
- (i) the combustion area is contained and screened,
- (ii) the outside diameter is no more than 1.0 metres (three feet), and
- (iii) the pit is set back from buildings and fences in accordance with the Alberta Fire Code;
- ~~(iv) only clean wood is burned, and~~
- ~~(v) the location and use does not reduce the quiet enjoyment of neighbouring property.~~
- (o) Landscaping provided that the grades and overland water flows are not substantially altered. 944/18
- (p) The construction of a deck, provided that the deck is uncovered, and the walking surface is less than 60 cm (2 feet) above grade. 944/18
- (q) Solar Collectors located and installed in complete conformity with section 9.10.
- (r) The placement of portable storage containers / c-cans that meet all requirements listed in section 9.13(11) and 9.13(12).
- (2) All items listed in 3.2(1) require compliance with all applicable provincial, federal and Town of Rimbey bylaws and policies.

3.3 NON-CONFORMING BUILDINGS AND USES

- (1) Non-conforming buildings and non-conforming uses shall be treated in accordance with the Act, and any amendments thereto.

3.4 DEVELOPMENT APPROVAL AUTHORITIES

- (1) The Development Authority is hereby established by Bylaw pursuant to the Act.
- (2) The Development Authority shall exercise development powers and duties on behalf of the Town.
- (3) The Development Authority shall be the Development Officer, or where the context of this Bylaw permits, the Council.

PART 4 – DEVELOPMENT APPLICATION PROCESS

4.1 APPLICATION FOR DEVELOPMENT

- (1) An application for a development permit shall be completed and submitted to the Development Authority in writing, in the form required by the Development Authority, and shall be accompanied by:
 - (a) A site plan showing the legal description; the front, rear, and side yards, if any; any provision for off-street loading and vehicle parking; and access and egress points to the site;
 - (b) The presence of abandoned oil and gas wells in accordance with the Subdivision and Development Regulation;
 - (c) The location and dimensions of all existing and proposed buildings, structures, or uses on the property;
 - (d) Statement of existing and proposed services (i.e. on-site or municipal);
 - (e) Identification of existing and proposed road infrastructure that will provide access to the development;
 - (f) A statement of the current and proposed use on the lands; and
 - (g) The authorization of the registered landowner.
- (2) The Development Authority may also require additional information in order to assess the conformity of a proposed development with this Bylaw before consideration of the development permit application shall commence. Such information may include floor plans, elevations and sections of any proposed buildings; drainage, grading and landscaping plans; and, in the case of the placement of an already constructed or partially constructed building on a parcel of land, information relating to the age and condition of the building and its compatibility with the District in which it is to be located. In addition, such additional information may include assessment by a registered professional engineer of any potential flooding or subsidence hazard that may, in the sole opinion of the Development Authority, affect the subject site.
- (3) Each application for a development permit shall be accompanied by a fee as established by Council.

- (4) All applications for development permits on sites within an area covered by an inter-municipal development plan shall be referred to the other municipality for comments and recommendation.
- (5) The Development Authority may make a decision on an application for a development permit notwithstanding that any information required or requested has not been submitted.
- (6) In the case where an application for a development permit has been refused pursuant to this Bylaw or ultimately after appeal to the [Subdivision and Development Appeal Board](#)Appeal Body, the submission of another application for a permit on the same property and for the same or similar use of the land by the same or any other applicant need not be accepted by the Development Authority for at least six (6) months after the date of the previous refusal.

4.2 REFERRAL OF APPLICATIONS

- (1) The Development Authority may refer for comment any matter or any application for a Development Permit to any authority he deems necessary.
- (2) Notwithstanding 4.2(1), the Development Authority may refer to any adjacent municipality for consideration and recommendation, any matter or any application for a Development Permit that relates to lands that abut the municipal boundary.
- (3) Notwithstanding 4.2(1), the Development Authority may refer development in proximity to a Highway:
 - (a) Applications for development located within 0.8 km of the right of way of a multi-lane highway or a major two-lane highway where the proposed development would have direct access from the highway shall be referred to Alberta Transportation for comment prior to any decision by the Development Authority;
 - (b) All applications for development located, within 150 m of the right of way of a minor two-lane highway where the proposed development would have direct access from the highway may be referred to Alberta Transportation for comment prior to any decision by the Development Authority.
- (4) Having received a reply on a matter referred to any authority, the Development Authority shall make a decision giving due consideration to the recommendations and comments received.
- (5) After thirty (30) days from the date of referral, the application may be dealt with by the Development Authority whether or not comments have been received.

4.3 DECISION PROCESS – DEVELOPMENT AUTHORITY

- (1) In making a decision, the Development Authority may approve the application unconditionally, approve the application subject to conditions, approve the application for a limited period of time as specified in the approval, or refuse the application.

944/18
- (2) The Development Authority may require that as a condition of issuing a development permit, the applicant enter into an agreement in accordance with Section 650 of the Municipal Government Act to construct or pay for the construction of roads, pedestrian walkways or parking areas which serve the development or which connect the walkway with another walkway system that serves or is proposed to serve an adjacent development, to install or pay for the installation of public utilities other than telecommunications systems or works, to pay an off-site levy, and/or to give security to ensure that the terms of the agreement are carried out.

944/18
- (3) In the case where a proposed specific use of land or a building is not provided for in any District in the Bylaw, the Development Authority may determine that such use is similar in character and purpose to the definition of a permitted or discretionary use prescribed for a particular District.

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- (4) The Development Authority may approve an application for a development permit for new development or an application for a development permit that authorizes a non-conforming building to be enlarged, added to, structurally altered even though the proposed development does not comply with the regulations of this Bylaw, if, in the opinion of the Development Authority:

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 - (a) the proposed development would not: (i) unduly interfere with the amenities of the neighbourhood, or (ii) materially interfere with or affect the use, enjoyment or value of neighbouring parcels of land, and
 - (b) the proposed development conforms to the use prescribed for that land or building in this Bylaw.
- (5) Upon receipt of an application, the Development Authority must review the application for

completeness within 20 days of the application being received. The Development Authority shall provide the applicant either:

- 944/18
- (a) A complete [certificateletter](#), if in the opinion of the Development Authority, the application contains the information necessary to review the application;
- 944/18
- (b) An incomplete [certificateletter](#) if in the opinion of the Development Authority, the application is incomplete. An incomplete [certificateletter](#) shall specify:
- (i) the additional information that the Development Authority will require in order for the application to be considered complete;
 - (ii) the deadline for submission of the additional information or at such other later date as agreed between the applicant and the Development Authority; and
 - (iii) any other information identified as being necessary by the Development Authority
- 944/18
- (c) Applications that have been issue an incomplete [certificateletter](#), will be
- (i) Issued a complete [certificateletter](#) shall be issued once the Development Authority receives the necessary information.
 - (ii) deemed refused if an applicant fails to submit all the outstanding items indicated as being outstanding in the incomplete [certificateletter](#) by the deadline set in the incomplete [certificateletter](#). If an application is deemed refused the Development Authority shall issue a Development Permit refusal. The refusal must give reasons for the refusal.
- 944/18
- (d) Despite the issuance of a complete [certificateletter](#) or incomplete [certificateletter](#), the Development Authority may request additional information from the applicant if, in the course of reviewing the application, the Development Authority determines that additional information is necessary to review the application.
- 944/18
- (6) An application for a development permit shall, at the option of the applicant, be deemed to be refused if a decision on the application is not made by the Development Authority within forty (40) days after receipt of the complete application by the Development Authority. The person claiming to be affected by the deemed refusal may appeal in writing as provided for in Part 4 of this Bylaw as though he has received a refusal at the end of the forty (40) day period. The Development Authority and the applicant, may in a written agreement extend the 40 day period in which the Development Authority is to make a decision on the application.
- 944/18
- (7) A Development Authority may suspend or revoke a development permit in writing to the applicant at any time:
- (a) Where the permit was issued on the basis of incorrect information, fraud, non-

- disclosure, or misrepresentation on the part of the applicant; or
- (b) Where the permit was issued in error.
- (8) If an application is made for a development that is identified as a temporary development in a land use bylaw, the Development Authority:
- 944/18
- (a) May consider and approve a development for a specific period of time, not exceeding one year;
- 944/18
- (b) Shall impose a condition on such a permit that the Town is not liable for any costs involved in the cessation or removal of the development at the expiration of the time period stated in the permit; and
- (c) May require the applicant to post acceptable security guaranteeing the cessation or removal of the development. The amount of the security shall be the greater of 25% of the value of the structure or \$1,000.
- 944/18

4.4 DECISION PROCESS – SUBDIVISION AUTHORITY

944/18

- (1) Upon receipt of an application for subdivision, the Subdivision Authority must review the application for completeness twenty (20) days of the application being received. The Subdivision Authority shall provide the applicant either:
- (a) A complete [certificateletter](#), if in the opinion of the Subdivision Authority, the application contains the information necessary to review the application;
- (b) An incomplete [certificateletter](#) if in the opinion of the Subdivision Authority, the application is incomplete. An incomplete [certificateletter](#) shall specify:
- (i) the additional information that the Subdivision Authority will require in order for the application to be considered complete;
- (ii) the deadline for submission of the additional information or such other later date as agreed between the applicant and the Subdivision Authority; and
- (iii) any other information identified as being necessary by the Subdivision Authority
- (c) Applications that have been issued an incomplete [certificateletter](#), will be
- (i) Issued a complete [certificateletter](#) once the Subdivision Authority receives the necessary information.
- (ii) deemed refused if an applicant fails to submit all the outstanding items indicated as being outstanding in the incomplete [certificateletter](#) by the deadline set in the incomplete [certificateletter](#). If an application is deemed refused the Subdivision Authority shall issue a notice to the applicant that the subdivision application has been refused. The refusal must give reasons for the refusal.
- (d) Despite the issuance of a complete [certificateletter](#) or incomplete [certificateletter](#), the Subdivision Authority may request additional information from the applicant if, in the

course of reviewing the application, the Subdivision Authority determines that additional information is necessary to review the application.

- (2) An application for a subdivision shall, at the option of the applicant, be deemed to be refused if a decision on the application is not made by the Development Authority within forty (40) days after receipt of the complete application by the Development Authority. The person claiming to be affected by the deemed refusal may appeal in writing as provided for in Part 4 of this Bylaw as though he has received a refusal at the end of the forty (40) day period. The Development Authority and the applicant, may in a written agreement extend the 40 day period in which the Development Authority is to make a decision on the application.

4.5 VARIANCE AUTHORITY

- (1) Notwithstanding 4.3(3) the Development Authority may approve an application for a development permit for a development that is a Permitted or Discretionary Use, but that does not otherwise comply with the provisions of this Bylaw, if in the opinion of the Development Authority:
- (a) The proposed development would not unduly interfere with the amenities of the neighbourhood.
 - (b) The proposed development conforms with the use prescribed for that land or building in this Bylaw;
- (2) Notwithstanding 4.4(1) the Development Authority shall not grant a variance from the regulations prescribing height, if the height variance results in an increase in floor area, lot coverage, floor area ratio (FAR), or density.
- (3) In addition to the considerations provided under 4.4(1), a variance may only be granted if, in the opinion of the Development Authority:
- (a) The variance requested maintains the intent and purpose of the Municipal Development Plan;
 - (b) The variance requested maintains the intent and purpose of this Bylaw;
 - (c) The variance is desirable for the appropriate and orderly development or use of the land; and
 - (d) The variance, in the opinion of the Development Authority, is truly minor in nature.
- (4) All requests for a variance shall be accompanied by a letter from the applicant clearly stating the reasons for the variance, outlining the applicable criteria identified in 4.4(3), and the nature of the hardship incurred if the variance is not granted.

- (5) If a variance is granted pursuant to this Section, the Development Authority shall specify its nature in the Development Permit approval.
- (6) The maximum variance that may be granted by the Development Authority is 20% [except for variances in accordance with 4.5\(7\)](#).
- (7) The maximum variance that may be granted by the Development Authority is 40% for setbacks from the property line, ~~on accessory buildings over 13.4m²~~.
- 971/20
- (8) [An accessory building, over 13.4m², built prior to January 1, 2019, may have the minimum side setback and minimum rear setback requirements varied at the sole discretion of the Development Authority. The Development Authority is not bound by the maximum variance in Section 4.5\(6\) or 4.5\(7\). In accordance with Section 4.5, a variance application shall be required and the applicant must demonstrate that the structure was built prior to January 1, 2019 in a manner deemed satisfactory to the Development Authority.](#)
- 952/19

4.6 DEVELOPMENT PERMITS AND NOTICES

- (1) A development permit does not come into effect until twenty-one (21) days after the date a decision or development permit is publicized as described in [the appropriate section in 4.6 of this bylaw](#). Any development proceeded with by the applicant prior to the expiry of this period is done solely at the risk of the applicant.
- 944/18
- (2) Where an appeal is made pursuant to Part 4 of this Bylaw, a development permit which has been granted shall not come into effect until the appeal has been determined and the permit has been confirmed, modified or nullified thereby.
- (3) When a permit has been issued for the development of a permitted use, and no provisions of this Bylaw have been relaxed or varied, or when Council makes a decision on a development permit application within the DC District, no notification shall be given of the decision except to the applicant.
- (4) When a Development Permit has been issued for a Permitted Use, with or without conditions, the Notice of Decision must be delivered to the applicant.
- 944/18

- (5) When a Development Permit for a Permitted Use requiring a variance or a Discretionary Use is approved, with or without conditions or variances, the Notice of Decision must be gdelivered iven to the applicant.

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- (6) In addition to 4.6(5), the Development Officer shall do the following:

- (a) Immediately mail a notice in writing to all owners of land adjacent to the subject site; and/or
 (b) Advertise a notice of the decision to be published on the Town of Rimbey's website.

- ~~(6)(7)~~ In addition to 4.6(5), the Development Officer may, at their discretion, ~~do any or all of the following:~~

- (a) Immediately post a notice of the decision conspicuously on the property for which the development permit application has been issued; ~~and/or~~
 (b) ~~Immediately mail a notice in writing to all owners of land adjacent to the subject site; and/or~~
 (c) ~~Advertise a notice of the decision to be published in a newspaper circulating in the municipality; and/or~~
 (d) ~~Advertise a notice of the decision to be published on the Town of Rimbey's website.~~

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- ~~(7)(8)~~ The notice indicated in Subsection 4.6(6) shall state:

- (a) the legal description and the street address of the site of the proposed development,
 (b) the uses proposed for the subject development,
 (c) any discretion that was granted in the approval of the development, whether by use or by interpretation of this Bylaw, and any variation or relaxation in regulation that was made by the Development Officer when the development permit was approved,
 (d) the date the development permit was issued, and
 (e) how an appeal may be made to the Subdivision and Development Appeal Board Appeal Body and the deadline for such appeal.

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- ~~(8)(9)~~ If the development authorized by a permit is not commenced within twelve (12) months from the date of the issue of the development permit, and completed within three (3) years of the date of issue, the permit is deemed to be void, unless an extension to this period is granted by the Development Authority.

(10) When the Development Authority refuses an application for a development permit, the decision shall contain reasons for the refusal.

(11) ~~For the purposes of this Bylaw, a Notice of Decision, notice, acknowledgement, letter, or other document relating to a Development Permit may be sent by courier, ordinary mail, or electronic means and such is deemed to have been served: 012-20~~

(a) if by courier, on the day following delivery;

(b) if by ordinary mail, seven (7) days from the date of mailing;

(c) hand delivery, on the day of delivery.

(d) if by electronic means, on the day after it was sent; or

~~(9)~~(e) if a Notice of Decision is published ~~in a newspaper circulating in the Town or on the Town website, on the date the Notice of Decision appears in the newspaper or on the Town website.~~

4.7 DEVELOPMENT AGREEMENTS AND SECURITIES

944/18

(1) Where a development permit has been granted for the development for any development, as a condition of approval, the applicant shall be required to provide a cash security, in the sum outlined in current Fees and Services Bylaw Schedule A, to ensure the completion of any repairs to Town property. The Town may draw on this security to cover the costs of any repairs to Town property in the event the applicant fails to complete the repairs within thirty (30) days of being notified by the Town of the damages.

944/18

(2) Where a development permit has been granted for the development of a housing unit consisting of two or less units, including housing, duplex; ~~housing, modular;~~ housing, secondary suite; and, housing, single detached, as a condition of approval, the applicant shall be required to provide an irrevocable Letter of Credit, as a security, in the sum outlined in the current Fees and Services Bylaw, Schedule A, to ensure construction is completed to the satisfaction of the Development Authority.

944/18

(3) Where a development permit has been granted for the development of a multi-family residential building, consisting of three or more units a new principal commercial or new principal industrial building, as a condition of approval, the applicant shall be required to

provide an irrevocable Letter of Credit, as a security, in the sum outlined in the current Fees and Services Bylaw, Schedule A, to ensure construction is completed to the satisfaction of the Development Authority. The Town shall register a caveat pursuant to the provisions of the Land Titles Act and the Municipal Government Act in respect of a Development Agreement under this Section against the Certificate of Title for the land that is the subject of the development, which said caveat shall be discharged when the agreement has been complied with.

944/18

- (4) Notwithstanding 4.7(3), in all other circumstances the Town may, at its sole discretion require the registration of a caveat pursuant to the provisions of the Land Titles Act and the Municipal Government Act in respect of a Development Agreement under this Section against the Certificate of Title for the land that is the subject of the development, which said caveat shall be discharged when the agreement has been complied with.

944/18

- (5) The Town may require, any applicant to enter into an agreement to construct or pay for the construction of public roadways or parking facilities, to install or pay for the installation of utilities and/or to pay an off-site levy imposed by bylaw or any other conditions as deemed appropriate. This may involve the applicant posting security with respect to the development and paying for construction, where the development requires a road or traffic infrastructure improvement specifically to accommodate the development. The applicant for a development permit may be required to provide dust control adjacent to existing residences located on roads impacted by the development. The Development Authority may require that commercial vehicular traffic be limited to certain roads when gaining access to and from a site.

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PART 5 – DEVELOPMENT APPEAL PROCESS**5.1 APPEAL PROCEDURE**

- (1) An appeal with respect to a decision on a development permit application is governed by the Municipal Government Act.
- (2) An appeal may be made to the appropriate Appeal Body in accordance with the Municipal Government Act.
- ~~(4)~~(3) The Subdivision and Development Appeal Board, as established by Town Bylaw, shall hear and make a decision on an appeal where a Development Authority:
- (a) Refuses or fails to issue a development permit to a person within forty (40) days of receipt of the application, or
 - (b) Issues a development permit subject to conditions, or
 - (c) Issues an order under Part 6 of this Bylaw; and
 - (i) The person applying for the permit or affected by the order, or any other person affected by an order, decision or development permit of a Development Authority appeals to the Subdivision and Development Appeal Board.
- (4) In addition to the Applicant, any person affected by a Development Permit or the decision on it, may appeal to the Appeal Body.
- (5) Notwithstanding 5.1 and 5.2, no appeal lies in respect of the issuance of a development permit for a Permitted Use unless the application was the subject of a variance.
- (6) An appeal shall be commenced by filing a Notice of Appeal, setting out all of the reasons that the person intends to rely on for the appeal, to the Secretary of the Board within twenty-one (21) days after the Notice of Decision has been given under Section 4.6.
- (7) A decision on a Development Application within a Direct Control District cannot be appealed unless the appeal is limited to whether or not the Development Authority followed the directions of Council. If the Board finds that the Development Authority did not follow Council's directions, it may, in accordance with Council's directions, substitute its decision for that of the Development Authority.
- ~~(2) Notwithstanding Subsection (1) above, no appeal lies in respect of the issuance of a development permit by the Council within a DC District, or for a permitted use unless the provisions of this Bylaw were relaxed, varied or misinterpreted.~~

~~(3) — An appeal shall be made by serving a written notice of appeal and submitted the applicable fee to the Secretary of the Subdivision and Development Appeal Board within twenty-one (21) days after:~~

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~~(a) — The date the order, decision or permit issued by the Development Authority was publicized in accordance with this Bylaw; or~~

~~(b) — The forty (40) day period referred to in Section 3.3(5) of this Bylaw has expired.~~

~~(4) — For the purpose of subsection 4(c), the date of receipt of the decision is deemed to be five (5) days from the date the decision is mailed.~~

5.2 APPEAL HEARING

(1) Within thirty (30) days of receipt of a notice of appeal, the ~~Subdivision and Development Appeal Board~~ Appeal Body shall hold an appeal hearing respecting the appeal.

(2) The ~~Subdivision and Development Appeal Board~~ Appeal Body shall give at least five (5) days' notice in writing of the appeal hearing to:

(a) The appellant;

(b) The Development Authority from whose order, decision or development permit the appeal is made;

(c) Those adjacent land owners who were notified under this Bylaw and any other person who, in the opinion of the ~~Subdivision and Development Appeal Board~~ Appeal Body, are affected by the order, decision or permit; and

(d) Such other persons as the ~~Subdivision and Development Appeal Board~~ Appeal Body specifies.

(3) The ~~Subdivision and Development Appeal Board~~ Appeal Body shall make available for public inspection before the commencement of the appeal hearing all relevant documents and materials respecting the appeal including:

(a) The application for the development permit, its refusal and the appeal therefrom; or

(b) The order of the Development ~~Authority, as~~ Authority, as the case may be.

(4) At the appeal hearing referred to in subsection (1), the ~~Subdivision and Development Appeal Board~~ Appeal Body shall hear:

(a) The appellant or any other person acting on his behalf;

(b) The Development Authority from whose order, decision or development permit the appeal is made, or if a person is designated to act on behalf of the Development Authority, that person;

- (c) Any other person who was served with notice of the hearing and who wishes to be heard or a person acting on his behalf; and
- (d) Any other person who claims to be affected by the order, decision or permit and that the ~~Subdivision and Development Appeal Board~~Appeal Body agrees to hear or a person acting on his behalf.

5.3 APPEAL DECISION

- (1) The ~~Subdivision and Development Appeal Board~~Appeal Body shall give its decision in writing together with reasons for the decision within fifteen (15) days of the conclusion of the appeal hearing.
- (2) If the decision of the Development Authority to approve a development permit application is reversed by the ~~Subdivision and Development Appeal Board~~Appeal Body, the development permit shall be null and void.
- (3) If the decision of the Development Authority to refuse a development permit application is reversed by the ~~Subdivision and Development Appeal Board~~Appeal Body, the Development Authority shall forthwith issue the development permit in accordance with the decision of the ~~Subdivision and Development Appeal Board~~Appeal Body.
- (4) If the decision of the Development Authority to approve a development permit is varied by the Development Appeal Board, the Development Authority shall forthwith issue the development permit in accordance with the decision of the ~~Subdivision and Development Appeal Board~~Appeal Body.
- (5) A decision made under this part of the Bylaw is final and binding on all parties and all persons subject only to an appeal upon a question of jurisdiction or law pursuant to the Act. An application for leave to the Court of Appeal shall be made:
 - (a) to a judge of the Court of Appeal; and
 - (b) within thirty (30) days after the issuance of the order, decision, permit or approval sought to be appealed.

PART 6 – BYLAW AMENDMENT PROCESS

6.1 APPLICATION FOR AMENDMENT

- (1) A person may apply to have this Bylaw amended by applying in writing, furnishing reasons in support of the application and paying the fee therefore required.
- (2) Council may at any time initiate an amendment to this Bylaw by directing the Development Authority to initiate an amendment.
- (3) All applications for amendment to the Land Use Bylaw shall be made to the Council and shall be accompanied by the following, namely:
 - (a) An application fee according to the governing fee schedule as amended from time to time by resolution of Council shall be submitted for each application, but if the proposed amendment is adopted by Council, Council may determine that the whole or part of the application fee may be returned to the applicant;
 - (b) A title search for the land affected or other documents satisfactory to the Development Authority indicating the applicant's interest in the said land;
 - (c) Drawings drawn to the satisfaction of the Development Authority, which shall be fully dimensioned, accurately figured, explicit and complete; and
 - (d) Any other information deemed necessary by the Development Authority.
- (4) Notwithstanding Subsection (3)(a) above, Council may waive payment of an application fee or any part thereof.
- (5) During deliberation on the Bylaw amendment application, Council may refer the application to such agencies as it considers necessary for comment.
- (6) Council may request such information as it deems necessary to reach a decision on the proposed amendment.

6.2 PUBLIC HEARING PROCESS

- (1) All amendments to this Bylaw shall be made by Council, by Bylaw, and in conformity with the requirements of the Act with regard to the holding of a Public Hearing.
- (2) Prior to any Public Hearing, the Town shall give notice in accordance with the Act.

- (3) First reading of a proposed amendment is given before the Public Hearing, and Council may require that the applicant pay a fee for advertising according to the governing Land Use Bylaw advertising fee schedule as amended from time to time by resolution of Town.

- (4) Prior to any Public Hearing for a site specific land use bylaw amendment only, the Development Authority shall mail a notice in writing to all owners of land adjacent to the subject site.

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PART 7 – ENFORCEMENT

7.1 CONTRAVENTION

- (1) Where a Development Authority finds that a development or use of land or buildings is not in accordance with:
 - (a) The Act or the regulations made thereunder, or
 - (b) A development permit or subdivision approval, or
 - (c) This Bylaw;

The Development Authority may, by notice in writing, order the owner, the person in possession of the land or buildings, or the person responsible for the contravention, or all or any of them to:

 - (d) Stop the development or use of the land or buildings in whole or in part as directed by the notice, and/or
 - (e) Demolish, remove or replace the development, and/or
 - (f) Take such other measures as are specified in the notice;
 - (i) So that the development or use of the land or buildings is in accordance with the Act, the regulations made thereunder, a development permit, subdivision approval or this Bylaw, as the case may be.

- (2) Where a person fails or refuses to comply with an order directed to him under Subsection (1) above or an order of the ~~Subdivision and Development Appeal Board~~ Appeal Body within the time specified, the Development Authority may, in accordance with Section 542 of the Act, with the support of a Peace Officer or Enforcement Officer, enter upon the land or building and take such action as is necessary to carry out the order. A person who contravenes or fails to comply with any provision of their development permit is guilty of an offence and is liable upon summary conviction of a fine.

- (3) Where the Development Authority carries out an order, the Council shall cause the costs and expenses incurred in carrying out the order to be placed on the tax roll as an additional tax against the property concerned, and that amount shall be collected in the same manner as taxes on land.

- (4) A person who contravenes or fails to comply with any provision of this Bylaw is guilty of an offence and is liable upon summary conviction to a fine not exceeding \$10,000.00 or to imprisonment for not more than one year, or to both fine and imprisonment, pursuant to Section 566 of the Act.

- (5) A Development Authority may suspend or revoke a development permit which has not been complied with, following notification, stating the reasons for such action.

- (6) In addition to the process and penalties described above, the Development Authority, Peace Officer, Bylaw Officer or any other person identified by the CAO for the purposes of this Section, shall be authorized to inspect any development to confirm compliance, and if not in compliance to issue violation tickets in respect to any contravention of this Bylaw.

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(7) Violation Tickets:

- (a) The Development Authority, Peace Officer, Bylaw Officer or any other person identified by the CAO for the purposes of this section, may issue a violation ticket to any person alleged to have breached any provision of this Bylaw.
- (b) The violation ticket shall specify the alleged offence committed by the person to whom the violation ticket is issued and require voluntary payment, or the option of a court appearance on a date ~~specified, and~~ specified and will be dealt with thereafter at the court's discretion.
- (c) Persons contravening any provision of this Bylaw to whom violation tickets are issued shall be liable for a penalty of \$500.00 for a first offence and \$1000.00 for a second or subsequent offence within the same calendar year. Each day that a breach of the Bylaw has occurred may be considered to be a separate offence.
- (d) The violation ticket shall be served upon the alleged offender personally, or if the defendant cannot be conveniently found, by leaving it for the defendant at the defendant's place of residence with a person on the premises who appears to be at least 18 year of age. If payment is made within the time limit, then such payment shall be accepted in lieu of prosecution for the offence.
- (e) If a person who has been served with a violation ticket fails to pay the fine specified therein, then the right of the alleged offender to settle the alleged offence without a court appearance shall no longer apply and prosecution for the alleged offence shall proceed.

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PART 8 – GENERAL REGULATIONS**8.1 ACCESSORY BUILDINGS AND USES**

- (1) No person shall construct or utilize an accessory building except in compliance with this section.
- (2) All accessory buildings shall be located at least 2.0 m from any principal building, unless under 13.4 m² and on a non-permanent foundation. 944/18
- (3) An accessory building shall not be used as a dwelling unit. 944/18
- (4) An accessory building that contains sanitation facilities shall ~~contain a sump and~~ be designed to the satisfaction of the Development Authority. 944/18
- (5) An accessory building shall not be constructed within the required front yard setback area of any district.
- (6) Accessory buildings shall be constructed with exterior finish materials that compliment those of the principal building.
- (7) An accessory building shall not be located on an easement or utility right-of-way, without an encroachment agreement registered on title in accordance with section 8.21.
- (8) An accessory building shall not be developed or approved on a lot prior to the issuance of a development permit for the principal building or use on the lot.
- (9) Decks, balconies, sunrooms and the like shall not be constructed on top of an accessory building unless the setbacks of the accessory building comply with the allowable setbacks for the principal building in that district.
- (10) Accessory buildings under 13.4 m² in size and decks which are uncovered, and the walking surface is less than 60 cm (2 feet) above grade are not required to meet the setback requirements for the District in which it is located. 944/18
- (11) An accessory building, over 13.4m², is required to meet the setback requirements for the District in which it is located. 944/18

~~(12) An accessory building, over 13.4m², built prior to January 1, 2019, may have the minimum side setback and minimum rear setback requirements varied at the sole discretion of the Development Authority. The Development Authority is not bound by the maximum variance in Section 4.5(6). In accordance with Section 4.5, a variance application shall be required and the applicant must demonstrate that the structure was built prior to January 1, 2019 in a manner deemed satisfactory to the Development Authority.~~

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8.2 AIR SUPPORTED AND FABRIC-COVERED STRUCTURES

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- (1) All air supported and fabric-covered structures over 13.4 m² and will be erected for more than (3) three days require a development permit.
- (2) Air supported and Fabric-Covered Structures used for recreational purposes will be permitted as a discretionary main building.
- (3) All other Air Supported and Fabric-Covered Structures will be permitted as a discretionary accessory building.

~~(3)(4) Air supported and fabric-covered structures cannot be used for human habitation.~~

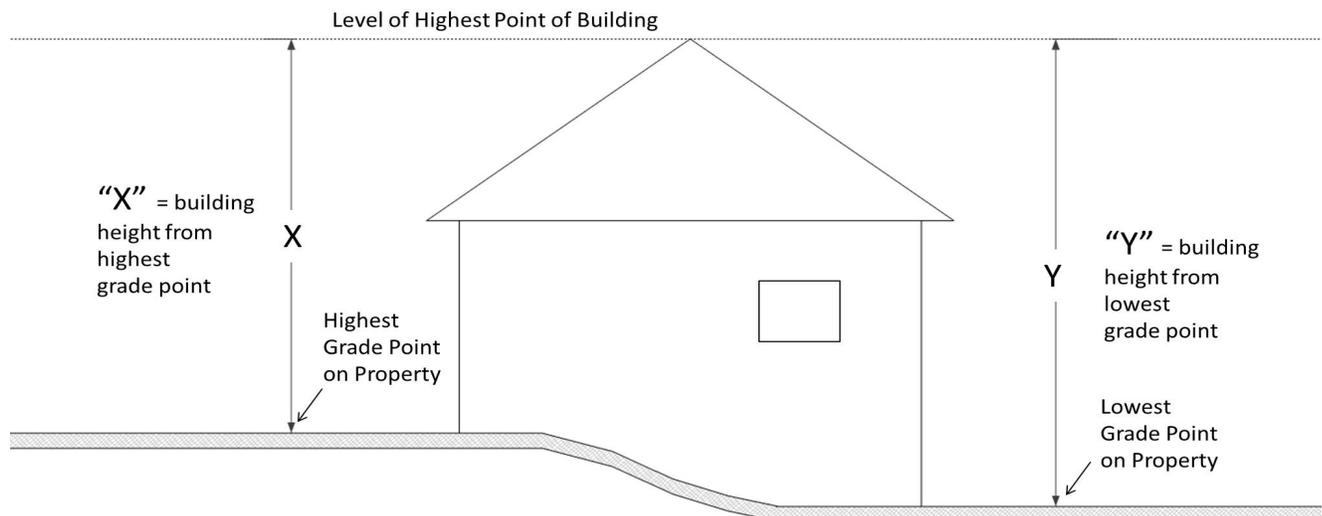
8.3 BARE LAND CONDOMINIUM

- (1) Structures constructed on bare land condominium units shall comply with the general regulations of this bylaw, including the regulations for the land use district in which the unit is located.
- (2) For the purposes of this Bylaw, a bare land condominium plan is a plan of subdivision.

8.4 BUILDING HEIGHT

- (1) If the height of a building is required to be measured or determined, it shall be measured by calculating the average vertical distance between the natural grade, or the average natural grade in the case of a sloping grade, and the highest point of the building as determined under Subsection (2).
- (2) In determining the highest points of a building, the following structures shall not be considered to be part of the building: an elevator housing; mechanical housing; roof stairway entrance; ventilations; a skylight; a steeple; a smokestack; a parapet wall, or a flagpole or similar device not structurally essential to the building.

FIGURE 8.4.1 – BUILDING HEIGHT CALCULATIONS



$$\text{Height Average} = (X+Y)/2$$

8.5 CORNER AND DOUBLE FRONTING PARCELS

- (1) In all districts, a site abutting onto two streets or more shall have a front yard setback on each street in accordance with the front yard regulations of this Bylaw.
- (2) In all cases, the location of building on corner sites shall be subject to approval of the Development Authority who may, at their discretion, relax the front yard setback requirements taking into account the location of existing adjacent buildings or the permitted setback on adjacent sites where a building does not exist.
- (3) On corner parcels contiguous to a highway the Alberta Infrastructure Highway “Minimum Site Triangle” Design Guidelines shall apply.

8.6 CURB CUTS

- (1) The nearest edge of a proposed curb cut to the nearest curb line of the street intersection shall not be less than 12.0 m.
- (2) The maximum width of the curb cut shall not exceed 9.1 m in industrial districts and 6.0 m in all other districts, unless otherwise specified by the Development Authority for reasons of public safety or convenience.

8.7 DESIGN, CHARACTER AND APPEARANCE OF BUILDINGS AND STRUCTURES

- (1) The purpose of this Section is to provide the Town with controls and guidance in order to ensure that aesthetically attractive and compatible development is provided throughout the Town.
- (2) The quality of exterior treatment and design of all buildings shall be to the satisfaction of the Development Authority for permitted uses and discretionary uses.
- (3) Pursuant to Subsection (2), the Development Authority shall consider, but not be limited to the following criteria when evaluating the design, character and appearance of development proposals in all Districts.
 - (a) General Guidelines:
 - (i) The design, character and appearance of all buildings must be compatible with any other buildings existing in the vicinity unless the building is setting a new standard of design and character for the land use district or a particular location of it;
 - (ii) The design of the building or development must be consistent with the purpose and intent of the land use district in which it is located;
 - (iii) The building shall comply with any provisions of a statutory plan or architectural control guidelines adopted by Council.
 - (b) Guidelines for Commercial and Industrial Development:
 - (i) The harsh contrasts of very large or massive buildings mixed with small buildings can be softened by using similar sizes and shapes of massing elements, like roof lines, exterior design and treatment;
 - (ii) Blank, unfinished walls give a very bland appearance to the streetscape. Particular attention should be given to reduce large vacant spaces between buildings which are left open to public view;
 - (iii) Rooftop mechanical equipment should be hidden from view from public streets and from adjacent buildings;
 - (iv) Utility installations and buildings should be located in such a manner so as to be compatible with adjacent buildings and development. This may be achieved by placing utility installations within buildings wherever possible, or development utility buildings which blend into the surrounding area;
 - (v) Natural features are an important part of the urban environment and should be given a high priority in developing a site. This may be achieved by preserving existing trees wherever possible;
 - (vi) Corner sites at the intersection of major streets should be given special consideration. Sight lines for drivers and more pedestrian space are features which should be incorporated into the design of buildings on corner lots;

- (vii) Buildings should provide weather protective overhangs at outdoor pedestrian areas and at building entrances. The overhangs can be achieved through the use of cantilevers, awnings and canopies;
 - (viii) Long buildings along the street front should include a public route through the building which can be accessed by pedestrians to parking areas or simply to reduce having to walk around the building;
 - (ix) Large pedestrian areas or parcels should be designed for safety and at a pedestrian scale. The combination of landscaping and pedestrian walkway connections from the parking area to the shopping areas can act as a windbreak, slow the traffic in the parking area, and soften the harsh visual impact of large asphalt areas;
 - (x) The site illumination of commercial and industrial sites should not shine into residential windows;
 - (xi) On-site parking, loading and shipping areas are less attractive elements of a streetscape and should be hidden from public roadways by buildings, screening and landscaping;
 - (xii) Outdoor storage and garbage collection areas are generally unsightly and undesirable elements from public roadways and should be screened or hidden behind buildings. Existing storage and garbage collection areas should be screened from roadways by using berms, walls and landscaping.
- (c) Guidelines for Residential Development:
- (i) Visual privacy of internal living space and areas should be maintained in new and existing developments. The use of berms, landscaping and the orientation of the dwellings and the living space windows can improve the visual privacy between developments;
 - (ii) Identical or similar housing styles, models, designs and colors should be discouraged. The same housing color, design or treatment should not be used for any more than three adjacent dwellings;
 - (iii) Corner lot houses should be generally lower lying houses as height and mass is emphasized beside a void such as a road.
 - (iv) Any accessory building built on a lot, such as a detached garage or garden shed should be of proportional mass, roof line and treatment as the principal building.
 - (v) Developments should be encouraged to possess good proportion in the front elevations through the use of such elements as dormers, bay windows, shutters, brickwork, roof lines and variations of window sizes.

8.8 DEVELOPMENTS ON OR NEAR SLOPES

(1) Notwithstanding the yard requirements prescribed in the land use districts, no permanent buildings shall be permitted within 20.0 m of the top of the bank of any waterbody and no development shall be permitted within 20.0 m of the top or bottom of an escarpment bank or slope where the grade exceeds 15% (fifteen percent).

(2) The Development Authority may require greater setback than is prescribed in Section 8.8(1).

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(3) Notwithstanding that a proposed development conforms in all respects with this Bylaw, including Sections 8.8(1) and 8.8(2), where the application is for development on lands that are or may be subject to subsidence, the Development Authority shall not issue a development permit unless the applicant can demonstrate that preventative engineering and construction measures can be instituted to make the parcel suitable for the proposed development.

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(4) Subject to Section 8.8(3), the Development Authority may, at their discretion, reduce the setback requirements established pursuant to 8.8(1) and 8.8(2) if the applicant provides satisfactory proof of bank stability.

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8.9 DEVELOPMENTS NEAR WATER

(1) Notwithstanding 8.8, the Development Authority may require reports to be submitted by qualified ~~professionalseconsultants~~ to help determine the setback distance from water bodies. The setback may be reduced if supported by a report submitted by a qualified engineer.

8.10 DWELLING UNITS ON A PARCEL

(1) The number of dwelling units allowed on any single parcel shall be one, except where additional dwellings are:

- (a) Contained in a building designed for, or divided into, two or more dwelling units and is located in a land use district which permits multiple units; and
- (b) A building defined in the Condominium Property Act (Chapter C-22, R.S.A. 2000) and all regulations and amendments thereto and is the subject of an approved condominium plan registered under that Act.

8.11 EMERGENCY ACCESS TO BUILDINGS

- (1) Sites shall be so designed that, in the opinion of the Development Authority, appropriate access for firefighting equipment is afforded to all buildings, moreover,
 - (a) In the case of industrial, commercial, multiple family, or public or quasi-public sites, the distance between the fire hydrant and any driveway or access point shall be a minimum of 3.0 m. In the case of single family sites, the distance between the fire hydrant and any driveway or access point shall be a minimum of 1.85m; and
 - (b) No person shall in any manner obstruct the fire access to any hydrant, valve or curb stop. No vehicle, building, structure, or vegetation higher than 0.5 m, shall be placed within 1.5 m from a hydrant.
- (2) On at least two sides, one of which shall be the longest side, of any building used as an apartment building and which exceeds two storeys in height, there shall be firm level areas accessible for firefighting equipment for at least 75% (seventy five percent) of the length of each of the two sides of the building. Such areas shall not be less than 4.25 m in width and not more than 3.0 m from the building, and no permanent structure or vehicular parking shall be permitted thereon.
- (3) A lane or lanes for the purpose of permitting the access of firefighting equipment to all major access points of shopping centre buildings shall be provided, and no permanent structures or vehicular parking may be permitted thereon.

8.12 EXCAVATION, STRIPPING AND GRADING

- (1) For the purpose of this Section, excavation shall mean excavation other than for construction or building purposed, including, but not limited to, sand and gravel mining, topsoil stripping, and construction of artificial bodies of water.
- (2) An applicant for a development permit for the excavation, stripping or grading of land, which is proposed without any other development on the same land, shall include with his or her application the following information:
 - (a) Location of the lot, including the municipal address if any, and legal description;
 - (b) The area of the lot on which the development is proposed;
 - (c) The type of excavation, stripping or grading proposed, showing the dimensions of the operation or the area of the land and depth to which the topsoil is to be removed;
 - (d) Location on the lot where the excavation, stripping or grading is to be made on the lot; and
 - (e) The condition in which the excavation, stripping or grading is to be left when the operation is complete or the use of the area from which the topsoil is removed.

- (3) Where, in the process of development, areas require levelling, filling, or grading, the topsoil shall be removed before work commences, stockpiled, coverage of 0.15 m shall be provided upon occupancy of the development, and the affected area shall be graded and landscaped to the satisfaction of the Development Authority.

8.13 EXISTING SUBSTANDARD LOTS

- (1) Development on existing substandard lots may be considered by the Development Authority who shall have due regard for compliance with the Safety Codes Act and its regulations prior to granting approval.

8.14 FENCES

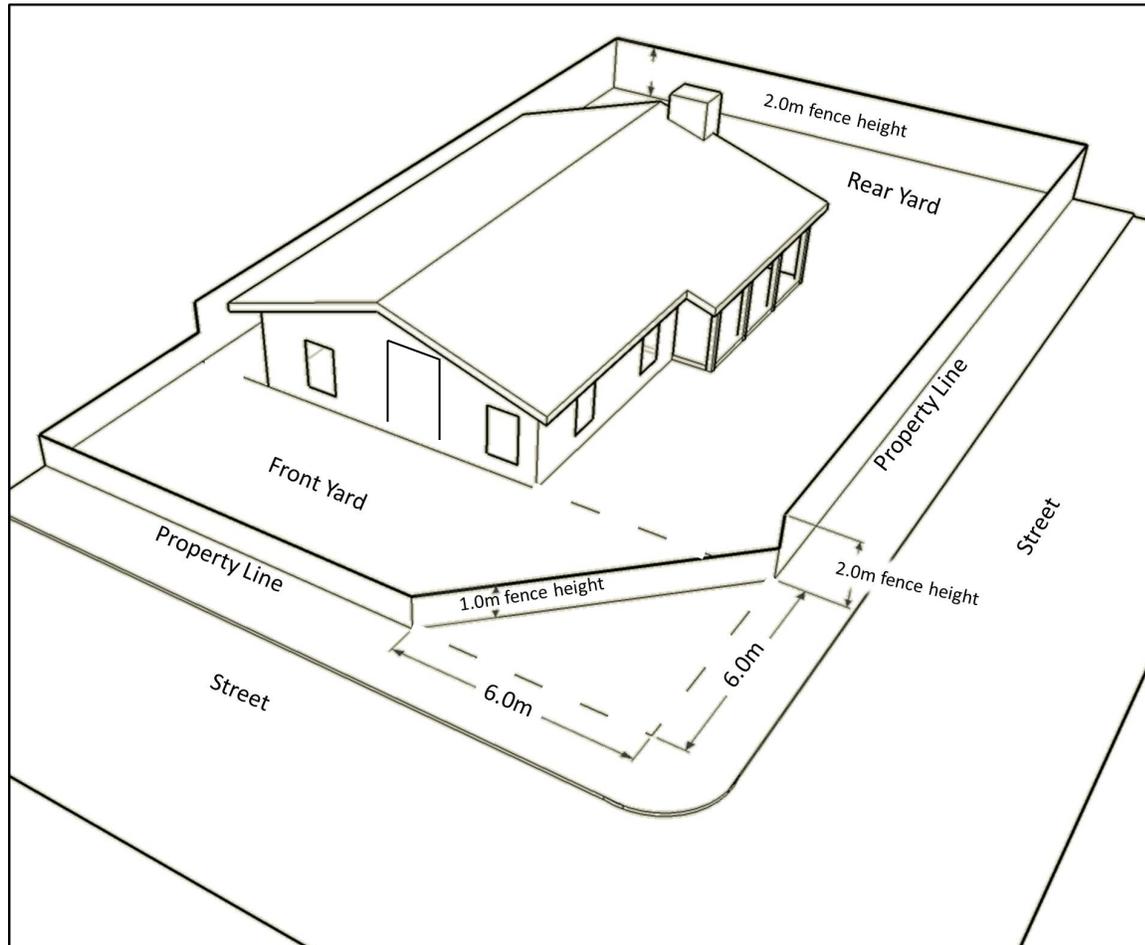
- (1) In any district, except as herein provided,
- (a) No fence shall be constructed that is located on public property;
- (b) No fence shall be constructed that is:
- (i) For internal lots in all residential land use districts, no higher than 2.0 m for the portion of the fence that does not extend beyond the foremost portion of the principal building on the site and 1.0 m for that portion of the fence that does extend beyond the foremost portion of the principal building on the lot; 944/18
- (ii) For internal lots in all non-residential land use districts, no higher than 2.0 m for the portion of the fence that does not extend beyond the foremost portion of the principal building on the site and 1.0 m for that portion of the fence that does extend beyond the foremost portion of the principal building on the lot. The 1.0 m may be increased to a maximum of 2.0m at the discretion of the Development Authority;
- ~~(iii)(iii)~~ For corner lots, as per Figure 8.14.1, fences shall be no higher than 2.0 m for the portion of the fence that does not extend beyond the foremost portion of the principal building if in the opinion of the Development Authority, it will not prejudice the safety and amenities of the adjoining lots. Fences shall be no higher than 1.0 m for the portion of the fence that does extend beyond the foremost portion of the principal building on the lot. 944/18
- ~~(iii)(iv)~~ In the case of corner lots, no person shall construct a fence or other screening, including landscaping, more than 1.0 m high within the triangular area 6.0 m back from the intersecting front boundary lines of the lot, regardless of whether or not a corner cut-off has been taken. The 6.0m triangular area may be reduced by the Development Authority based on an assessment of the corner visibility; and

~~(iv)~~(v) Where lots have both their front and rear yards facing onto a street, special approval of the Development Authority must be obtained prior to the erection of any fences on such properties. Size and specifications for fences in these areas must conform with the overall standard set for the area by the Town.

- (2) Apartments or row houses adjacent to a single detached residential dwelling shall provide a ~~wooden~~ fence, or other such screening ~~approved as deemed appropriate~~ by the Development Authority, of not more than 2.0 m in height along the side abutting the single detached dwelling;
- (3) In the case of ~~industrial~~, commercial, public and quasi-public uses abutting a residential area, a ~~solid~~ fence, ~~or other such screen as deemed appropriate by the Development Authority~~ shall be ~~provided of~~ at least 1.5 m in height and no higher than 2.0 m along the sides abutting the residential area;
- (4) Notwithstanding Subsection 8.14(3), the maximum height of a fence in an Industrial or Urban Reserve District shall be determined by the Development Authority. Where a fence has been permitted to be higher than 2.0 m in an Industrial or Urban Reserve District, no barbed wire fences shall be permitted below a height of 2.0 m. This requirement may be relaxed by the Development Authority at his/her discretion in an area where residences would not be in close proximity to the fence proposed;
- (5) No electrification of fences shall be permitted; and
- (6) No barbed wire fences shall be permitted in residential districts.

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FIGURE 8.14.1 – FENCE DIAGRAM



8.15 FLOODPLAIN DEVELOPMENT

- (1) Notwithstanding Subsection 8.9 no new development or the expansion of existing development shall be allowed within the 1:100 year flood plain of any watercourse or water body as determined by Alberta Environment.

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- (2) Development Permit Applications where a portion of a parcel in the 1:100 year floodplain, shall be accompanied by the following information requirements:
 - (a) Elevation of the site as prepared by a qualified surveyor or engineer;
 - (b) Proposed elevation of main floor of residential buildings as prepared by a qualified surveyor or engineer; and
 - (c) A statement and/or analysis, which demonstrates the suitability of the development to the site as compared to other locations on the parcel.

8.16 LANDSCAPING

- (1) As a condition of the development permit, all landscaping and planting required must be carried out to the satisfaction of the Development Authority, and within one year of occupancy or commencement of operation of the proposed development. All plant material shall be hardy to the Town of Rimbey.
- (2) The Development Authority may require that landscaping and/or screening is provided in conjunction with any ~~development, and development and~~ is addressed as part of the Development Permit application. The intent of landscaping and screening is to contribute to a reasonable standard of appearance for developments, to provide a positive overall image for the Town.
- (3) Landscaping and screening requirements may be applied to commercial and industrial uses.
- ~~(4)~~ Garbage and waste material in residential districts must be stored in weather and animal proof containers.
- ~~(4)(5)~~ Garbage and waste materials in all non single-family residential developments must be stored in weather and animal proof container -and screened from adjacent sites and public thoroughfares.
- ~~(5)(6)~~ On corner parcels, setbacks for landscaping and fencing must be in accordance with Section 8.2.
- ~~(6)(7)~~ Prior to issuing a development permit the Development Authority may require submission of a detailed landscape plan to a standard satisfactory to the Development Authority, outlining at a minimum the following:
 - (a) The location of the trees and shrubs to be planted, including distance between trees and the anticipated full growth radius at maturity;
 - (b) The number of trees and shrubs to be planted; and
 - (c) The common name of the trees and shrubs to be planted.
- ~~(7)(8)~~ In addition to the landscaping standards specified in each Land Use District the Development Authority may require the applicant of any development permit to:
 - (a) Retain any natural feature in its original state including, but not limited to, the following:
 - (i) Any water feature, including swamps, gullies and drainage courses;

- (ii) Land with a natural gradient of 15% or greater;
- (iii) Land subject to flooding by a 1:100 year flood;
- (iv) Land located within a minimum distance as determined by the Development Authority from the top of bank of any river, stream, creek, lake or other body of water;
- (v) Any land deemed unstable by the Development Authority.
- (vi) Conserve trees, shrubs or any other natural vegetation to the maximum extent possible.
- (vii) Screen any objectionable effect or potential objectionable effect from adjacent properties;
- (viii) Retain topsoil on the site;
- (ix) Enhance the site by adding topsoil, grass, rock, gravel, vegetation or other landscaping materials to complement the appearance of the site and the character of the neighbourhood; and
- (x) Restricting the amount and location of hard surfacing on the site.

~~(8)~~(9) Trees and Shrubs provided for landscaping shall meet the following minimum requirements:

- (a) A minimum height of 1.8 m (6.0 ft.) for coniferous trees;
- (b) A minimum height of 0.46 m (1.5 ft.) for coniferous shrubs;
- (c) A minimum caliper width of 5.08 cm (2 in) at 0.46 m (1.5 ft.) above ground level for deciduous trees; and
- (d) A minimum height of 0.61 m (2 ft.) for deciduous shrubs.

~~(9)~~(10) Unless otherwise specified in this Bylaw a minimum of thirty-three percent (33%) of the total amount of trees and shrubs provided shall be coniferous.

~~(10)~~(11) _____ All trees shall be separated a minimum distance from each other to allow sufficient space for the tree's maximum potential growth radius at maturity and to ensure healthy, uninhibited growth.

~~(11)~~(12) _____ All landscaping requirements must be completed within one (1) year of completion of construction or the commencement of the use, whichever occurs first.

~~(12)~~(13) _____ The owner of the property, or his/her assignees or successor(s), shall be responsible for the proper ~~up-keep~~upkeep and maintenance of the required landscaping. If the required landscaping does not survive, the applicant/owner must replace it with a similar type of species and with a similar caliper, width and height or to the satisfaction of the Development Authority.

~~(13)~~(14) _____ The Development Authority may, as a condition of a development permit, require submission of a security up to the value of the estimated cost of providing the proposed landscaping to ensure that such landscaping is carried out with reasonable diligence. The condition of the security is that, if the landscaping is not completed in accordance with this Bylaw and development permit within one (1) growing season after completion of the

development, then the specified security amount shall be made available to the Town to use to ensure the landscaping is installed according to the Town's standards.

~~(14)~~(15) A minimum of 30% soft surfaced green landscaped features (i.e. grass, shrubs and trees) shall be maintained in all residential front yards.

~~(15)~~(16) Development Permits are required for all retaining walls over 60 cm (2 feet).

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8.17 LIMITED ACCESS TO MAJOR ROADS

- (1) No access for vehicles will be permitted from an arterial road as designated by the Municipal Development Plan, or Area Structure Plans to:
 - (a) Any residential site, unless the access serves three or more dwelling units; or
 - (b) Any site, unless turning space is provided on the site such that vehicles entering upon the site may turn before re-entering the street; or
 - (c) Any site where, in the opinion of the Development Authority, there would be an excessive number of access points approved by Alberta Transportation.
- (2) Access to Highways 20, 20A and 53 shall be limited to arterial roads, collector and services roads, and where no service roads are provided, access shall be limited to those access points approved by Alberta Transportation.

8.18 OBJECTIONABLE ITEMS IN YARDS

- (1) No person shall keep or permit in any part of a yard in any residential district:
 - (a) Any dismantled or wrecked vehicle for more than fourteen (14) successive days; or
 - (b) Any object or chattel which, in the opinion of the Development Authority, is unsightly or tends to adversely affect the amenities of the district; or
 - (c) Any excavation, storage or piling up of materials required during the construction stage unless all necessary safety measures are undertaken, and the owner of such materials or excavations assumes full responsibility to ensure the situation does not prevail any longer than reasonably necessary to complete a particular stage of construction work; or
 - (d) Any vehicle not parked on a prepared hard surface (i.e. concrete pad or gravel) in the front yard; or

- (e) A commercial vehicle loaded or unloaded of a maximum weight in excess of 2000 kg;
or
- (f) A commercial vehicle in a front yard; or
- ~~(g)~~ ~~A recreational vehicle in the front yard of a laned subdivision.~~
- ~~(h)~~(g) Contravene the Town of Rimbey Nuisance Bylaw.

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(2) No person maintaining more than one recreation vehicle or more than two (2) motor vehicles in a residential district shall allow them to be kept in a manner which, in the opinion of the Development Authority is unsightly or tends to adversely affect the amenities of the district.

(3) No person shall keep a recreational vehicle, in a residential area, in the front yard or in the flanking/side-yard on a corner lot, for a period longer than is reasonably necessary to load or unload the vehicle to a maximum of 72 hours.

(4) 8.18(3) does not apply between the months of April and October inclusive if the vehicle will not overhang the sidewalk or road otherwise create a traffic hazard., and;
~~(2)~~—

~~(3)~~(5) In commercial districts garbage shall be stored in weatherproof containers screened from adjacent sites and public thoroughfares to the satisfaction of the Development Authority and shall be in a location easily accessible for pickup.

~~(4)~~(6) No Recreational Vehicle may be parked, kept or stored outside on any parcel in town for the purposes of human habitation for more than 4872 hours.

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8.19 ON-SITE AND OFF-SITE SERVICES AND IMPROVEMENTS

- (1) Where any on-site services or improvements, or any off-site local improvements are required to service a proposed development, a person shall not begin the excavation for the foundation nor commence the development until the Development Authority or is satisfied that such services will be provided or improvements will be undertaken.
- (2) No development permit shall be issued for a development to be served by private sewer and water systems until the systems have been approved by the appropriate Municipal or Provincial authorities having jurisdiction.

8.20 PROJECTIONS OVER YARDS

- (1) The following encroachments into required front, side and rear yard setbacks in land use districts may be permitted for canopies, balconies, eaves, box-outs, chimneys, gutters, sills, steps/stairs, and, in addition, cantilevers may be permitted to encroach into the front and rear yards only:

- (a) Front Yard: 2.0 m for balconies; and 1.0 m for cantilevers, eaves, gutters, landings, and window sills (see Figure 8.20.1).
 - (b) Rear Yard: 2.0 m for balconies; and 1.0 m for box-outs, cantilevers, eaves, gutters, landings, and window sills (see Figure 8.20.).
 - (c) Side Yard (Interior): 1.0 m for balconies; and 0.6 m for box-outs, eaves, gutters, landings and window sills (see Figure 8.20.1).
 - (d) Side Yard (Exterior): 1.0 m for balconies; and 0.6 m for box-outs, cantilevers, eaves, gutters, landings and window sills (see Figure 8.20.2).
- (2) For multi-attached dwellings, balconies and decks may be extended to the lot line or common wall, provided that the common wall is extended for separation/privacy.
- (3) No projection will be permitted if, in the opinion of the Development Authority, it may interfere with a loading space, parking area, driveway, or other vehicle or pedestrian circulation or access.
- (4) No projection will be permitted into the side yard required for vehicular access to the rear yard, unless a minimum vertical height of 3.0 m from finished grade to the lowest point of the projection is maintained.
- (5) The projection length limitations are as follows:
- (a) The individual projection maximum length shall not exceed 3.0 m; and
 - (b) The sum of all projections maximum length shall not exceed one-third (1/3) of the length of the building wall (not including the garage walls). This does not apply to front or rear yards.

FIGURE 8.20.1: PERMITTED PROJECTIONS – FRONT AND INTERIOR SIDE YARD SETBACKS

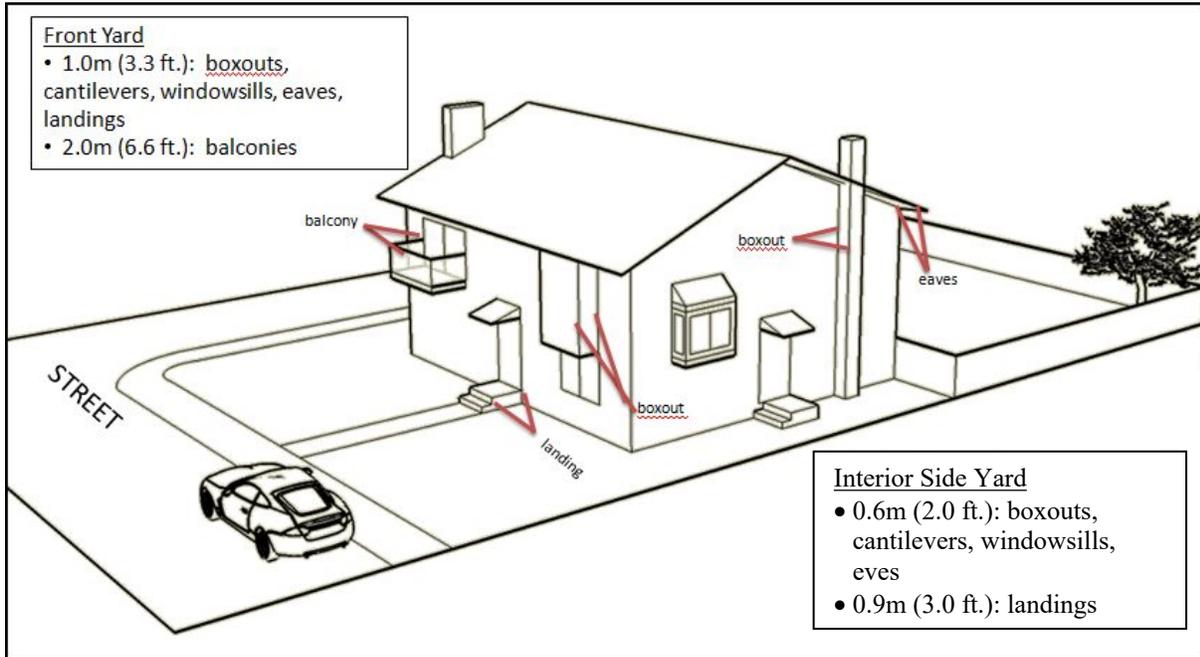
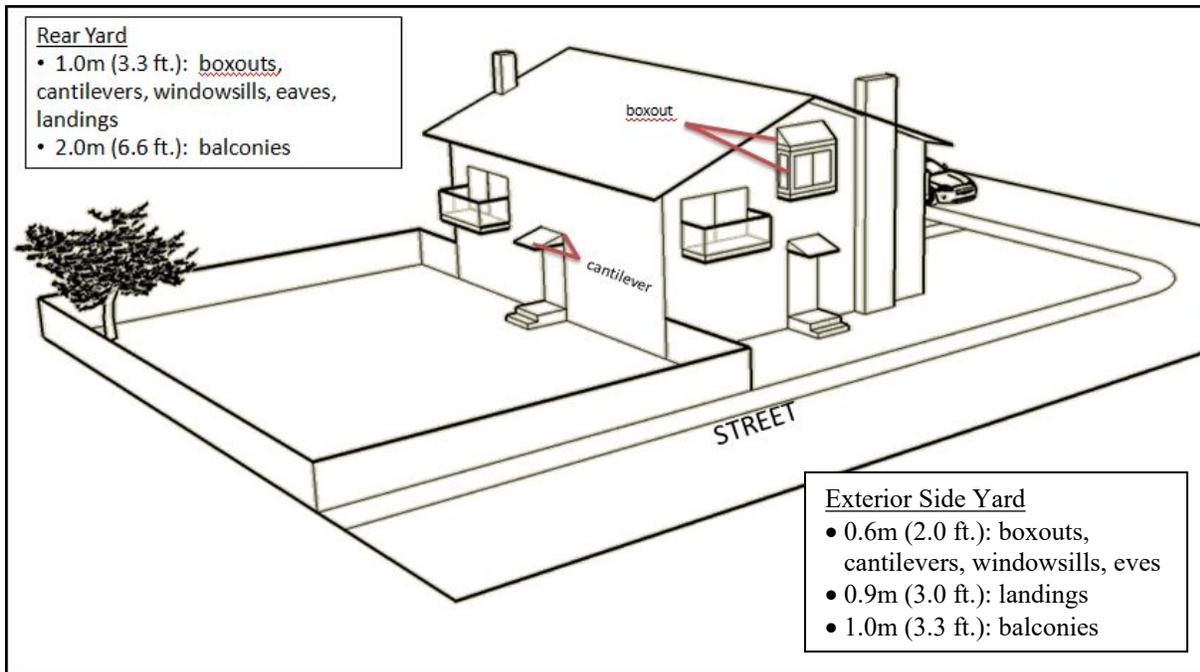


FIGURE 8.20.2: PERMITTED PROJECTIONS – REAR AND EXTERIOR SIDE YARD SETBACK



8.21 PUBLIC LANDS AND TOWN BOULEVARDS

- (1) There shall be no unauthorized encroachments onto municipal property, including parks and road rights-of-way. Where an encroachment exists without Town approval, the owner shall be required to remove the encroachment at his/her own ~~expense, or~~ expense or seek permission from the Town CAO or Council for the encroachment to remain.
 - (a) There shall be no encroachments into Alberta Transportation Highway Right-Of-Ways without written approval from Alberta Transportation.
- (2) All developments on lands owned by the Town of Rimbey shall not require a development permit.
- (3) Notwithstanding 8.21(3), the owner(s) of a lot may develop the boulevard abutting their property by excavating, backfilling, levelling or consolidating to final grade, and seed or perform other works that may be necessary to develop a turf boulevard provided that all work shall be entirely at the owner's expense.

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- (4) Any development, planting or other development not authorized by a development permit shall be done at the owner's risk, and any damage to municipal services caused by the growth, removal or maintenance of such development shall be the responsibility of the owner.
- (5) Every owner or occupant of land shall be responsible for maintaining any development allowed under this Section, and for controlling the weeds on boulevards owned by the Town abutting their property.

8.22 PUBLIC UTILITY BUILDINGS AND EASEMENTS

- (1) Notwithstanding other regulations in this Bylaw, a person erecting a public utility facility or placing utility equipment on a site shall cause it to be placed in a location and with yard setbacks which are satisfactory to the Development Authority.
- (2) Utility lots, utility buildings and publicly owned buildings may be permitted in any district except as specifically regulated elsewhere in this bylaw.
- (3) Subject to the conditions of a utility easement, no permanent structure other than a fence shall be constructed or placed on that utility easement unless:
 - (a) In the opinion of the Development Authority the said structure does not restrict access to the utility easement for the purpose of installation and maintenance of the utility; and
 - (b) Written consent has been obtained from the person whose use the easement has been granted.

8.23 RELOCATION OF BUILDINGS OR STRUCTURES

- (1) No person shall:
 - (a) Place on a lot a building which has previously been erected or placed on a different lot; or
 - (b) Alter the location on a lot of a building which has already been constructed on that lot,
 - (c) Unless the Development Authority approves the placement or alteration.

- (2) An approval shall not be granted under Subsection (1) above unless the Development Authority is satisfied that:
 - (a) The placement or location of the building would meet the requirements of the Bylaw; and
 - (b) The building and the lot meet the requirements of this Bylaw and the land use district in which it is proposed to be located.

- (3) Before considering any application for a Moved-in Building and in addition to the requirements of Section 8.23(1) and Section 8.23(2), the Development Official shall require a development permit application that includes:

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 - (a) Recent colour photographs of all elevations including additions;
 - (b) A statement of the age, size, and structural condition of the building; and
 - (c) Documentation from a certified safety code officer that the building meets the requirements of the Safety Codes Act or, if it does not, how the building will be brought up to these requirements.

- (4) As a condition of issuing a development permit approval for a Moved-In Building, the Development Authority shall require a letter of undertaking (agreement) and the posting of security in the form of an irrevocable letter of credit or cash, in the amount of the total estimated costs to relocate the building, to be provided prior to the issuance of a building permit and the building being moved on site. This security will ensure that any required modifications to the design, construction, siting, finishing and cladding of the relocated building are completed.

- (5) The conditions shall be completed within one year of the issuance of the development permit, as determined by the Development Authority.

- (6) The security will be released once all the conditions have been completed by the applicant to the satisfaction of the Development Authority, and Authority and are met within the time frame as set out in the development permit.

- (7) Upon expiry of the Development Permit, if the required work has not been completed to Town's satisfaction, the Town may use the security to have the work completed and bring the building into compliance.

- (8) The applicant shall be advised not less than 30 days prior to the expiration time set out in the development permit, that action will be undertaken by the Town to use the security in completing the required renovations if they have not been completed by the expiration

date. Only Council may direct Administration to delay action to complete the requirements of the permit.

8.24 RESIDENTIAL AND INDUSTRIAL USES ADJACENT

~~(13)~~(12) In considering subdivision or development permit applications for residential uses adjacent to existing industrial developments or industrial uses adjacent to existing residential developments, the Development Authority may impose conditions addressing:

- (a) Providing proper services and access to the site,
- (b) Screening, aesthetics and landscaping,
- (c) Control of signage,
- (d) Noise control,
- (e) A development agreement, with the need to provide security, and
- (f) Any other issue deemed necessary by the Development Authority.

8.25 TEMPORARY STRUCTURES

- (1) A temporary structure may not be erected without permission of the Development Authority which may be granted as follows:
 - (a) In a residential district provided that:
 - (i) No such temporary structure shall be more than 3.0 metres in height or set back less than 1 metre from the side and rear property lines; and
 - (ii) The owner enters into an agreement to remove such a structure in accordance with the terms and conditions stipulated by the Development Authority;
 - (iii) There shall be no more than one temporary structure per site;
 - (iv) A temporary structure must be placed in the rear yard only;
 - (v) In the case of a pre-manufactured temporary structure, the elevations shall be subject to approval of the Development Authority; and
 - (vi) The structure is completed in accordance with the terms stipulated by the Development Authority, provided that the temporary structure development permit shall expire at the end of one year, unless renewed by the Development Authority for a further term, and that such temporary structure must comply with this Bylaw.
- (2) Temporary Structures include, but are not limited to:
 - (a) Portable Storage Containers, including c-cans;
 - (b) Tent Garages.
- (3) If an owner fails to comply with the terms and conditions of a temporary structure development permit, the Development Authority may remove or cause to be removed such structure as the case may be, the costs of which shall be charged against the lands upon which the temporary structure is situated and shall be payable by the owner to the Town on demand.

- (4) A temporary structure shall not be used as a dwelling.

PART 9 – SPECIFIC USE REGULATIONS

9.1 BED AND BREAKFAST ESTABLISHMENTS

- (1) Bed and Breakfast Accommodation shall be reviewed as Home Business permit.
- (2) All persons operating bed and breakfast facilities must provide evidence of compliance with municipal, provincial and/or federal regulations in regard to their operation.
- (3) A bed and breakfast is an accessory use to a main residential use.
- (4) A Development Authority may permit a Bed and Breakfast Accommodation use only if in the opinion of the Development Authority it will:
 - (a) Be restricted to the dwelling unit;
 - (b) Not change the principal character or external appearance of the dwelling involved; except where minimal exterior modification of the structure or grounds are compatible with the character of the area or neighborhood and pursuant to a Development Permit;
 - (c) Not create a nuisance by way of noise, parking or traffic generation;
 - (d) Not employ anyone but the residents of the dwelling;
 - (e) Be limited to one (1) identification sign no more than 0.3 m² in size and displayed from within the establishment;
 - (f) Not occupy more than three (3) bedrooms;
 - (g) Be limited to one meal provided on a daily basis to registered guests only; and
 - (h) One on-site parking stall shall be provided for each bedroom provided for compensation and shall meet the signage requirements of this Bylaw.

9.2 CANNABIS PRODUCTION AND DISTRIBUTION FACILITY

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- (1) Cannabis facilities must have a licence issued by the Health Canada.
- (2) The following regulations apply to cannabis facilities:
 - (a) An ancillary building or structure used for security purposes may be located on the parcel containing the use as an accessory building which meets the regulations of this Land Use Bylaw.
 - (b) Facilities must include equipment designed and intended to remove odours from the air where it is discharged from the facility as part of a ventilation system.
 - (c) Facilities must not be within 100 metres of a residential district measured from the building containing the use to the nearest property line of a parcel designated as a residential district.

- (3) An application for a Development Permit for Cannabis Production and Distribution Facility requires a Development Permit shall be made to the Development Authority and shall include reports prepared by the appropriate professionals for the following:
 - (a) the incineration of waste products and air borne emission, including smell;
 - (b) the quantity and characteristics of liquid and waste material discharged by the facility; and,
 - (c) the method and location of collection and disposal of liquid and waste material.
 - (d) Additional information as required by the Development Authority.
- (4) The operator of a Cannabis Production and Distribution Facility must ensure that nuisances, including odour, are addressed to the satisfaction of the Development Authority.

9.3 CANNABIS RETAIL SALES

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- (1) Cannabis stores and where all cannabis that is offered for sale or sold must be from a federally approved and licensed facility.
- (2) Cannabis stores must be licensed by the Alberta Government.
- (3) Cannabis stores must be a stand-alone use, which means it cannot be combined with another use, such as a convenience store. However, cannabis stores can occur in a multi-tenant building or as part of a mixed-use development.
- (4) The operator of a Cannabis Retail Sales must ensure that nuisances, including odour, are addressed to the satisfaction of the Development Authority.
- (5) Cannabis stores shall not be located within 100 metres of any other Cannabis Store, when measured from the closest point of a parcel of land containing a Cannabis Store to the closest point of another parcel of land containing a Cannabis Store with the following exceptions:
 - (a) A proposed cannabis store is at the same location as an existing retail store that currently sells cannabis-related paraphernalia as its main merchandise,
 - (b) There is only one other cannabis store within the minimum separation distance,
 - (c) A proposed cannabis store is located on a different street or on the opposite side of the same street as the existing cannabis store,
 - (d) A major road, expressway or river separates the proposed cannabis store from the existing cannabis store,
 - (e) A proposed cannabis store is located in an enclosed shopping centre, or
 - (f) An existing approved cannabis store proposes to relocate to a new location within 100 metres of its original location, provided that it does not move within the separation distance of a different cannabis store.
- (6) Cannabis stores shall not abut a Liquor Store.

- (7) Cannabis stores shall not be located within 100 metres of the following:
- (a) A building containing a public school, private school, or a boundary of the parcel of land which the facility is located, or
 - (b) All properties which are designated as School Reserve or municipal and school reserve on the certificate of title.
 - (c) A provincial health care facility, or a boundary of the parcel of land on which the facility is located, or
 - (d) Emergency shelter.

9.4 CHILD CARE FACILITIES AND FAMILY DAY HOMES

- (1) Child Care Facilities:
- (a) Shall follow the Child Care Licensing Regulations that may provide programming for the social, creative, educational and physical development of children;
 - (b) Shall have privacy screening or other buffering techniques designed to limit impact on other uses or the surrounding residential properties;
 - (c) In any Residential District:
 - (i) Shall not change the principal character or external appearance of the dwelling in which it is located;
 - (ii) Shall have an outdoor play area designed and secured according to Provincial regulations and must be shown on the plan submitted for a development permit; and
 - (iii) Shall provide parking according to the regulations outlined in *Part 10 Parking & Loading Facilities* of this Bylaw. In addition, a drop-off area shall be provided at the rate of one (1) drop-off space for every five (5) children, or at the discretion of the Development Authority.
- (2) A Family Day Home/ After School Care:
- (a) shall not be located in a dwelling unit containing another Home Business;
 - (b) require privacy screening that prevents visual intrusion into any outdoor play areas; and

9.5 GAS BAR

- (1) Must not have a canopy that exceeds 5.0 m in height when measured from grade;
- (2) Must have fully recessed canopy lighting;
- (3) May have an outdoor display of products related to the use, provided they are within 4.5 m of the building entrance or on gas pump islands;

9.6 HOME OCCUPATIONS BASED BUSINESSES

- (1) All home businesses shall:
- require a development permit; and,
 - be considered temporary uses.
- (2) Only one Home Business permit shall be issued per residence. Multiple Home Businesses may be allowed under the single permit provided that the requirements are not exceeded by the combined businesses.
- (3) Uses that are not considered Home Businesses include, but are not limited to:
- Adult Entertainment Facilities;
 - Auto Body and Paint Shop, Auto Detailing Facility, Automotive, Equipment and Vehicle Services, Automotive Services, and Automotive Specialty;
 - Cannabis Retail Sales, Cannabis Production and Distribution;
 - Child Care Facilities;
 - Escort Services; or
 - Veterinary services.
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- (4) The Development Authority has the discretion to refuse a Home Business permit application if the proposed use would be better suited in a commercial or industrial district.
- (5) All home occupations based businesses shall comply with the following general regulations:
- All home occupations based businesses shall be operated as a secondary use only and shall not change the principal character and external appearance of the dwelling in which it is located.
 - One professionally manufactured non-illuminated fascia sign or nameplate to identify a home based business occupation not greater than 0.3 square metres (3.2 square feet) in an area placed within the dwelling unit or any accessory building is permitted.
 - A home occupation based business, whether or not a development permit has been issued, shall be reviewed by the Development Officer, when complaints are registered against a home based business occupation by an affected landowner. A development permit issued for a home occupation based business is liable to recall and cancellation on the basis of non-compliance on 60 days notice.
- (6) Home occupations based businesses shall meet all the requirements of 9.6(5) and shall comply with the following regulations:
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- The home based business occupation shall be operated by the permanent resident(s) of the principal dwelling and shall employ no more than one non-resident, on-site employee.
 - There shall be no more than four (4) home based business occupation clients or customers on site during any period of 24 hours for a minor home business.

- (c) The home ~~occupation-based business~~ shall not occupy more than 30% of the gross floor area of the principal dwelling.
- (d) Any storage of materials or goods related to the home ~~based business~~~~occupation~~ must be located within the principal dwelling and/or accessory structure and no exterior storage is permitted.
- (e) The home ~~occupation-based business~~ shall have no more than two (2) ~~home-occupation~~ vehicles used in conjunction with the home ~~based business~~~~occupation~~, parked and maintained on site. There shall be no heavy vehicles (~~> 4,500 kg or 9,900 lbs~~) parked on-site of a home ~~based business~~~~occupation~~.

9.7 KENNEL REGULATIONS

- (1) An Animal Shelter, Veterinary Clinic, Veterinary Hospital or Commercial Kennel may need to provide soundproofing pens, rooms, exercise runs, or holding stalls to the satisfaction of the Development Authority.
- (2) An Animal Shelter, Veterinary Clinic, Veterinary Hospital or Commercial Kennel shall meet public health regulations and be kept in a manner satisfactory to the health regulatory authority.
- (3) Commercial Kennel, including any outdoor runs or exercise areas shall be located a minimum of 3m from any Property Line.
- (4) Commercial Kennel including any outdoor runs or exercise areas may be required to be visually screened from existing dwellings on adjoining parcels to the satisfaction of the Development Authority.
- (5) All exterior exercise areas (runs) shall be enclosed with a fence acceptable to the Development Authority with a minimum Height of 1.8 m.
- (6) All exterior exercise areas (runs) shall be sited behind the Principal building.
- (7) The Development Authority may regulate the hours that the animals are allowed outdoors.

9.8 MANUFACTURED HOMES

- (1) Development Permits for a Manufactured home units shall have:
 - (a) Third party certification from an accredited inspection agency including the Canadian Standard Association (CSA), Intertek or Quality Auditing Institute (QAI). 944/18
 - (b) Alberta Municipal Affairs Label ~~or CSA label~~. 944/18
 - (c) Model number.
 - (d) Manufactured home unit serial number.

- (2) All accessory structures, such as patios, porches, additions and skirtings, shall be
 - (a) Factory-prefabricated units or the equivalent thereof, and so designed and erected as to harmonize with the manufactured home units,
 - (b) Considered as part of the main building, and
 - (c) Erected only after obtaining a Development Permit.
- (3) A manufactured home unit shall be skirted from the floor level to the ground level. The skirting shall compliment the external finish of the manufactured home unit.
- (4) The maximum permitted floor area of porches and additions shall be no more than 50% of the floor area of the manufactured home unit.
- (5) No accessory building or use, other than parking spaces, shall be located in the front yard of a manufactured home unit.
- (6) Furniture, domestic equipment, or ~~seasonally used~~ seasonally used equipment shall be stored in adequate covered storage or screened area, either individually on the stall or lot or communally, which storage facility shall conform to the regulations passed under the Safety Codes Act.
- (7) The following regulations apply to all manufactured home units:
 - (a) The hitch and wheels are to be removed from the manufactured home unit.
 - (b) All manufactured home units shall be placed on a foundation or base.
 - (c) The lot or stall is to be fully landscaped within one (1) year from the date of issuance of the development permit for the manufactured home unit.
- (8) The following regulations also apply to manufactured home parks developed after 2015:
 - (a) The stalls shall be located at least 3.0 m from a property boundary line. This 3.0 m wide strip shall be landscaped and/or fenced to the satisfaction of the Development Authority.
 - (b) All roadways shall be constructed and maintained to the satisfaction of the Development Authority. Minimum right-of-way width shall be 12 m with a paved carriage way of at least 8 m.
 - (c) A safe, convenient, all season pedestrian walkway of at least 1.0 m in width shall be provided for access between individual manufactured home units, the park roadways, and all community facilities provided for park residents.
 - (d) Visitor parking spaces shall be located at convenient locations throughout the manufactured home park, and shall not be used for the storage of boats, trailers, etc.
 - (e) The design of manufactured home parks shall be to the satisfaction of the Development Authority.
 - (f) All municipal utilities shall be provided underground to stalls.

- (g) A minimum of 5% of the gross site area shall be devoted to recreational use.
- (h) All areas not occupied by manufactured home units and their additions, roadways, footpaths, driveways, permanent buildings and any other developed facilities shall be fully landscaped to the satisfaction of the Development Authority. Screen fences or walls shall be erected where deemed necessary by the Development Authority around maintenance yards, refuse collection points and playgrounds.
- (i) No part of the park shall be used for non-residential purposes except such uses as are required for the direct servicing and well-being of the park residents and for the management and maintenance of the park.
- (j) Manufactured home park facilities shall be arranged to create a homelike atmosphere. This objective may be achieved by variations in street pattern, block shapes, and the location of manufactured home unit stalls.
- (k) Each stall shall be clearly marked off by means of stakes, countersunk steel posts, fences, curbs or hedges.
- (l) Street lighting shall be to the same standard as that in a conventional residential neighbourhood.
- (m) Only one main, free-standing, identification sign of residential character and appearance may be erected at the entrance to a manufactured home park, unless the Development Authority is of the opinion that a second and similar sign shall be allowed under exceptional circumstances relating to the layout, location and size of the park in relation to surrounding areas. The sign or signs shall be of a size, type and construction acceptable to the Development Authority. Directional signs within the manufactured home park must be integrated in design and appearance, be kept in scale with the immediate surroundings and constructed of durable material.
- (n) Manufactured home units shall be separated from each other by at least 3.5 m. Any porch or addition to the manufactured home unit shall be regarded as part of the manufactured home unit for the purpose of this separation.
- (o) The minimum distance between a manufactured home unit and the front, side, or rear lines of its stall shall be 3.0 m.
- (p) The minimum lot area of the manufactured home park shall be 2.0 ha (4.9 ac.).
- (q) The maximum permissible density for a manufactured home park shall be 20 manufactured home units per gross developable hectare (8 per ac.) of the lot being developed at each stage of development.
- (r) The minimum area for a manufactured home stall shall be 370 m².

9.9 RIDING ARENA, PRIVATE

- (1) A Development Permit is required for a Riding Arena, Private.
- (2) A Riding Arena, Private shall be an Accessory use on a Lot with a Principal residence.

- (3) A Riding Arena, Private shall not have a building or structure larger than 1,500 m² (16,146 ft²) in area.
- (4) A Riding Arena, Private shall be used solely by the occupants of the residence and/or by not more than four (4) non-resident users per day in addition to the residents.
- (5) The Approving Authority may require a manure management plan as a condition of development permit.

9.10 SOLAR COLLECTORS

- (1) A solar collector may be located on the roof or wall of a building or structure.
- (2) A solar collector mounted on a roof with a pitch of less than 4:12, may project:
 - (a) A maximum of 0.5 m from the surface of a roof, when the solar collector is located 5.0 m or less from a side lot line, measured directly due south from any point along the side lot line; and
 - (b) In all other cases, maximum of 1.3 m from the surface of a roof.
- (3) A solar collector mounted on a roof with a pitch of 4:12 or greater, may project a maximum of 1.3 m from the surface of a roof.
- (4) A solar collector mounted on a roof must not extend beyond the outermost edge of the roof.
- (5) A solar collector that is mounted on a wall:
 - (a) Must be located a minimum of 2.4 m above grade; and
 - (b) May project a maximum of:
 - (i) 1.5m from the surface of that wall, when the wall is facing a rear lot line; and
 - (ii) In all other cases, 0.6 m from the surface of that wall.
- (6) A solar collector mounted on a structure must meet yard setback and district height regulations.

9.11 USES PERMITTED IN ALL LAND USE DISTRICTS

- (1) The following Uses are permitted in all Land Use Designations:
 - (a) Public utility;
 - (b) Road;
 - (c) Highway; and
 - (d) Park.

9.12 WRECKING YARD (AUTO AND EQUIPMENT WRECKAGE SITE)

(1) Wrecking Yards shall have a minimum area of 1.0 ha and a maximum area of 4.0 ha for storage, and must be completely fenced and screened by a type of fence approved by the Development Authority to a height of 2.4 m.

(2) All vehicles within a Wrecking Yards shall be stored within the enclosure and maintenance of the site shall be in accordance with any standards deemed necessary by the Development Authority.

9.13 C-CANS

(2) —

- (1) All c-cans are subject to the regulations for an accessory building for the district in which it is located.
- (2) C-Cans shall meet all provisions outlined in Section 8.18 OBJECTIONABLE ITEMS IN YARDS
- (3) C-Cans shall not be attached in any way to a principal building.
- (4) C-Cans shall not be stacked.
- (5) No sign shall be attached to a c-cans.
- (6) C-Cans Storage Containers may only be located in industrial, commercial public service and urban holding districts providing that:
 - (a) They are not located in a front yard or exterior side yard;
 - (b) They are not stacked;
 - (c) They are not used to store any dangerous or hazardous materials;
- (7) C-Cans shall be visually screened from public roads and adjacent properties in a manner which satisfies the Development Authority.
- (8) C-Can shall have no visual or material impacts on neighbouring properties, to the satisfaction of the Development Authority.
- (9) A maximum of three (3) c-ans may be allowed within a single parcel, as long as the total coverage does not exceed the lot coverage in the district.
- (10) C-Cans may be temporarily placed on a site in any district:
 - (d) During active construction on a site when the shipping container is solely for the storage of supplies and equipment that are used for the site, provided that a valid building permit has been issued for the construction. The c-cans must be removed from the site upon completion of construction; or
 - (e) For the purposes of loading and unloading of items associated with the principal use for a period of not more than ten (10) days in any six month period.
- (11) When placed on a site pursuant to section 9.13(10), the c-cans shall:
 - (a) Be located so as to not create a safety hazard;
 - (b) Not be located within 1.2 m of a property boundary; and
 - (c) Be located in the rear yard where possible.
- (12) Temporary c-cans as outlined in 9.13(11), may be permitted in the front yard of a property at the sole discretion of the development authority. A development permit is required for temporary c-cans located in the front yard.

PART 10 – PARKING, & LOADING AND STORAGE FACILITIES**10.1 PARKING FACILITIES – GENERAL REGULATIONS**

~~(1)~~(2) Parking stalls and loading spaces shall be clearly marked in the parking facility. Such marking shall be regularly maintained to ensure legibility to users and shall be to the satisfaction of the Development Authority.

~~(2)~~(3) All off-street parking facilities shall be so constructed that:

- (a) Necessary curb cuts are located and flared to the satisfaction of the Development Authority;
- (b) Every off-street parking space provided, and the access thereto, shall be hard-surfaced if the access is from a street or lane which is hard-surfaced;
- (c) Parking and storage facilities ~~used at night~~ shall have adequate lighting for the ~~entire~~ parking and/or storage facility. Such lighting shall be directed away from adjacent residential properties and other properties where in the opinion of the Development Authority they would have adverse effects;
- (d) Grades and drainage shall dispose of surface water. In no case shall grades be established that would permit surface drainage to cross any sidewalk or site boundary without the approval of the Development Authority or Municipal Planning Commission; and
- (e) Parking for the physically handicapped shall be provided as provincial regulations require and shall be considered as part of the number of stalls required for the project.

~~(3)~~(4) Where a proposed development will, from time to time, require pick-up or delivery of commodities, adequate space for the loading and unloading of same shall be provided and maintained on the site to the satisfaction of the Development Authority or Municipal Planning Commission.

~~(4)~~(5) Pursuant to 10.1(3), the Development Authority shall consider the following criteria when reviewing off-street loading regulations:

- (a) Off-street loading spaces shall have dimensions of not less than 4.0 m in width and 8.0 m in length;
- (b) Have overhead clearance of not less than 5.3 m above grade;
- (c) Have vehicular access to and exit from a street or lane either directly or by a clearly defined traffic aisle;
- (d) Be sited at an elevation or elevations convenient to a major flood level in the building or to a utility elevator serving each major flood level;
- (e) Be so graded and drained as to dispose of all surface water. In no case shall grades be established that would permit drainage to cross site boundaries or sidewalks without the approval of the Development Authority or Municipal Planning Commission;

- (f) Be paved or hard-surfaced where an off-street parking facility is required to be paved or hard-surfaced;
- (g) Have adequate lighting to the satisfaction of the Development Authority or Municipal Planning Commission; and
- (h) Be screened on each side adjoining or fronting on any property in a residential district by a wall, fence, earth berm or hedge of not less than 2.0 m in height, to the satisfaction of the Development Authority or Municipal Planning Commission.

10.2 PARKING AREAS

- (1) Unless otherwise approved by the Development Authority, each development shall provide on its site a parking area containing, at a minimum, the number of parking spaces as calculated in Table 10.2.1.
 - (a) In the case of a use not specifically mentioned, the required number of on-site parking spaces shall be the same as for a similar use as determined by the Development Authority.
 - (b) Where a development contains more than one use as listed, the required number of parking spaces shall be the sum of the requirements for each of the uses listed.
 - (c) Where a fractional number of parking spaces are required, the next highest number of spaces shall be provided.
 - (d) If the Development Authority approves, one or more developments or uses may pool their minimum required parking spaces within one or more communal parking areas and may thereby collectively fulfill the requirements of this Bylaw.

Table 10.2.1 – Parking Requirements

Use of a Building or Site	Minimum Number of Parking Spaces
Residential Uses	
Multi-family dwellings	2 per dwelling unit
Seniors apartments	1 per dwelling unit, or as required by the Development Authority
Boarding houses	1 per bedroom
Senior citizen homes	1 per dwelling unit
Secondary suites	1 per bedroom
All other dwellings	2 per dwelling unit
Manufactured home parks	In addition to 2 per dwelling unit, 1 visitor parking space per 4 manufactured home units
Commercial and Industrial Uses	
Cannabis Production Facilities	1 per 100 m ² (1,076 ft ²) of gross floor area for the first 2,000 m ² , and then 1 per each subsequent 500 m ² 944/18
Eating and drinking establishment	1 per 5 seating spaces
Eating and drinking establishments (take out)	1 per 13 m ² (140 ft ²) of gross leasable area plus 1 per 3 employees on maximum shift
Drive thru restaurants	2 per drive thru window
Other drive thru businesses	2 per drive thru window
Hotels and motels	1.5 per rentable unit
Bed and breakfast	1 per bedroom
Home occupationsbased businesses	1 in addition to the requirements for the residential use
All other commercial uses	1 per 28 m ² (301.4 ft ²) of gross leasable area
All industrial uses	1 per 46 m ² (495 ft ²) of gross leasable area
Institutional Uses	
Places of Public Assembly	1 per 5 seating spaces
Schools (elementary/junior high)	2 per classroom
High schools	3 per classroom
Commercial schools	1 per student
Hospitals and similar uses	2 per bed
Nursing homes	0.75 per bed

- (2) At the discretion of the Development Authority, minimum parking requirements may be relaxed for existing buildings where historical site design is not being ~~altered, and~~ altered and cannot accommodate the required number of parking stalls.

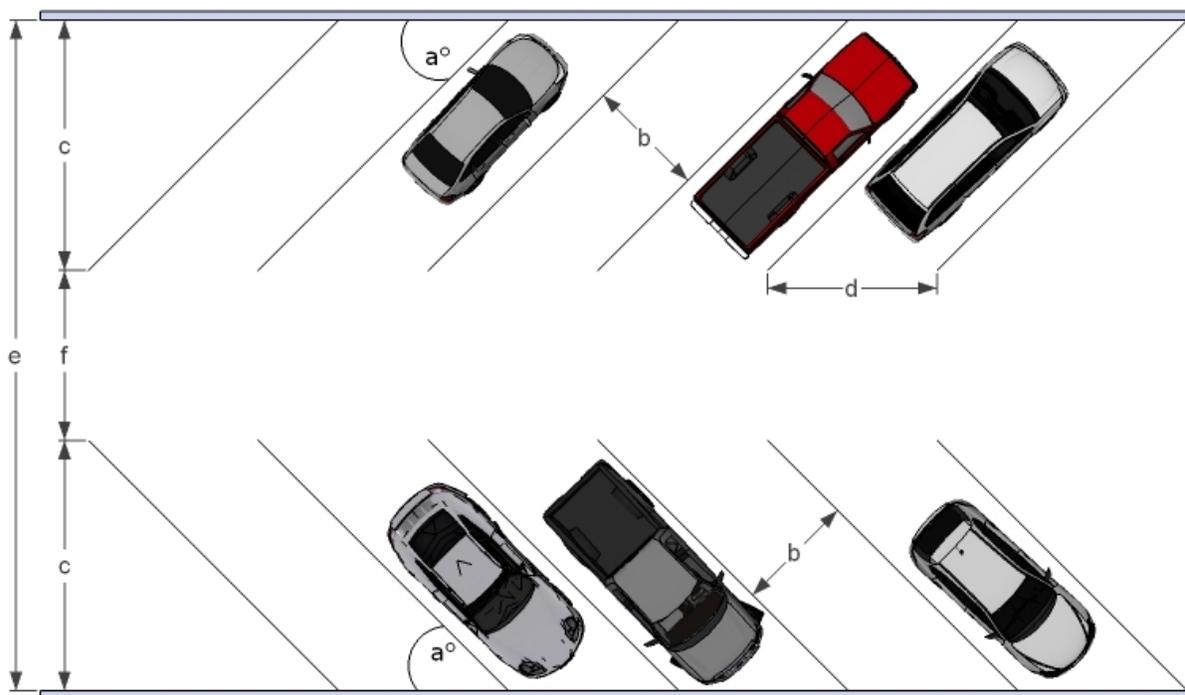
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- (3) At the discretion of the Development Authority, a developer may pay money to the Town in lieu of providing parking spaces. The amount of money will be determined by Council and be based on the amount of money needed to acquire land and to develop the required number of parking spaces on adjacent lands.
- (4) Surfacing and Drainage
 - (a) All parking areas shall be clearly marked, landscaped and adequately lit with lighting away from adjacent sites, adequately graded and drained to dispose of all stormwater run-off, contain the necessary curb cuts, and surfaced in a manner to match the road or lane from which the parking area gains access.
 - (b) The approach or access to every off-street parking area shall be surfaced in the same manner as the adjoining road from which access is gained.
 - (c) Drainage shall only be allowed to cross sidewalks if approved by the Development Authority.
- (5) All parking areas shall conform to the requirements shown in Table 10.2.2 and Figure 10.2.3.

Table 10.2.2 – Required Parking Stall Dimensions

(a) Parking Angle (in degrees)	(b) Width of Space in m (ft)	façade Stall Depth Perpendicular to Aisle	(d) Width of Space Parallel to Manoeuvring Aisle in m (ft)	façade Overall Depth in m (ft)	(f) Width of Manoeuvring Aisle in m (ft)
0	2.7 (9)	2.7 (9)	7.0 (23)	9.1 (30)	3.6 (12)
30	2.7 (9)	5.2 (17)	5.5 (18)	14.0 (46)	3.6 (12)
45	2.7 (9)	5.9 (19)	4.0 (13)	15.2 (50)	4.0 (13)
60	2.7 (9)	6.1 (20)	3.1 (10)	18.3 (60)	6.1 (20)
90	2.7 (9)	6.1 (20)	2.7 (9)	19.5 (64)	7.3 (24)

Figure 10.2.1 – Parking Guide to Correspond with Table



10.3 OFF-STREET LOADING AREAS

- (1) Where a proposed development will, in the opinion of the Development Authority, require pick-up or delivery of commodities, adequate space for the loading and unloading of same shall be provided and maintained on the site.
- (2) When required by the Development Authority, loading spaces shall:
 - (a) Have dimensions of not less than 3.5 m (11.5 ft.) in width, 7.5 m (24.6 ft.) in length, and 4.0 m (13.1 ft.) in height above grade;
 - (b) Have vehicular ingress to, and egress from, a road or lane either directly or by a clearly defined traffic aisle such that no backing or turning movements of vehicles going to or from the loading space shall cause interference with traffic in the abutting road or lane;
 - (c) Be sited at an elevation or elevations convenient to a major floor level in building or to a utility elevator serving each major floor level;
 - (d) Be so graded and drained as to dispose of all storm water runoff. Drainage shall only be allowed to cross sidewalks if approved by the Development Authority;
 - (e) Be surfaced in the same manner as the adjacent road or lane; and
 - (f) Be screened on each side adjoining any Residential District by a wall, fence, earth berm or hedge of not less than 1.5 m (4.9 ft.) and not more than 2.0 m (6.6 ft.) in height.
- (3) The number of loading spaces required to be provided in a development shall be as follows:
 - (a) For a retail, industrial, warehouse, or similar development,
 - (i) One (1) space for a development of less than 460 m² (4951.6 ft²) of gross leasable area, plus
 - (ii) One (1) space for the next 1840 m² (19,805.6 ft²) of gross leasable area or fraction thereof in a development, plus
 - (iii) One (1) additional space for each additional 2300 m² (24,757.0 ft²) of gross leasable area or fraction thereof in a development.
 - (b) For an office use, place of public assembly, convalescent home, institution, club or lodge, school or any similar use, one (1) space for a development of less than 2800 m² (30,139.9 ft²) of gross floor area, and one (1) additional space for each additional 2800 m² (30,139.9 ft²) of gross floor area or fraction thereof.
 - (c) For multi-family dwellings, one (1) space for each twenty (20) dwelling units or fraction thereof.
 - (d) Any other building or use shall provide loading spaces as required by the Development Authority.
 - (e) Where a fractional number of loading spaces are required, the next highest number of spaces shall be provided.

PART 11 – SIGNS

11.1 PURPOSE

- (1) The purpose of this Chapter is to regulate the development and display of signage within the Town of Rimbey. This Chapter provides signage development standards related to:
- (a) Location.
 - (b) Type.
 - (c) Quantity.
 - (d) Height.
 - (e) Size.

11.2 DEFINITIONS

- (1) For the purpose of this Part the following definitions shall apply, in addition to those contained in Section 2.2:
- (a) “A-Frame Sign” means a temporary, movable, self-supporting A-shaped sign consisting of two flat surfaces joined at the upper end and resting on the ground
 - (b) “Awning Sign” means a non-illuminated sign painted on the fabric surface supported by an exterior wall of a building
 - (c) “Billboard” means a structure, primarily self-supporting, which is used for the display of general advertising, the subject matter of which is not necessarily related to the use or ownership of the property on which the structure is located
 - (d) “Building Face” means the total area of the wall of a building
 - (e) “Copy” means the text, illustrations and symbols that make up the message on a sign
 - (f) Dynamic Sign means a sign or portion of a sign with features that move or appear to move or change, whether the apparent movement or change is in the display, the sign structure itself, or any other component of the sign. A Dynamic Sign includes any display that incorporates a technology or other method allowing the image on the sign face to change, such as rotating panels, LED lights manipulated through digital input, or “digital ink”. A Dynamic Sign does not include a sign whose message or image is changed by physically removing and replacing the sign or its components.

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 - (g) “Electronic Message Centre” means a sign or component of a sign on which the copy can be changed by electrical or electronic means.

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 - (h) “Freestanding Sign” means a sign on a standard or column permanently attached to the ground and which is not connected in any way to any building or other structure
 - (i) “Identification Sign” any sign which is used to display the address, and name of a building or parcel of land
 - (j) “Illuminated Sign” means any sign illuminated either directly from a source of light incorporated in or connected with the sign, or indirectly from an artificial source

- (k) “Portable Sign” means a sign, excluding A-board and temporary signs that can be carried or transported from one site to another
- (l) “Projecting Sign” means a sign, which is attached to a building or structure so that part of the sign projects beyond the face of the building or structure
- (m) “Real-Estate Sign” means any temporary sign which advertises for the sale, lease, or rent of a building or parcel of land
- (n) “Roof Sign” means any sign placed on or over a roof
- (o) “Rotating Sign” means any sign or part of a sign which moves in a clockwise or counter-clockwise motion
- (p) “Sign” means any word, letter, model, picture, symbol, device or representation used as, or which is in the nature of, wholly or in part, an advertisement, announcement or direction. Any structure, or portion thereof, which is used primarily to carry, hold, maintain, support or sustain a sign is construed as being part of the sign, and except as provided for in this Bylaw, is subject to all regulations governing signs.
- (q) “Sign Area” means the total surface area within the outer periphery of the said sign, and in the case of a sign comprised of individual letters or symbols, shall be calculated as the area of a rectangle enclosing the letters or symbols. Frames and structural members not bearing advertising matter shall not be included in computation of surface area.
- (r) “Sign Height” means the vertical distance measured from natural grade at the base of the sign to the highest point of such sign.
- (s) “Temporary Sign” means a sign or banner that is not permanently installed or affixed, advertising a product, activity or event on a limited time basis and does not include a portable sign.
- (t) “Third Party Sign” typically associated with a “Billboard Sign” means a sign, which directs attention to a business, commodity, service, or entertainment conducted, sold or offered at a location other than the premise on which the sign is located
- (u) “Vehicle Sign” means a sign mounted, posted or otherwise adhered on or to a motor vehicle, including but not limited to trailers, wagons, tractors, and recreational vehicles
- (v) “Wall Sign” means a sign placed flat and parallel to the face of the building so that no part projects more than one foot from the building
- (w) “Window Sign” means a sign which is painted on or affixed to a window and faces towards an adjacent sidewalk or roadway

11.3 SIGNS

(1) ~~Sign~~ Development Permit ~~for signs are r~~Required:

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- (a) Except as stated in Section 10.3(2), no sign shall be erected or altered on land or affixed to any exterior surface of a building or structure unless a sign permit for this purpose has been issued by the Development Authority
- (b) Unless otherwise specified in this Bylaw a permit is required for the following signs:
 - (i) Free standing sign
 - (ii) Wall sign
 - (iii) Canopy sign
 - (iv) Rotating sign
 - (v) Projecting sign
 - (vi) Roof sign
 - (vii) Billboard sign
 - (viii) Portable sign

(2) Unless otherwise specified in this Bylaw no ~~sign~~ development permit ~~for a sign~~ is required for the following signs:

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- (a) Signs posted or displayed within the interior space of a building
- (b) Signs posts or displayed in or on an operating motor vehicle if the vehicle is not temporarily or permanently parked solely for the purpose of displaying the sign
- (c) A statutory or official notice of a function of the Town
- (d) Signs posted by a municipal, provincial, or federal government agency
- (e) Traffic and directional signs authorized by the Town and/or Alberta Provincial Authorities
- (f) The erection of campaign signs for federal, provincial, municipal, or school board elections on private properties for no more than thirty (30) days, or such other time as regulated under provincial or federal legislation provided that
 - (i) Such signs are removed within ten (10) days of the election date
 - (ii) The consent of the property owner or occupant is obtained
 - (iii) Such signs do not obstruct or impair vision or traffic
 - (iv) Such signs are not attached to utility poles
 - (v) Such signs indicate the name and address of the sponsor and the person responsible for removal
- (g) A non-illuminated sign that is posted or exhibited solely for the identification of the address or name of the land or building on which it is displayed including signs identifying the occupants, if the sign:
 - (i) Does not exceed 1.0 m² in area, and
 - (ii) Is posted only at each entrance from which access from a public roadway To the building is provided
 - (iii) Does not advertise for a home-based business or bed and breakfast establishment

- (h) A non-illuminated sign that is posted or exhibited for sale, lease or rentals of land or a building if the sign:
 - (i) Is 3.0 m² of less in area
 - (ii) Is posted only on each side of the building or land facing a different public roadway
- (i) Window Sign
- (j) An A-Frame sign:
 - (i) Provided it is advertising for goods or services which are located for sale or offered on the same lot or on a sidewalk adjacent to the same lot
 - (ii) Does not obstruct vehicular or pedestrian traffic
- (k) A non-illuminated sign of a building contractor relating to construction work in progress on the land on which such signs are erected, provided that:
 - (i) Such signs are removed within fourteen (14) days of occupancy, and
 - (ii) Such sign are limited in size to a maximum of 3.0 m², and in number to one sign for each boundary of the property under construction which fronts onto a public street.
- (l) A non-illuminated temporary sign advertising a garage sale, estate sale or open house. Such signs may be posted for a maximum period of 48 hours, and may not exceed 1.0 m² in area or 1.0 m in height.

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11.4 SIGN DEVELOPMENT PERMIT FOR SIGNS SUBMISSION

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- (1) An application for a Development Permit to structurally alter or erect a Sign that requires a Development Permit shall be made to the Development Authority and shall include the following:
 - (a) A letter of consent from the registered owner of the land or building upon which the sign will be located.
 - (b) A letter outlining the contact information of the owner of the Sign.
 - (c) The location of all existing and proposed Signs on the building façade or on a site plan of the parcel indicating the front and side property lines, setbacks and distances from existing buildings.
 - (d) Two copies of a rendering / illustration of the proposed Sign with dimensions and total Sign Area, height of top and bottom of the Sign above average ground level and
 - (e) thickness of the Sign.
 - (f) Materials, finishes, colours, size of lettering and graphics.
 - (g) Mounting or installation details: the Development Authority may require that a structural drawing be prepared and sealed by a Professional Engineer.

- (h) Mounting height or clearance to grade.
- (i) The appropriate fee.

Type of Sign	Land Use Designation and Development Standards											
	PS			R1, R1A, R2, R3, RE, CR, MHP, MHS 932/17			C1			C2, M		
	#	H	SA	#	H	SA	#	H	SA	#	H	SA
Freestanding Sign	1	4.0 m	3.0 m ²	1	1.5 m	1.5 m ²	1	10m	10 m ²	1	10 m	12 m ²
Wall Sign	1	N/A	3.0 m ²	1	N/A	1.0 m ²	1^	N/A	20 m ²	1^	N/A	24 m ²
A-Frame Sign	1*	1.0 m	0.7 m ²	Not Permitted			1*	1.0 m	0.7 m ²	1*	1.0 m	0.7 m ²
Temporary Sign	1	4.0 m	3.0 m ²	Not Permitted			1	6.0 m	9.0 m ²	1	6.0 m	9.0 m ²
Canopy Sign	1*	2.5 m**	1.5 m ²	Not Permitted			1*	2.5 m**	1.5 m ²	1*	2.5 m**	1.5 m ²
Dynamic Sign 944/18	1	2.5 m	1.5 m ²	Not Permitted			1	2.5 m	1.5 m ²	1	2.5 m	1.5 m ²
Rotating Sign	Not permitted			Not Permitted			1	10 m	10 m ²	1	12 m	15 m ²

11.5 PROHIBITED LOCATION

- (1) No part of any sign, including any accessory components, shall be located on any roadway, boulevard, sidewalk. Only ‘A-Frame’ type signs may be permitted on a sidewalk abutting a business but must first receive the written consent of the Development Authority. **929/17**
- (2) No part of any sign, including any accessory components, shall be located on any land owned by the Development Authority-Town of Rimbey without a council motion granting use of the land prior to the Development Authority issuing a Development Permit. **929/17**

11.6 SIGN DEVELOPMENT STANDARDS

- (1) Unless provided elsewhere in this Bylaw, signs shall be erected in accordance with the standards specified in Table 11.6.1.

Projecting Sign	Not permitted	Not Permitted	1	2.5 m**	1.5 m ²	1	2.5 m**	1.5 m ²
Roof Sign	Not Permitted	Not Permitted	1	7.5 m	10 m ²	1	10 m	15 m ²
Billboard Sign	Not Permitted	Not Permitted	1	10 m	10 m ²	1	9.5 m	12 m ²
Portable Sign	Not Permitted	Not Permitted	1	2.5 m	3.0m ²	1	2.5 m	3.0 m ²

Key

= Refers to the maximum Number of Signs permitted per lot

H = Refers to the maximum Sign Height permitted

SA = Refers to the maximum Sign Area permitted

^ = Refers to the maximum number of permitted signs per each side of a building facade

* = Refers to the maximum number of permitted signs per business on a lot

** = Refers to the minimum vertical clearance from grade or, if applicable, a sidewalk to the bottom of the sign

Table 11.6.1 – Sign Development Standards

(2) In addition to the standards specified in Table 3, the following regulations will also apply:

(a) Awning/Canopy Sign

(i) No portion of the canopy/awning shall be closer than 600 mm to a vertical line drawn from the adjacent curb.

(b) Billboard Sign

- (i) Where a billboard shares a lot with a building, no billboard shall be located in the front or side yard which runs parallel to an adjacent roadway.
- (ii) Billboards shall be spaced at a distance of 90 metres from one another.
- (iii) Where a portable sign is serving as a billboard it shall be spaced 45 metres from other portable or permanent signs serving as billboards.

(c) Dynamic Signs

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- (i) No Dynamic Sign may be erected except as permitted in this Section;
- (ii) The Development Authority shall only approve a Dynamic Sign as a portion of a permitted Community, Canopy, Free Standing or Fascia Sign.
- (iii) A Dynamic Sign may display public service ~~announcements, but~~ announcements ~~but~~ shall not include third party advertising or sponsor recognition except when it is located on a site in a Public Service (PS) district.
- (iv) Dynamic Signs shall only be permitted as a discretionary use in Commercial, Industrial and Public Service Districts, and must meet the following requirements:

- (1) not be located within 30.0 m radius of a residential district, and when site or lot of a proposed dynamic sign location is adjacent to a residential district, notification will be sent within a 100.0 m radius of the proposed site,
- (2) be limited to one sign per building or site, with the exception of Public Service sites over 17 ha will be limited to two (2) signs provided that one of the signs must be a fascia sign and the other must be a portion of a freestanding sign, and further provided that the two (2) signs must be at least 50.0 m apart,
- (3) not be located on a lot within a 50.0 m radius of the boundary of a lot containing an existing dynamic sign,
- (4) comprise of not more than 25% of the total freestanding or fascia sign area.
- (v) A development permit for a dynamic sign shall be valid for a maximum of two (2) years, at which time a new permit must be applied for. The conversion of an existing sign to a dynamic sign shall require a development permit.
- (vi) Any digital sign located within 50 m of a residential district may be subject to restricted operating hours at the discretion of the Development Authority.
- (vii) The use, size and location of digital signs must comply with all other relevant municipal and provincial regulations.
- (viii) The sign panel does not contain or display flashing, intermittent, or moving lights, including animated or scrolling text.
- (ix) A sign panel provided as a public service showing the time and temperature shall not be considered a flashing or moving sign.
- (x) The sign content remains fixed/static for a minimum message display duration, where: $\text{Min. Display Duration (sec)} = \text{Sight distance to sign (m)} / \text{Speed limit (m/sec)}$.
 - (1) In lower speed areas, the formula above should be used with a minimum sight distance to sign of 350 m.
 - (2) In areas with speed limit ≥ 80 km/h, the minimum message display duration is 60 seconds, unless the sight distance to the sign is less than 1 kilometre
- (xi) When a message is changed electronically, it must be accomplished within an interval of 0.1 seconds or less so that an approaching driver cannot perceive any blanking of the display screen.
- (xii) There shall be no visual effects between successive displays.
- (xiii) The sign panel must contain a default design that will freeze the sign panel message in one position if a malfunction occurs.
- (xiv) The sign panel shall be equipped with a control system that automatically adjusts light emission level to ambient light conditions so as not to cause glare or excessive brightness.
- (xv) In no case shall the light level of any sign panel exceed 300 nits (candelas per square metre) between the time of sunset and sunrise, nor 5,000 nits at other times.
- (xvi) The sign must not diminish the conspicuity of nearby traffic control devices.

- (xvii) In cases where the sign is adjacent to an Alberta Transportation right-of-way, Alberta Transportation shall have the ongoing discretion to require the brightness, frequency, colours or other qualities of the sign panel be adjusted in order to address safety concerns.
 - (xviii) All dynamic sign applications fronting onto Alberta Transportation roadways shall be circulated to Alberta Transportation for comment.
- (d) Freestanding Signs
- (i) No freestanding sign shall be located within 10 m of the intersection of lanes/streets, or a street or lane.
 - (ii) For any lot located in the C2 or M designations, one Freestanding Sign shall be permitted for every 90 metres of frontage.
 - (iii) Illuminated Freestanding Signs shall be permitted only in C1, C2 and M designations.
 - (iv) Copy is permitted on both sides of Freestanding Signs, including signs angled up to 90 degrees, therefore allowing the Sign Area to be double the permitted Sign Area.
 - (v) Freestanding Signs shall not be located closer than 1.0 m to any front, rear, or side property line.
 - (vi) In accordance with Alberta Transportation's setback requirements where abutting a highway.
- (e) Wall Signs
- (i) Wall signs shall be restricted to the first storey of the building in the R1, R2, R3, MHP, MHS, RCE, PS zone designations.
 - (ii) Wall signs shall not project more than 0.4 m horizontally from the Building Face to which it is attached.
 - (iii) Illuminated Wall Signs shall be permitted only in C1, C2, and M designations.
- (f) Portable Signs
- (i) Copy is permitted on both sides of Projecting Signs, therefore allowing the Sign Area to be double the permitted Sign Area.
 - (ii) Maximum one (1) Portable Sign shall be displayed per lot.
 - (iii) Portable Signs shall not be located within a required off street parking space or a driveway.
- (g) Projecting Signs
- (i) Copy is permitted on both sides of Projecting Signs, therefore allowing the Sign Area to be double the permitted Sign Area.
 - (ii) The height of a Projecting Sign shall refer to the minimum vertical clearance from grade or, if applicable, a sidewalk, and shall be a minimum of 2.5m.
- (h) Temporary Signs

- (i) Large Temporary Signs relating to the sale or renting of land, the sale of goods or livestock, the carrying out of building or similar work, or announcement of any local event must obtain a development permit and meet the following conditions:
 - (1) Maximum two (2) Temporary Signs not exceeding a total Sign Area of 9.0 m²;
 - (2) Copy is permitted on both sides of the Temporary Sign, including signs angled up to 90 degrees, therefore allowing Sign Area to be double the permitted Sign Area;
 - (3) The maximum Sign Height shall not exceed 6.0 m;
 - (4) The Temporary Sign shall be removed by the advertiser within fifteen (15) days of the completion of the event, sale, or works to which such signs relate.

- (i) Signage for a Bed and Breakfast
 - (i) Each Bed and Breakfast homestay shall provide one (1) on-site Freestanding Sign for the purpose of identification and shall be regulated in accordance with the following requirements:
 - (1) The sign shall be located within the front yard and must be visible from a public road;
 - (2) The sign be attached to either existing fencing or on independent posts to the satisfaction of the Development Authority;
 - (3) The sign shall be constructed using high density plywood or solid wood and shall be finished with high density reflective finish or equivalent, with dye cut lettering or silk screen lettering.

11.7 ADDITIONAL SIGN REGULATIONS

- (1) All signs requiring a sign permit shall follow the development permit process as specified under Section 4.1 of this Bylaw.
- (2) Council may require the removal of any sign, which is in its opinion, has become unsightly, or is in such a state of disrepair as to constitute a hazard.
- (3) Quality, aesthetic character and finishing of sign construction shall be to the satisfaction of the Development Authority.
- (4) Where, in the opinion of the Development Authority, a proposed sign in a Commercial or Industrial District might be objectionable to a resident in any adjacent residential district, the Development Authority may impose such other regulations as they feel would protect the interests of residents.
- (5) Flashing, animated or interiorly illuminated signs shall not be permitted in any district where in the opinion of the Development Authority they might:
 - (a) Affect residents in adjacent housing, or residential districts;

- (b) Interfere with or obstruct a motor vehicle driver's vision or interpretation of oncoming traffic signs or traffic signal lights.
- (6) Notwithstanding 11.7(5), no person shall exhibit or place an illuminated sign, rotating sign or dynamic sign that permits or provides for:
- 944/18**
- (a) A current interrupting or flashing device, unless there is a continuous source of concealed illumination on the translucent portions of the sign;
- (b) A flashing beacon of a type that is the same or similar to those used by emergency vehicles;
- (c) A flashing device, animator or revolving beacon within 50.0 m of the intersection of two or more public roadways;
- (d) A device described in 11.7(5) that would be directly visible from any residential building within a distance of 50.0 m of the sign.
- (7) No person shall erect or place a sign so that it would be considered, in the opinion of the Development Authority, to be a traffic hazard or an obstruction to the vision of persons driving motor vehicles.
- (a) Billboard signs, electronic signs, dynamic signs and rotating signs which are visible from Highway 20, Highway 20A and Highway 53, but located outside of the Highway Right-Of-Way, shall be circulated to Alberta Transportation for comment.
- 944/18**
- (8) Notwithstanding section 11.7(7) ~~no~~ the Development Authority may not approve any signs located within an Alberta Transportation Highway Right-Of-Way without written approval from Alberta Transportation.
- (9) The area around sign structures shall be kept clean and free of overgrown vegetation, and free from refuse material.
- (10) The Development Authority may at their discretion require an engineer-approved plan prior to the issuance of a sign permit in order to ensure the safety of a sign, awning or canopy design and placement.
- (11) Notwithstanding Part 4 of this Bylaw, the Development Authority may, with respect to an application for a sign permit,
- 944/18**
- (a) Grant a sign permit to an applicant subject to such conditions considered necessary to ensure this Bylaw is complied with;
- (b) Refuse the application.
- (12) Offensive Signage

- (a) No sign shall be erected which promotes intolerance, hatred or ridicule of any race, religion or other segment of society.

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- (13) The number of signs, location of signs and size of signs may be varied to accommodate the placement of new signs on existing sign structures which were installed prior to January 1, 2019 at the sole discretion of the Development Authority. The Development Authority is not bound by the maximum variance in Section.4.5(6). In accordance with Section 4.5, a variance application shall be required and the applicant must demonstrate that the original signs were installed prior to January 1, 2019 in a manner deemed satisfactory to the Development Authority.

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PART 12 – DISTRICTS AND REGULATIONS

12.1 ESTABLISHMENT OF DISTRICTS AND DISTRICT REGULATIONS

- (1) Land use district and land use regulations shall be set forth in Part 12 and may be amended in the same manner as any other Part or Section of this Bylaw.

12.2 LAND USE DISTRICTS

- (1) The Town is hereby divided into the following districts:

Designation Name	Designation Acronym
Low Density Residential	R1
Low Density General Residential	R2
High Density Residential	R3
Manufactured Home Park	MHP
Manufactured Home Subdivision	MHS
Residential Estate	RE 932/17
Country Residential	CR 932/17
Central Commercial	C1
Highway Commercial	C2
Industrial	M
Public Service	PS
Urban Holdings	UH
Direct Control	DC

12.3 LAND USE DISTRICT MAP

- (1) Land use districts specified under 12.2 are described in the short form on the LAND USE DISTRICT MAP which is an integral part of this Bylaw.
- (2) Throughout this Bylaw and amendments thereto, a District may be referred to either by its full name or its abbreviation.
- (3) The district regulations are delineated on the LAND USE DISTRICT MAP. Where uncertainty arises as to the precise location of the property of any district, the following rules shall apply:
 - (a) Where a boundary is shown as following a street, lane, stream or canal, it shall be deemed to follow the centreline thereof.
 - (b) Where a boundary is shown as approximately following a lot line, it shall be deemed to follow the lot line.
 - (c) In circumstances not covered by 12.3(a) and 12.3(b) above the location of the district boundary shall be determined by:
 - (i) Where dimensions are set out on the Land Use District Map, by the dimensions so set, or
 - (ii) Where dimensions are set out on the Land Use District Map with respect to such boundary, by measurement of and use of the scale shown on the Land Use District Map.
- (4) Where the application of the above rules does not determine the exact location of the boundary of a district, the Council either on its motion or upon written application being made to it by a person requesting the determination of the exact location of the boundary shall fix the portion of the district boundary in doubt or dispute in a manner consistent with the regulations of this Bylaw and the degree of detail as to measurements and directions as the circumstances may require.
- (5) After Council has fixed a district boundary pursuant to the provisions of 12.3, the portion of the boundary so fixed shall not be thereafter altered except by an amendment to this Bylaw.
- (6) The Council shall maintain a list of its decisions with respect to boundaries or portions thereof fixed by it.

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12.4 LOW DENSITY RESIDENTIAL (R1)

(1) Purpose

The R1 – Low Density Residential designation is intended to accommodate the development of low-density residential development on moderately sized lots throughout the community.

(2) Permitted and Discretionary Uses

Table 12.4.1 outlines the permitted and discretionary uses contemplated in the R1 designation where approval is subject to the issuance of an authorized development permit.

Table 12.4.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and under 944/18 • First Accessory Building 13.4 m² and over 944/18 • Accessory Uses 944/18 • Housing, modular 944/18 • Housing, secondary suite • Housing, single-detached • Home based business • Park 	<ul style="list-style-type: none"> • <u>Second and additional, Accessory Building under 13.4m²</u> • <u>Second and additional, Accessory Building 13.4 m² and over</u> • Additional Accessory Buildings 944/18 • Bed and breakfast • Child care facility 944/18 • Family care facility 944/18 • Religious institution • Utility installations • <u>C-Can (Temporary)</u> • _____ • Solar Collectors <u>not in conformance with Section 9.10.</u>

(3) Lot Area

The minimum lot area shall be in accordance with the following table:

Table 12.4.2

Use	Minimum Lot Area
Housing, single-detached	550 m ²
Other principle uses listed in Table 12.4.1	550 m ²

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.4.3

Use	Minimum Lot Frontage (m)
Housing, single-detached	15 metres
Other principle uses listed in Table 12.4.1	15 metres

(5) Lot Coverage

The maximum lot coverage of buildings (principle and accessory) shall be in accordance with the following table:

Table 12.4.4

Use	Maximum Lot coverage (%)
Housing, single-detached	40%
Other principle uses listed in Table 12.4.1	40%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.4.5

Use	Minimum Front Yard Setback (m)
Housing, single-detached	6 metres
Other principle uses listed in Table 12.4.1	6 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.4.6

Use	Minimum Rear Yard Setback (m)
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Housing, single-detached	6 metres	
Accessory buildings, under 13.4m ²	Nil	944/18
Accessory buildings, over 13.4m ²	1.5 metres	944/18
Other principle uses listed in Table 12.4.1	6 metres	

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.4.7

Use	Minimum Side Yard Setback (m)	
Housing, single-detached (side property line of a flanking street)	3.0 metres	
Housing, single-detached (on one side of the lot where there is no road or lane access from the rear yard)	3.0 metres	
Accessory buildings, under 13.4m ²	Nil	944/18
Accessory buildings, over 13.4m ²	1.5 metres	944/18
Other principle uses listed in Table 12.4.1	1.5 metres	

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.4.8

Use	Maximum Building Height (m)
Housing, single-detached	11 metres
<u>Accessory building</u>	<u>6 metres</u>
Other principle uses listed in Table 12.4.1	11 metres

(10) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.

- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.5 LOW DENSITY GENERAL RESIDENTIAL (R2)

(1) Purpose

The R2 – Low Density General Residential designation is intended to provide opportunities for innovation in residential development. Through the provision of narrower lots the development of low density housing types will be provided at higher than conventional densities.

(2) Permitted and Discretionary Uses

Table 12.5.1 outlines the permitted and discretionary uses contemplated in the R2 designation where approval is subject to the issuance of an authorized development permit.

Table 12.5.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and under 944/18 • First Accessory Building 13.4 m² and over 944/18 • Accessory Uses 944/18 • Housing, duplex • Housing, modular 944/18 • Housing, single-detached • Housing, secondary suite • Home based business • Park 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Additional Accessory Buildings 944/18 • Bed and breakfast • Child care facility 944/18 • Family care facility 944/18 • Housing, manufactured 944/18 • Religious institution • Utility installations • C-Can (Temporary) • Solar Collectors • Solar Collectors <u>not in conformance with Section 9.10.</u>

(3) Lot Area

The minimum lot area shall be in accordance with the following table:

Table 12.5.2

Use	Minimum Lot Area
Housing, duplex	200 m ² (per unit)
Housing, single detached (with adjacent rear	250 m ²

lane)	
Housing, single detached (without adjacent rear lane)	400 m ²
Other principle uses listed in Table 12.5.1	325 m ²

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.5.3

Use	Minimum and Maximum Lot Frontage (m)
Housing, duplex	Minimum 7.5 metres but maximum 10.5 metres
Housing, single detached (with adjacent rear lane)	Minimum/maximum of 7.5 metres
Housing, single detached (without adjacent rear lane)	Minimum/maximum of 10.5 metres
Other principle uses listed in Table 12.5.1	Minimum 7.5 metres but maximum 10.5 metres

(5) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.5.4

Use	Maximum Lot coverage (%)
Housing, duplex	55%
Housing, single detached (with adjacent rear lane)	55%
Housing, single detached (without adjacent rear lane)	55%
Other principle uses listed in Table 12.5.1	55%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.5.5

Use	Minimum Front Yard Setback (m)
Housing, duplex	6 metres
Housing, single detached (with adjacent rear lane)	6 metres
Housing, single detached (without adjacent rear lane)	6 metres
Other principle uses listed in Table 12.5.1	6 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.5.6

Use	Minimum Rear Yard Setback (m)	
Housing, duplex	5 metres	
Housing, single detached (with adjacent rear lane)	5 metres	
Housing, single detached (without adjacent rear lane)	5 metres	
Other principle uses listed in Table 12.5.1	5 metres	
Accessory buildings, under 13.4m ²	Nil	944/18
Accessory buildings, over 13.4m ²	1.5 metres	944/18

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.5.7

Use	Minimum Side Yard Setback (m)
Housing, duplex	1.5 metres
Housing, single-detached (side property line of a flanking street)	3.0 metres
Housing, single-detached (on one side of the lot where there is no road or lane access from the rear yard)	3.0 metres
Accessory buildings, under 13.4m ²	Nil 944/18
Accessory buildings, over 13.4m ²	1.5 metres 944/18
Other principle uses listed in Table 12.5.1	1.5 metres

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.5.8

Use	Maximum Building Height (m)
Housing, duplex	11 metres
Housing, single detached (with adjacent rear lane)	11 metres
Housing, single detached (without adjacent rear lane)	11 metres
<u>Accessory building</u>	<u>6 metres</u>
Other principle uses listed in Table 12.5.1	11 metres

(10) Design Regulations

- (a) Where a lot has access to an adjacent rear lane, no vehicular access to the lot shall be provided from the fronting public roadway.
- (b) Where there is an attached garage accessed via the fronting public roadway, the garage shall not extend more than 1.0 metre in front of the living space of the dwelling.

- (c) Where there is an attached garage accessed via the fronting public roadway, the width of the garage facing the fronting roadway shall not exceed 50 percent of the total front façade/elevation of a dwelling.

(11) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.6 HIGH DENSITY RESIDENTIAL (R3)

(1) Purpose

The R3 - High Density Residential designation is intended to provide opportunities for the development of higher density residential. The intent of this zone is to encourage residential development at higher densities in close proximity to key nodes and/or corridors

(2) Permitted and Discretionary Uses

Table 12.6.1 outlines the permitted and discretionary uses contemplated in the R3 designation where approval is subject to the issuance of an authorized development permit

Table 12.6.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and under 944/18 • First Accessory Building 13.4 m² and over 944/18 • Accessory Uses 944/18 • Housing, duplex • Housing, triplex • Housing, fourplex • Housing, row housing • Housing, secondary suite • Public parks and recreation areas 	<ul style="list-style-type: none"> • <u>Second and additional, Accessory Building under 13.4m²</u> • <u>Second and additional, Accessory Building 13.4 m² and over</u> • Additional Accessory Buildings 944/18 • Bed and breakfast • Child care facility 944/18 • Family care facility 944/18 • Home businesses • Housing, high rise apartment • Housing, low rise apartment • Religious institution • <u>Utility installations</u> • <u>C-Can (Temporary)</u> • <u>Solar Collectors <u>not in conformance with Section 9.10.</u></u>

(3) Lot Area

The minimum lot area shall be as specified in the following table:

Table 12.6.2

Use	Minimum Lot Area (m2)
Housing, duplex	250 m ²

Housing, low rise/high rise apartment	500 m ²
Housing, triplex	500 m ²
Housing, fourplex	500 m ²
Housing, row	120 m ² (per unit)
Other principle uses listed in Table 12.6.1	500 m ²

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.6.3

Use	Minimum Lot Frontage (m)
Housing, duplex	7.5 metres
Housing, low rise/high rise apartment	15 metres
Housing, triplex	15 metres
Housing, fourplex	15 metres
Housing, row	4 metres (per unit)
Other principle uses listed in Table 12.6.1	15 metres

(5) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.6.4

Use	Maximum Lot coverage (%)
Housing, duplex	50%
Housing, low rise/high rise apartment	50%
Housing, triplex	50%
Housing, fourplex	50%
Housing, row	50%
Other principle uses listed in Table 12.6.1	50%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.6.5

Use	Minimum Front Yard Setback (m)
Housing, duplex	6 metres
Housing, low rise/high rise apartment	6 metres
Housing, triplex	6 metres
Housing, fourplex	6 metres
Housing, row	6 metres
Other principle uses listed in Table 12.6.1	6 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.6.6

Use	Minimum Rear Yard Setback (m)
Housing, duplex	5 metres
Housing, low rise/high rise apartment	5 metres
Housing, triplex	5 metres
Housing, fourplex	5 metres
Housing, row	5 metres
Accessory buildings, under 13.4m ²	Nil 944/18
Accessory buildings, over 13.4m ²	1.5 metres 944/18
Other principle uses listed in Table 12.6.1	5 metres

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.6.7

Use	Minimum Side Yard Setback (m)
Housing, duplex	1.5 metres
Housing, low rise/high rise apartment	3 metres
Housing, triplex	1.5 metres
Housing, fourplex	1.5 metres
Housing, row	1.5 metres
Accessory buildings, under 13.4m ²	Nil 944/18
Accessory buildings, over 13.4m ²	1.5 metres 944/18
Other principle uses listed in Table 12.6.1	1.5 metres

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.6.8

Use	Maximum Building Height (m)
Housing, duplex	11 metres
Housing, low rise/high rise apartment	20 metres
Housing, triplex	11 metres
Housing, fourplex	11 metres
Housing, row	11 metres
<u>Accessory building</u>	<u>6 metres</u>
Other principle uses listed in Table 12.6.1	11 metres

(10) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.7 MANUFACTURED HOME PARK (MHP)

(1) Purpose

The MHP – Manufactured Home Park designation is intended to provide for and regulate the development of land for the use of manufactured homes on lots in comprehensively designed parks wherein no individually titled parcels have been created.

(2) Permitted and Discretionary Uses

Table 12.7.1 outlines the permitted and discretionary uses contemplated in the MHP designation where approval is subject to the issuance of an authorized development permit.

Table 12.7.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and under 944/18 • First Accessory Building 13.4 m² and over 944/18 • Accessory Uses 944/18 • Housing, manufactured home • Housing, modular • Park 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Additional Accessory Buildings 944/18 • Group homes • Home businesses • Utility installations • C-Can (Temporary) • Solar Collectors <u>not in conformance with Section 9.10.</u>

(3) General Regulations

- (a) A Comprehensive site plan shall be required for manufactured home parks developed after 2015.
- (b) Prior to the development of a new Manufactured Home Park the applicant will submit to the Development Authority a comprehensive site plan and/or any other supporting documentation that will identify the following elements:
 - (i) Site area with lot lines of the manufactured home park and any titled lots clearly delineated.
 - (ii) Proposed layout and placement of individual housing units.
 - (iii) Internal and adjacent pedestrian or walkway connections.
 - (iv) Internal and adjacent roadways.
 - (v) Internal and perimeter landscaping.

- (vi) Garbage areas.
- (vii) Parking areas.
- (viii) Recreational areas.
- (ix) Storage areas.

- (c) A development permit and move-in permit are required anytime a new manufactured home unit is moved onto a Manufactured Home Park site. Move-in permits shall require:
 - 944/18
 - (i) Third party certification from an accredited inspection agency including the Canadian Standard Association (CSA), Intertek or Quality Auditing Institute (QAI).
 - 944/18
 - (ii) Alberta Municipal Affairs Label or CSA Label.
 - 944/18
 - (iii) Model number.
 - (iv) Manufactured home unit serial number.
- (d) A move-out permit is required when units vacate a site. A new move-in permit shall not be issued until a move-out permit has been completed for the lot.
- (e) All permits are the responsibility of the Manufactured Home Park site.

(4) Manufactured Home Park Size

- (a) The gross density of a residential home park is 17 manufactured homes per hectare
- (b) A residential home park shall have a minimum park area of 2 hectares but a maximum park area of 4 hectares

(5) Setbacks

- (a) The minimum yard requirements for manufactured homes shall be at least:
 - (i) 3.5 m from a similar manufactured home unit.
 - (ii) 6.0 m from the rear lot line of the manufactured home park. 928/16
 - (iii) 2.4 m from any internal access road or common parking area. 928/16
 - (iv) 1.2 m from front lot line of the manufactured home park. 928/16

- (b) The minimum side yard and rear yard setback requirements for accessory buildings shall be at least:
 - (i) Nil for accessory buildings, under 13.4m². 944/18
 - (ii) 1.5 m for accessory buildings, over 13.4m². 944/18

(6) Height

- (a) The maximum height as specified in Section 12.8(10) shall apply.

(7) Design Regulations

- (a) All additions shall be designed in a manner that complements the manufactured homes.
- (b) Five percent of the gross area of a manufactured home park shall be developed for recreational use either in the form of indoor community building and/or outdoor recreational space.

(8) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.8 MANUFACTURED HOME SUBDIVISION (MHS)

(1) Purpose

The MHS – Manufactured Home Subdivision designation is intended to provide for and regulate the development of land for the use of manufactured homes on separately titled parcels.

(2) Permitted and Discretionary Uses

Table 12.8.1 outlines the permitted and discretionary uses contemplated in the MHS designation where approval is subject to the issuance of an authorized development permit.

Table 12.8.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Buildings 13.4 m² and under 944/18 • First Accessory Buildings 13.4 m² and over 944/18 • Accessory Uses 944/18 • Housing, manufactured home • Housing, modular • Public parks and recreation areas 	<ul style="list-style-type: none"> • <u>Second and additional, Accessory Building under 13.4m²</u> • <u>Second and additional, Accessory Building 13.4 m² and over</u> • Additional Accessory Buildings 944/18 • Home businesses • Utility installations • <u>Uses accessory to the above</u> • <u>C-Can (Temporary)</u> • _____ • Solar Collectors <u>not in conformance with Section 9.10.</u>

(3) Manufactured Home Subdivision

The following development standards apply to areas where individually titled parcels have been created.

(4) Lot Area

The minimum lot area shall be as specified in the following table:

Table 12.8.2

Use	Minimum Lot Area (m2)
Housing, manufactured home	375 m ²

All other principle uses	500 m ²
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(5) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.8.3

Use	Minimum Lot Frontage (m)
Housing, manufactured home	7.5 metres
All other principle uses	15 metres

(6) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.8.4

Use	Maximum Lot coverage (%)
Housing, manufactured home	50%
All other principle uses	50%

(7) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.8.5

Use	Minimum Front Yard Setback (m)
Housing, manufactured home	6 metres
All other principle uses	6 metres

(8) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.8.6

Use	Minimum Rear Yard Setback (m)
Housing, manufactured home	3 metres
Accessory buildings, under 13.4m ²	Nil 944/18
Accessory buildings, over 13.4m ²	1.5 metres 944/18
All other principle uses	5 metres

(9) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.8.7

Use	Minimum Side Yard Setback (m)
Housing, manufactured home	1.5 metres
Accessory buildings, under 13.4m ²	Nil 944/18
Accessory buildings, over 13.4m ²	1.5 metres 944/18
All other principle uses	1.5 metres

(10) Height

The maximum building height shall be in accordance with the following table:

Table 12.8.8

Use	Maximum Building Height (m)
Housing, manufactured home	5 metres
<u>Accessory building</u>	<u>5 metres</u>
All other principle uses	<u>115</u> metres

(11) Design Regulations

- (a) All additions shall be designed in a manner that complements the manufactured homes.
- (b) Ten percent of the gross area of a manufactured home park shall be developed for recreational use either in the form of indoor community building and/or outdoor recreational space.

(12) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.

- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.9 RESIDENTIAL ESTATE (RE)

932/17

(1) Purpose

The RE – Residential Estate designation is intended to accommodate low-density residential development in a comprehensively designed naturalized environment.

(2) Permitted and Discretionary Uses

Table 12.9.1 outlines the permitted and discretionary uses contemplated in the RE designation where approval is subject to the issuance of an authorized development permit

Table 12.9.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and under 944/18 • First Accessory Building 13.4 m² and over 944/18 • Accessory Uses 944/18 • Housing, modular 944/18 • Housing, secondary suite • Housing, single-detached • Park 	<ul style="list-style-type: none"> • <u>Second and additional, Accessory Building under 13.4m²</u> • <u>Second and additional, Accessory Building 13.4 m² and over</u> • Additional Accessory Buildings 944/18 • Bed and breakfast • Child care facility 944/18 • Family care facility 944/18 • Home businesses • Religious institution • <u>Utility installations</u> • <u>C-Can (Temporary)</u> • Solar Collectors <u>not in conformance with Section 9.10.</u>

(3) Lot Area

The minimum lot area shall be in accordance with the following table:

Table 12.9.2

Use	Minimum Lot Area
Housing, single-detached	0.5 acres
Other principle uses listed in Table 12.9.1	0.5 acres

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.9.3

Use	Minimum Lot Frontage (m)
Housing, single-detached	15 metres
Other principle uses listed in Table 12.9.1	15 metres

(5) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.9.4

Use	Maximum Lot coverage (%)
Housing, single-detached	50%
Other principle uses listed in Table 12.9.1	50%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.9.5

Use	Minimum Front Yard Setback (m)
Housing, single-detached	5 metres
Other principle uses listed in Table 12.9.1	5 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.9.6

Use	Minimum Rear Yard Setback (m)
Housing, single-detached	5 metres
Accessory buildings, under 13.4m ²	Nil 944/18
Accessory buildings, over 13.4m ²	1.5 metres 944/18
Other principle uses listed in Table 12.9.1	5 metres

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.9.7

Use	Minimum Side Yard Setback (m)
Housing, single-detached	5 metres
Accessory buildings, under 13.4m ²	Nil 944/18
Accessory buildings, over 13.4m ²	1.5 metres 944/18
Other principle uses listed in Table 12.9.1	5 metres

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.9.8

Use	Maximum Building Height (m)
Housing, single-detached	11 metres
Other principle uses listed in Table 12.9.1	11 metres

(10) Design Regulations

944/18

- (a) Upon initial construction the following design regulations shall apply:
- (i) Shingles are to be asphalt, tile or wooden shake.
 - (ii) The façade of any ~~principle~~principal building shall be finished 25% masonry, stone or brick.
 - (iii) Vinyl siding shall not be permitted on any structure, including principal and accessory buildings.
 - (iv) Notwithstanding Landscaping regulations in Section 8.16, a minimum of three (3) trees must be placed in the front yard.
- (b) The main floor of the residence, not including attached garage, shall be a minimum of 140 square meters (1,500 square feet).
- (c) All developments shall be located in a manner which the garage entrance faces onto the front road and maintains privacy of the neighbouring parcels.

- (d) The quality of exterior treatment and design of all buildings and fences shall be to the satisfaction of the Development Authority for permitted uses and discretionary uses. Additional design regulations may be required at the discretion of the Development Authority.
- (e) No moved in or relocated buildings shall be permitted in the Residential Estates (RE) district.
- (f) A maximum of one vehicular approach shall be permitted per lot.

(11) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.10 COUNTRY RESIDENTIAL (CR)

932/17

(1) Purpose

The CR – Country Residential designation is intended to accommodate low-density residential development in a comprehensively designed naturalized environment but where minimal urban infrastructure and services are provided.

(2) Permitted and Discretionary Uses

Table 12.10.1 outlines the permitted and discretionary uses contemplated in the RE designation where approval is subject to the issuance of an authorized development permit

Table 12.10.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and under 944/18 • First Accessory Building 13.4 m² and over 944/18 • Accessory Uses 944/18 • Housing, modular 944/18 • Housing, secondary suite • Housing, single-detached • Park 	<ul style="list-style-type: none"> • <u>Second and additional, Accessory Building under 13.4m²</u> • <u>Second and additional, Accessory Building 13.4 m² and over</u> • Additional Accessory Buildings 944/18 • Bed and breakfast • Child care facility 944/18 • <u>C-Can (Temporary)</u> • Family care facility 944/18 • Home businesses • Religious institution • Utility installations • Solar Collectors <u>not in conformance with Section 9.10.</u>

(3) Lot Area

The minimum lot area shall be in accordance with the following table:

Table 12.10.2

Use	Minimum Lot Area
Housing, single-detached	2.5 acres
Other principle uses listed in Table 12.9.1	2.5 acres

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.10.3

Use	Minimum Lot Frontage (m)
Housing, single-detached	10 metres
Other principle uses listed in Table 12.9.1	10 metres

(5) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.10.4

Use	Maximum Lot coverage (%)
Housing, single-detached	50%
Other principle uses listed in Table 12.9.1	50%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.10.5

Use	Minimum Front Yard Setback (m)
Housing, single-detached	5 metres
Other principle uses listed in Table 12.9.1	5 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.10.6

Use	Minimum Rear Yard Setback (m)
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Town of Rimbey Bylaw 917/16

2016

Housing, single-detached	5 metres	
Accessory buildings, under 13.4m ²	Nil	944/18
Accessory buildings, over 13.4m ²	1.5 metres	944/18
Other principle uses listed in Table 12.9.1	5 metres	

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.10.7

Use	Minimum Side Yard Setback (m)	
Housing, single-detached	5 metres	
Accessory buildings, under 13.4m ²	Nil	944/18
Accessory buildings, over 13.4m ²	1.5 metres	944/18
Other principle uses listed in Table 12.9.1	5 metres	

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.10.8

Use	Maximum Building Height (m)
Housing, single-detached	11 metres
Other principle uses listed in Table 12.9.1	11 metres

(10) Additional Regulations

- (a) The main floor of the residence, not including attached garage, shall be a minimum of 150 square meters (1,614 square feet). 944/18
- (b) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (c) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (d) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (e) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (f) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (g) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.11 CENTRAL COMMERCIAL (C1)

(1) Purpose

The C1 – Central Commercial designation is intended to provide for a wide variety of commercial, institutional and residential uses within the town centre. The intent is to foster mixed-use development and encouraging vibrancy in a manner that facilitates pedestrian movement.

(2) Permitted and Discretionary Uses

Table 12.11.1 outlines the permitted and discretionary uses contemplated in the C1 designation where approval is subject to the issuance of an authorized development permit.

Table 12.11.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and under 944/18 • First Accessory Building 13.4 m² and over 944/18 • Art gallery • Bakery • Club • Convenience store • Dry cleaning/Laundromat services • Financial Services • Funeral home • Grocery store • Hotel • Housing, mixed use • Office • Medical clinic • Motel • Personal Services • Public administration • Religious Institution • Restaurant • Retail • Sign, excluding dynamic sign 944/18 • Theatre 	<ul style="list-style-type: none"> • Additional Accessory Buildings 944/18 • <u>Second and additional, Accessory Building under 13.4m²</u> • <u>Second and additional, Accessory Building 13.4 m² and over</u> • Adult entertainment • Automotive sales and/or rental • Automotive supply store • Brewery, winery and distillery 940/18 • Brewpub 940/18 • Cannabis retail sales 944/18 • Car/Truck wash • Child care facility 944/18 • Commercial recreation & entertainment facility 941/18 • Contracting services • Dynamic Sign 944/18 • Gas bar • Head shop 944/18 • Housing, apartment (low rise), second story and above 944/18 • Housing, apartment (high rise) , second story and above 944/18 • Liquor store • Nightclub • Parking facility • Pawn shop • Recycling depot • Repair shop • <u>Restaurant – drive thru</u> • <u>C-Can</u> • Solar Collectors <u>not in conformance with Section 9.10.</u> • Utility installations

(3) Development Standards

The Development Standards for all uses listed in Table 12.11.1 shall adhere to the standards listed in Table 12.11.2.

Table 12.11.2

Development Standard	Site Standard
Minimum Lot Area (m ²)	250 m ²
Minimum Lot Frontage (m)	6 m
Maximum Lot Coverage (%)	80%
Minimum Front Yard Setback (m)	Nil
Minimum Rear Yard Setback (m)	6 m
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil 944/18
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres 944/18
Minimum Side Yard Setback (m)	Nil
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil 944/18
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres 944/18
Maximum Height	15 m

(4) Design Regulations

- (a) The façade of any ~~principle~~principal building should be finished in brick, rock, stone, stucco, wood, glass, and/or precast concrete. Exterior finishes should require minimal maintenance but demonstrate high quality workmanship.
- (b) Buildings should be built to the property line in order to create a defined relationship with the public realm.
- (c) A minimum of 60% of the ground floor of any building should be finished in clear glazing to allow for natural surveillance, and to create an engaging and vibrant public realm. Reflective or tinted glazing should be discouraged.
- (d) The street wall, where it runs parallel to a roadway, should be designed to occupy 100% of a lot's frontage.
- (e) The provision of canopies or awnings are encouraged in order to provide weather protection for pedestrians.

- (f) No parking area shall be located within the front yard of any lot. Parking areas should be located within the rear yard, with vehicular access from an adjacent lane.
- (g) The ground floor of any residential building should be utilized for commercial purposes.
- (h) Additional design regulations may be required at the discretion of the Development Authority.

(5) Additional Regulations

- (g) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (h) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (i) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (j) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (k) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (l) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.12 HIGHWAY COMMERCIAL (C2)

(1) Purpose

The C2 – Highway Commercial designation is intended to accommodate the development of a wide array of commercial uses on lots adjacent to roadways that facilitate large volumes of automotive traffic.

(2) Permitted and Discretionary Uses

Table 12.12.1 outlines the permitted and discretionary uses contemplated in the C2 designation where approval is subject to the issuance of an authorized development permit.

Table 12.12.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> ● First Accessory Building 13.4 m² and under 944/18 ● First Accessory Building 13.4 m² and over 944/18 ● Accessory Uses ● Auction mart ● Automotive sales and/or rental ● Automotive supply store ● Bakery ● Car/Truck wash ● Club ● Convenience store ● Dry cleaning/laundromat services ● Financial Services ● Funeral home ● Gas bar ● Grocery store ● Hotel ● Office ● Medical clinic ● Motel ● Personal services ● Public administration ● Religious Institution ● Restaurant ● Restaurant – drive thru ● Retail ● Sign, excluding dynamic sign 944/18 	<ul style="list-style-type: none"> ● Additional Accessory Buildings 944/18 ● Second and additional, Accessory Building under 13.4m² ● Second and additional, Accessory Building 13.4 m² and over ● Air supported structure and fabric-covered structure 944/18 ● Any permitted use with a height exceeding 10 metres ● Adult entertainment ● Amusement arcade ● Automotive service and/or paint shop ● Brewery, winery and distillery 940/18 ● Brewpub 940/18 ● Cannabis retail sales 944/18 ● Child care facility 944/18 ● Commercial recreation & entertainment facility 941/18 ● Contracting services ● Dynamic Sign 944/18 ● Gambling and gaming hall ● Head shop ● Housing, apartment (low rise), second story and above 944/18 ● Housing, apartment (high rise), second story and above 944/18 ● Liquor store ● Nightclub ● Pawn shop ● Recycling depot ● Repair shop ● C-Can ● — ● Solar Collectors <u>not in conformance with Section 9.10.</u> ● Theatre

	<ul style="list-style-type: none"> • Trucking establishment • Utility installations • Warehouse
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(3) Development Standards

The Development Standards for all uses identified in Table 12.12.1 shall adhere to the standards listed in Table 12.12.2.

Table 12.12.2

Development Standard	Site Standard	
Minimum Lot Area (m ²)	1000 m ²	
Minimum Lot Frontage (m)	6 m	
Maximum Lot Coverage (%)	65%	
Minimum Front Yard Setback (m)	8 m	
Minimum Rear Yard Setback (m)	5 m	
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil	944/18
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres	944/18
Minimum Side Yard Setback (m)	3 m	
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil	944/18
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres	944/18
Maximum Height	15 m	

(4) Design Regulations

- (a) The façade of any ~~principle~~principal building should be finished in brick, rock, stone, stucco, wood, glass, and/or precast concrete. Exterior finishes should require minimal maintenance but demonstrate high quality workmanship.
- (b) Additional design regulations may be required at the discretion of the Development Authority.

(5) Additional Regulations

- (a) No access to a lot shall be provided from Highway 20 or Highway 53 without obtaining the approval of Alberta Transportation.
- (b) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (c) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (d) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (e) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (f) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (g) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.13 INDUSTRIAL (M)

(1) Purpose

The M – Industrial designation is intended to accommodate the development of a wide array of industrial uses but which will not cause any objectionable or noxious conditions, be it noise, odour, dust, vibration or any other similar sensation, beyond the lot on which they are located.

(2) Permitted and Discretionary Uses

Table 12.13.1 outlines the permitted and discretionary uses contemplated in the M designation where approval is subject to the issuance of an authorized development permit.

Table 12.13.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and under 944/18 • First Accessory Building 13.4 m² and over 944/18 • Accessory Uses • Agricultural sales and/or service • Animal kennel • Animal shelter • Auction mart • Automotive sales and/or rental • Automotive service and/or paint shop • Automotive supply store • Bakery • Car/Truck wash • Club • Convenience store • Contracting services • Dry cleaning/Laundromat services • Gas bar • Greenhouse • Manufacturing, processing, packaging or assembly of goods or materials • Mini storage • Public Administration • Repair shop • Sign, excluding dynamic sign 944/18 • Trucking establishment • Warehouse • Veterinary clinic 	<ul style="list-style-type: none"> • <u>Second and additional, Accessory Building under 13.4m²</u> • <u>Second and additional, Accessory Building 13.4 m² and over</u> • Additional Accessory Buildings 944/18 • Abattoir • Air supported structure and fabric-covered structure 944/18 • Amusement arcade • Adult entertainment • Auction mart • Bulk fuel and/or fertilizer sales and storage • Cannabis facility 944/18 • Dynamic Sign 944/18 • Gambling and gaming hall • Housing, apartment (low rise), second story and above 944/18 • Housing, apartment (high rise), second story and above 944/18 • Liquor store • Meat processing plant • Recycling depot • Restaurant • Restaurant, drive-thru • Salvage yard • C-Can • Solar Collectors <u>not in conformance with Section 9.10.</u> • Wrecking yard

(3) Development Standards

The Development Standards for all uses identified in Table 12.13.1 shall adhere to the standards listed in Table 12.13.2.

Table 12.13.2

Development Standard	Site Standard	
Minimum Lot Area (m ²)	500 m ²	
Minimum Lot Frontage (m)	15 m	
Maximum Lot Coverage (%)	50%	
Minimum Front Yard Setback (m)	6 m	
Minimum Rear Yard Setback (m)	5 m	
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil	944/18
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres	944/18
Minimum Side Yard Setback (m)	3 m	
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil	944/18
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres	944/18
Maximum Height	15 m	

(4) Design Regulations

- (a) The façade of any ~~principle~~principal building should be finished in brick, rock, stone, stucco, wood, glass, and/or precast concrete. Exterior finishes should require minimal maintenance but demonstrate high quality workmanship.
- (b) No outdoor storage of goods, materials, or equipment shall be permitted within any portion of a front, side, or rear yard, which runs parallel to an adjacent roadway.
- (c) All loading facilities should be located and accessed from a side and/or rear yard.
- (d) Additional design regulations may be required at the discretion of the Development Authority.

(5) Additional Regulations

- (a) No access to a lot shall be provided from Highway 20 or Highway 53 without obtaining the approval of Alberta Transportation.
- (b) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (c) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (d) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (e) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (f) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (g) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (h) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.14 PUBLIC SERVICE (PS)

(2) Purpose

The PS – Public Services designation is intended to accommodate the development of uses which serve the public and which are of benefit to the community.

(3) Permitted and Discretionary Uses

Table 12.14.1 outlines the permitted and discretionary uses contemplated in the PS designation where approval is subject to the issuance of an authorized development permit.

Table 12.14.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Buildings 13.4 m² and under 944/18 • First Accessory Buildings 13.4 m² and over 944/18 • Cemetery • Community centre • Hospital • Landfill • Library • Museum • Park • Public administration • Recreational facility • Residential care facility 944/18 • School • Sign • Tourism information centre • Utility installations 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Additional Accessory Buildings 944/18 • Animal shelter • Campground • Child care facility 944/18 • Golf course • Medical clinic 944/18 • Retail • Restaurant • Sign • C-Can • • Solar Collectors <u>not in conformance with Section 9.10.</u>

(4) Development Standards

The Development Standards for all uses identified in Table 12.14.1 shall adhere to the standards listed in Table 12.14.2.

Table 12.14.2

Development Standards	Site Standard
Minimum Lot Area (m ²)	500 m ²
Minimum Lot Frontage (m)	15 m
Maximum Lot Coverage (%)	75%
Minimum Front Yard Setback (m)	7.5 m
Minimum Rear Yard Setback (m)	5 m
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil 944/18
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres 944/18
Minimum Side Yard Setback (m)	3 m
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil 944/18
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres 944/18
Maximum Height	12.2 m

(5) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.15 URBAN HOLDINGS (UH)

(1) Purpose

The UH – Urban Holdings designation is intended to retain land in an undeveloped manner for future urban expansion, while contemplating a limited number of interim uses, and allowing existing uses to remain until development ~~proceeds~~proceeds.

(2) Permitted and Discretionary Uses

Table 12.15.1 outlines the permitted and discretionary uses contemplated in the UH designation where approval is subject to the issuance of an authorized development permit.

Table 12.15.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • Accessory Uses 944/18 • <u>Agriculture, excluding intensive livestock operations</u> • <u>Home based business</u> • Park • Public administration • Stormwater Management Facility • Utility installations 	<ul style="list-style-type: none"> • Animal shelter • Campground • Golf course • <u>Sign</u> • <u>C-Can</u> • <u>Solar collectors, not in conformance with Section 9.10.</u>

(3) Development Standards

The Development Standards for all uses identified in Table 12.15.2 shall adhere to the standards listed in Table 12.15.2.

Table 12.15.2

Development Standards	Site Standard	
Minimum Lot Area (m ²)	500 m ²	
Minimum Lot Frontage (m)	15 m	
Maximum Lot Coverage (%)	75%	
Minimum Front Yard Setback (m)	7.5 m	
Minimum Rear Yard Setback (m)	5 m	
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil	944/18
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres	944/18
Minimum Side Yard Setback (m)	3 m	
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil	944/18
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres	944/18
Maximum Height	12.2 m	

(4) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.16 DIRECT CONTROL (DC)**(1) Purpose**

The DC – Direct Control designation is intended to provide control over the use and development of land or buildings for which Council has determined that, because of unique land use characteristics, innovative ideas, or special environmental concerns, such development could not be effectively accommodated under any other land use designation in this Bylaw.

(2) Permitted and Discretionary Uses

- (a) All permitted and discretionary uses shall be as prescribed in the previously written Statutory Plan.
- (b) In the absence of an adopted Area Structure Plan or Area Redevelopment Plan, any use which, in the opinion of the Development Authority, is compatible with the character of existing surrounding uses and adjacent designated Land Use Districts may also be allowed.

(3) Development Standards

- (a) The Development Authority may require additional information to properly evaluate the proposed development in terms of its compliance with this Bylaw, and any applicable Statutory Plan.
- (b) All development shall comply with the lot sizes, building setback requirements and other development criteria as prescribed in any applicable Statutory Plan.

(4) Additional Regulations

- (a) All other development requirements shall be at the discretion of the Development Authority. In determining the appropriate requirements for a development in the DC District, the Development Authority shall have regard to any provisions in this Bylaw for similar uses or developments.
- (b) In the absence of an adopted Area Structure Plan or Area Redevelopment Plan, the regulations which will be applied to a development will be those which, in the opinion of the Development Authority, are compatible with the character of existing surrounding uses and adjacent designated Land Use Districts.

12.17 DIRECT CONTROL DISTRICT – 2020-01

962/20

(1) Location

Lot 1, Block 9, Plan 148BT (4906 – 50 Street)

(2) Purpose

To accommodate and allow for the residential units to be located on the ground floor within an otherwise designated Central Commercial (C1) district.

(3) Permitted Uses

(a) Two (2) Ground floor residential units.

(b) As per the permitted uses contained within the Central Commercial (C1) designation.

(4) Discretionary Uses

(a) Additional ground floor residential units.

(b) As per the permitted uses contained within the Central Commercial (C1) designation.

(5) Development Standards and Setback Requirements

(a) As per the requirements contained within the Central Commercial (C1) designation.

(b) Additional development standards as determined by Council or its delegate.

(6) Maximum Number of Lots

(a) One (1).



TOWN OF RIMBEY LAND USE BYLAW

Bylaw 1008/24

A BYLAW OF THE TOWN OF RIMBEY, IN THE PROVINCE OF ALBERTA, TO REPEAL BYLAW 917/16 LAND USE BYLAW AS AMENDED AND ENACT BYLAW 1008/24 LAND USE BYLAW.

WHEREAS, Section 639 of the Municipal Government Act, Chapter M-26 empowers Council to adopt a Land Use Bylaw, providing direct regulations to prohibit or regulate and control the use and development of land and buildings in a municipality;

AND WHEREAS, Section 63(1) and 2(b) of the Municipal Government Act, Chapter M-26 empowers Council to undertake a comprehensive review and update of the Town of Rimbey’s Land Use Bylaw No. 917/16. Council has deemed it necessary to repeal the said Bylaw and adopt a new Town of Rimbey Land Use Bylaw;

AND WHEREAS, copies of this Bylaw and related documents were made available for inspection to the public at the Town office as required by the Municipal Government Act Revised Statutes of Alberta 2000, Chapter M-26;

NOW THEREFORE, Council of the Town of Rimbey duly assembled and pursuant to the Municipal Government Act Revised Statutes of Alberta 2000, Chapter M-26 enacts as follows:

1. That this Bylaw shall be known as the Land Use Bylaw of the Town of Rimbey.
2. That the Town of Rimbey Land Use Bylaw 917/16 and all amendments are hereby repealed.
3. That the attached “Appendix A” is hereby adopted as the Town of Rimbey Land Use Bylaw.
4. The adoption of this Land Use Bylaw is effective upon the date of the passing of the third and final reading of this Bylaw No. 1008/24.

READ a first time this _____ day of _____, 2024.

MAYOR RICK PANKIW

CHIEF ADMINISTRATIVE OFFICER,
CRAIG DOUGLAS



TOWN OF RIMBEY LAND USE BYLAW

Bylaw 1008/24

READ a second time this _____ day of _____, 2024.

MAYOR RICK PANKIW

CHIEF ADMINISTRATIVE OFFICER
CRAIG DOUGLAS

READ a third and final time this _____ day of _____, 2024.

MAYOR RICK PANKIW

CHIEF ADMINISTRATIVE OFFICER
CRAIG DOUGLAS



Town of Rimbey

Bylaw 1008/24

LAND USE BYLAW

Schedule A

Approved XXX, 2024

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PART 1 - ENACTMENT**1.1 TITLE**

The title of this Bylaw shall be the Land Use Bylaw of the Town of Rimbey.

1.2 PURPOSE

The purpose of this Bylaw is to regulate and control the use and development of land and buildings within the Town to achieve the orderly and economic development of land, and for that purpose, amongst other things:

- (1) to divide the Town into districts;
- (2) to prescribe and regulate for each district the purposes for which land and buildings may be used;
- (3) to establish a method of making decisions on applications for development permits including the issuing of development permits;
- (4) to provide the manner in which notice of the issuance of a development permit is to be given; and
- (5) to establish the number of dwelling units permitted on a parcel of land.

1.3 APPLICATION

This Bylaw shall apply to the whole of the Town of Rimbey being all lands and buildings contained within its corporate limits.

1.4 EFFECTIVE DATE

- (1) This Bylaw comes into effect upon the date of its third reading.
- (2) Land Use Bylaw No.762-04, as amended, is hereby repealed.

1.5 CONFORMITY WITH THE BYLAW

- (1) No person shall commence any development within the Town except in conformity with this Bylaw.

- (2) Compliance with the requirements of this Bylaw does not exempt any person from the requirements of any adopted Statutory Plan.

1.6 OTHER LEGISLATIVE REQUIREMENTS

- (1) In addition to this Bylaw, an applicant is responsible for complying with any other applicable federal, provincial, or municipal legislation or law. The applicant is also responsible for complying with the conditions of any caveat, covenant, easement or other instrument affecting a building or land.
- (2) The Town is not responsible for nor does the Town have any obligation whatsoever to determine what other legislation may apply to a development, nor to monitor or enforce compliance with such legislation.
- (3) The Development Authority shall not approve an application for a development permit that is not in conformity with the Town's Statutory Plans.

1.7 SEVERABILITY

- (1) In the event any portion of this Bylaw is found invalid by a Court of Law or is overturned by a superior jurisdiction, the validity of the remaining portions of the Bylaw shall not be affected.

1.8 TRANSITION

- (1) An application for a Subdivision, Development Permit or amendment to this Bylaw commenced prior to the coming into force of this Bylaw shall be evaluated under the provisions of the Town's Land Use Bylaw No.917/16 as amended.

PART 2 – INTERPRETATION

2.1 RULES OF INTERPRETATION

- (1) Where a word is used in the singular, such a word may also mean plural.
- (2) Where a masculine or impersonal pronoun or adjective is used, such a word may also mean the feminine or impersonal pronoun or adjective.
- (3) Where a word is used in the present tense, such a word may also mean the future tense.
- (4) The word “person” includes a corporation as well as an individual.
- (5) The words “shall” and “must” require mandatory compliance except where a variance has been granted pursuant to the Act or this Bylaw.
- (6) Words, phrases, and terms not defined in this part may be given their definition in the Act, the Alberta Building Code or other provincial legalisation. Other words shall be given their usual and customary meaning.
- (7) Where a regulation involves two or more conditions or provisions connected by the conjunction “and” means all the connected items shall apply in combination; “or” indicates that the connected items may apply singly; and “and/or” indicates the items may apply singly or in combination.
- (8) All units of measure contained within this Bylaw are metric (SI) standards, and are rounded to the nearest decimal place. For the purpose of convenience, the following conversion factors are provided:

Metric	Imperial
1 square metre (m ²)	10.8 square feet (ft ²)
1 hectare (ha)	2.47 acres (ac)
1 kilometre (km)	0.6 mile (mi)
1 metre (m)	3.3 feet (ft)
1 centimetre (cm)	0.4 inch (in)
1 millimetre (mm)	0.04 inches (in)
1 kilogram (kg)	2.2 pounds (lb)

2.2 DEFINITIONS

For the purposes of this Bylaw and any amendments made hereto, the definitions set out in the following shall be used. When no definition is provided hereunder, the Town's dictionary of choice shall be used.

- (1) "abattoir" means a building and/or site used as a slaughterhouse, where animals are killed and butchered for human or animal consumption;
- (2) "abut" or "abutting" means immediately contiguous or physically touching, and, when used with respect to a lot or site, means that the lot or site physically touches upon another lot or site, and shares a property line or boundary line with it;
- (3) "accessory building" means a building separate and subordinate to the principle building, the use of which is incidental to that principle building and is located on the same lot. A garage attached to a principle building is deemed to be part of the principle building;
- (4) "accessory use" means any use in a building and/or on a parcel of land which is supplementary or subordinate to the principle use located in the same building and/or on the same parcel of land;
- (5) "Act" means the Municipal Government Act, R.S.A. 2000, as amended;
- (6) "adjacent" means land that is contiguous to a particular parcel of land and includes land that would be contiguous if not for a highway, road, river or stream;
- (7) "adult entertainment" means any building used as "retail" in which books and/or items for a mature audience are displayed and sold, or a building that shows mature films or live entertainment;
- (8) "agricultural operation" means an agricultural operation as defined in the Agricultural Operation Practices Act;
- (9) "agricultural sales and/or service" means a building or site used for "retail" but in which the goods for sale are vehicles, equipment, or machinery for use in the agricultural industry, and/or the servicing of vehicles, equipment, or machinery related to the agricultural industry;
- (10) "Air supported and fabric-covered structure" means a building where the outer shell is supported by artificially produced and constantly maintained air pressure above local atmospheric level or the outer shell pliable membrane across rigid trusses. This may also be known as a tent structure, but it is not the same as a tent garage.
- (11) "amusement arcade" means a building and/or site which operates mechanical and/or electronic games, and rides, for entertainment purposes;
- (12) "animal kennel" means a building and/or site used for the breeding, care, supervision, and/or housing of animals on either a short or long term basis;
- (13) "animal shelter" means a building and/or site used for the temporary accommodation and/or impoundment of animals;

- (14) “appeal body” means the board hearing a subdivision or development permit appeal in accordance with the Municipal Government Act.
- (15) “art gallery” means a building used for the display and “retail” of works of art;
- (16) “auction mart” means a building and/or site used for “retail” but in which goods are sold by an auctioneer and where goods are sold to the highest bidder;
- (17) “automotive sales and/or rental” means a building or site used for “retail” but in which the goods for sale, and/or lease are automobiles, trucks, boats, trailers, recreational vehicles, or other similar personal vehicles;
- (18) “automotive supply store” means a building or site used for “retail” but in which the goods for sale are related to the use and operation of automobiles, trucks, boats, trailers, recreational vehicles, or other similar personal vehicles;
- (19) “automotive service and/or paint shop” means a building or site used for the repair, servicing, and/or painting of motor vehicle, boats, trailers, recreational vehicles, or other similar personal vehicles and may include the sale of automotive fuels, lubricating oils or other like automotive fluids;
- (20) “bakery” means a building used for baking food as well as the “retail” of said food;
- (21) “balcony” means a horizontal structure, with a railing, adjoining a building above the first storey floor level, and intended for use as a private outdoor amenity space with access only from within the building.
- (22) "basement" means the portion of a development which is wholly or partially below grade, having above grade no more than 1.8 m of its clear height lying below the finished level of the floor directly above;
- (23) “bed and breakfast” means a home based business in which an owner occupying a single-detached dwelling provides temporary accommodation with one meal provided to registered patrons in exchange for compensation;
- (24) “brewery, winery and distillery” means a use where beer, wine, spirits and other alcoholic beverages are manufactures and that may have areas and facilities for the storage, packaging, bottling, canning and shipping of the products made;
- (25) “brewpub” means a restaurant or drinking establishment where beer, wine or alcoholic spirits are produced on-site for consumption within the development and for retail sale. The facility must be appropriately licensed by the Alberta Liquor and Faming Commission;
- (26) "building" includes anything constructed or placed on, in, over or under land but does not include a highway or road or a bridge that forms part of a highway or road;
- (27) “bulk fuel and/or fertilizer sales and storage” means the storage of and “retail” of large quantities of fuel and/or fertilizer;
- (28) “c-can” means a metal freight/steel container or a shipping container 2.6m in height, that is used for the temporary storage of materials and equipment. All C-Cans must meet all general regulations for C-Cans. See portable storage container definition.

- (29) “campground” means the use of a site managed for the short term stay of tents, campers, and/or recreational vehicles, but which is not used as year round storage or accommodation;
- (30) “cannabis” means cannabis plant, fresh cannabis, dried cannabis, cannabis oil and cannabis plant seeds and any other substance defined as cannabis in the Cannabis Act (Canada) and it’s regulations, as amended from time to time and includes edible products that contain cannabis.
- (31) “cannabis accessory” means cannabis accessory including but not limited to, rolling paper or wraps, holders, pipes, water pipes, bongs and vaporizers, or any other thing described in the Cannabis Act (Canada) that is used in the consumption or production of cannabis.”
- (32) “cannabis lounge” means a development where the primary purpose of the facility is the sale of cannabis to the eligible public, for the consumption within the premises that is authorized by provincial or federal legislation. This use does not include cannabis production and distribution;
- (33) “cannabis production and distribution facility” means a development used principally for one or more of the following activities relating to cannabis:
- (a) The production, cultivation, and growth of cannabis;
 - (b) The processing of raw materials
 - (c) The making, testing, manufacturing, assembling, or in any way altering the chemical or physical properties of semi-finished or finished cannabis goods or products
 - (d) The storage or shipping of materials, goods or products, or;
 - (e) The distribution and sale of materials, goods and products to cannabis retail sales stores or to individual customers
- (34) “cannabis retail sales” means a retail store licensed by the Province of Alberta where:
- (a) where cannabis is sold for consumption off the premises,
 - (b) where consumption of cannabis must not occur, and
 - (c) that may include the ancillary retail sale or rental of merchandise;
- (35) “car/truck wash” means the use of a building and/or site for the cleaning of motorized vehicles either manually or through an automated process;
- (36) “cemetery” means a site used for the burying of the remains of animals and/or humans;
- (37) “Certificate of Compliance” means the endorsement by the Development Officer on a survey document indicating that the building locations on a lot are in compliance with this Bylaw.
- (38) “Child Care Facility” means a development intended to provide care, educational activities and supervision for groups of seven or more children under thirteen (13) years of age during the day or evening, but does not include overnight accommodation, and is intended to be operated for at least twelve (12) consecutive weeks each year. This includes daycares, pre-schools, out-of-school care, and other programs where the primary purpose is the care of children.

- (39) “commercial recreation and entertainment facility” means a facility or establishment that provides recreation or entertainment for gain or profit but does not include a casino or adult entertainment establishment;
- (40) “club” means a building and/or site used for the private meeting and social activities of members of a private organization and which may include space for eating, drinking, and congregating;
- (41) “community centre” means a building and/or site open to the general public and used for recreational, educational, social and/or cultural activities;
- (42) "confined feeding operation" means a confined feeding operation as defined in the Agricultural Operation Practices Act;
- (43) “contracting services” means a building or site used for the operation and storage of materials and/or vehicles related to the industries of construction, painting, plumbing, heating, electrical, landscaping, drilling and excavation, paving, maintenance and cleaning;
- (44) “convenience store” means “retail” but where the gross floor area does not exceed 186.0 m² in gross floor area;
- (45) "corner lot" means a lot having boundary lines on two or more roads or highways, or with a road and a highway, at their intersection or junction. Corner lot also means a lot having a boundary line at a point where a road or highway changes direction by a minimum of 45 degrees within the boundaries of the lot;
- (46) "Council" mean the Council of the Town of Rimbey;
- (47) "coverage" means the sum of the floor areas at grade of all buildings, both principle and accessory, on a lot divided by the area of the lot;
- (48) "date of issue" means the date on which the notice of a decision of the Development Authority is published or mailed;
- (49) “deck” means a means an uncovered horizontal structure with a surface height greater than 0.6m (2 ft) above grade at any point, and intended for use as a private outdoor space;
- (50) "development" means:
- (a) an excavation or stockpile and the creation of either of them, or
 - (b) a building or an addition to or replacement or repair of a building and the construction or placing of any of them in, on, over or under land, or
 - (c) a change of use of land or a building or an act done in relation to land or a building that results in or is likely to result in a change in the use of the land or building, or
 - (d) a change in the intensity of use of land or a building or an act done in relation to land or a building that results in or is likely to result in a change in the intensity of use of the land or building; and without restricting the generality of the foregoing, includes:
 - (i) in the case of a lot used for residential purposes, alterations made to a building or an additional building on the lot whether or not the building is a dwelling or part of a dwelling unit,

- (ii) in the case of a lot used for other than residential purposes, alterations or additions made to a building on the lot or a use of the lot which would increase either the capacity of the building or the intensity of use of the lot,
 - (iii) the display of advertisements or signs on the exterior of a building or on any land,
 - (iv) the deposit of earth, debris, waste materials, refuse, or any other material on any land, including land already being used for that purpose, or if the natural topography or drainage is altered,
 - (v) the removal of topsoil from land,
 - (vi) the recommencement of the use to which land or a building has been previously put if that use has been discontinued for a period of more than six months,
 - (vii) the use of land for storage purposes or for the repair of equipment, vehicles or other kinds of machinery, or
 - (viii) the removal or demolition of a building;
- (51) "development authority" means the development authority of the Town as established by this Bylaw;
- (52) "development permit" means a document authorizing a development issued pursuant to this Land Use Bylaw;
- (53) "discretionary use" means the use of land or a building provided for in this Land Use Bylaw for which a development permit may be issued at the discretion of the development authority upon an application having been made;
- (54) "driveway" means a vehicle access route on the parcel which provides access to the driving surface;
- (55) "dwelling unit" means a complete dwelling or self-contained portion of a dwelling, set or suite of rooms which contains sleeping, cooking and separated or shared toilet facilities, intended for domestic use, and used or intended to be used permanently, semi-permanently, or seasonally as a residence for a household, and which is not separated from direct access to the outside by another separate dwelling unit;
- (56) "Essential Public Service" means a fire station, police station or similar service.
- (57) "family care facility" means a development which provides resident care service in a dwelling unit to six (6) or fewer individuals. These individuals may be handicapped, aged, disabled, or in need of adult supervision and are provided service and supervision in accordance with their individual needs. Family care facilities include boarding homes for children and group homes;
- (58) "family day home" means a dwelling unit used for the temporary supervision or care for a maximum of six (6) children 0-12 years old, including the residents' own children. In a family day home a maximum of three (3) children may be under 36 months with a maximum of two (2) children may be under 24 months. These regulations are the same for Before/After School Care or Private Babysitting service.

- (59) "farming" means the raising or production of crops, or animals, and includes a single residence for the farmer, but does not include a "Confined Feeding Operation" as defined by the Agricultural Operation Practices Act (Chapter A-7, R.S.A. 2000) and all regulations and amendments passed thereto;
- (60) "financial services" means a building used as a bank, credit union, or any other similar monetary enterprise;
- (61) "floor area" means the total area of all floors of all buildings including accessory buildings located on any lot, excluding the area of basement floors, EXCEPT THAT basement suites in apartment buildings shall be included in the calculation of floor area;
- (62) "floor/area ratio" means the ratio or decimal resulting from dividing the floor area of all buildings by the total site area of the parcel of land on which the buildings are located;
- (63) "fragmented parcel" means a parcel of land that is separated from the balance of a quarter section by a natural barrier such as a river or a coulee, or by a physical barrier such as a road or highway;
- (64) "front line" means the boundary line of a lot lying adjacent to a highway or road. In the case of a corner lot, the shorter of the two boundary lines adjacent to the highway or road shall be considered the front line;
- (65) "front yard" means a yard extending across the full width of a lot from the front line of the lot to the nearest wall of the main building situated on the lot. For the purposes of lakefront lots, the front line of the lot shall be considered to be closest to the lake;
- (66) "funeral Home" means a building and/or site used for the organization of funerals, the preparation of the deceased for burial or cremation, and/or the holding of funeral services;
- (67) "gambling and gaming hall" means a building used as a gaming establishment which offers games of chance including slot machines, table games, video lottery terminals, and/or a bingo hall;
- (68) "garage" means a building or portion thereof which is designated and used for the storage, marking or the maintenance of personal vehicles.
- (69) "gas bar" means a site or portion thereof used for the sale of gasoline, propane and other fuels, the sale of lubricating oils and other automotive fluids or motor vehicle accessories but does not include automotive service establishments;
- (70) "golf course" means a site used for the purposes of playing golf and which may include a clubhouse as an accessory use;
- (71) "grade" means the average elevation at the finished level of the ground, excluding an artificial embankment, at any point immediately adjacent to the building. Grade may have been established in conjunction with a subdivision grade plan prepared by a civil engineer.
- (72) "greenhouse" means a building and/or site used to grow and "retail" flowers, trees, shrubs, vegetables, and/or other plants;
- (73) "grocery store" means a building used for "retail" but which sells primarily food items for consumption off-site, and which has a gross floor area greater than 450 m²;

- (74) “group home” means a building and/or site use in a residential setting for individuals who require supervision because of their age, disability, or need for rehabilitation, and where qualified staff are present at all times;
- (75) “habitable floor space” means any room or enclosed space used or useable for human occupancy, including but not limited to kitchens, bedrooms, living rooms, family rooms and dens, bathrooms, laundries, pantries, foyers, hallways/entry ways, and areas containing infrastructure/servicing (furnace, circuit panel, water heater, etc.) but excludes any room or space not intended primarily for human occupancy including but limited to storage areas/cellars and undeveloped basements;
- (76) “heavy vehicle” means a motor vehicle, alone or together with any trailer, semi-trailer or other vehicle being towed by the motor vehicle, with a registration gross weight of five (5) tonnes or more, or exceeding eleven (11) metres in total length, excluding recreational vehicles. A public passenger vehicle, when engaged in the transport of passengers, shall be deemed to be excluded from the definition of a heavy vehicle;
- (77) “head shop” means a retail outlet which specializes in drug paraphernalia related to consumption of cannabis, other recreational drugs and new age herbs, as well as counterculture art, magazines, music, clothing and home décor. This does not include cannabis retail sales or cannabis production and distribution facility;
- (78) “height” means the vertical distance between the grade and the highest point of a building that is not a stairway entrance, a ventilating fan, a skylight, a steeple, a chimney, a smoke stack, a fire wall, or a flagpole, or similar device not structurally essential to the building;
- (79) “highway” means a highway as defined in the Public Highways Development Act, R.S.A. 2000;
- (80) “Home based business” means any occupation, trade, profession, or craft carried on by an occupant of a residential building as a use secondary to the residential use of the building, and which does not change the character thereof or have any exterior evidence of such secondary use;
- (81) “hospital” means a building and/or site used for medical care, examination, treatment, surgery and recovery of patients and which may include an extended stay;
- (82) “hotel” means a building used for short term stays through the provision of rooms or suites where rooms are accessed from a common interior corridor, and which may also contain commercial uses such as restaurants, or convention space;
- (83) “Housing, apartment (low rise)” means a residential use consisting of more than four dwelling units, but which has a height less than 15 metres, but shall not mean row housing;
- (84) “Housing, apartment (high rise)” means a residential use consisting of more than four dwelling units, but which has a height greater than 15 metres, but shall not mean row housing;
- (85) “housing, duplex” means a building with two dwelling units that have sharing one common wall in the case of side-by-side units, or having the dwelling area located above the dwelling area of the other in the cases of vertical units, each with a private entry;

- (86) “housing, fourplex” means a building that contains four dwelling units;
- (87) “housing, manufactured home” means a transportable factory built residential building containing one dwelling unit suitable for long term occupancy, designed to be movable, transported on its own wheels and chassis or other means and arriving at a site ready for occupancy except for incidental operations such as placement on foundation supports and connection to utilities. Manufactured homes shall have pitched roofs and eaves and shall conform to CAN/CSA Z240 MH Series and A277 certified standards. Where a component of a building is assembled off the building site in such a manner that it cannot be reviewed on site, off-site reviews shall be carried out to by a qualified safety codes officer to determine compliance with Safety Codes;
- (88) “housing, mixed use” means a building and/or site which has a combination of uses but which typically entails “retail” or “office” uses on the ground floor and residential uses on the upper floors;
- (89) “housing, mobile” means a factory constructed detached dwelling unit, with an integral frame, readily relocatable singly or in double modules. Due to the age of the home they may not meet the Canadian Standards Association (CSA) A277 Standard or building code standards;
- (90) “housing, row house” means a building with one of three or more dwellings joined side by side or side to back. Can also include townhouse, garden homes and townhouses attached to high-rise buildings. Have no dwellings above or below them;
- (91) “housing, secondary suite” means a self-contained living space either located in the principle building or on the same site as the principle building. Secondary suites have a separate entrance, cooking, sleeping and bathing facilities and are no larger than 70 m². Secondary suites shall include basement suites and garage suites;
- (92) “housing, single detached” means a residential building containing one dwelling unit which is intended as a permanent residence. Single detached dwellings must be of new construction and be physically separate from any other residential building. Single detached dwellings do not include a manufactured home;
- (93) “housing, triplex” means a building that contains three dwelling units;
- (94) “internal local roads” includes all roads within subdivisions, and all service roads adjacent to major two-lane highways, minor two-lane highways, and multi-lane highways;
- (95) “landfill” means a site operated by the Town for controlled waste management where waste collected within the municipality is recycled or permanently disposed of;
- (96) “lane” means a right-of-way on which motorized vehicles are normally allowed to operate which is 10 m or less in width;
- (97) “lake” means a body of water, free from large quantities of aquatic vegetation, and characterized by relatively large open water and deep water zones compared with the shore zone; and, as defined by the Council of the Town of Rimbey;

- (98) “library” means a building which primarily loans reading and/or visual material to the general public;
- (99) “livestock” means livestock as defined in the Agricultural Operation Practices Act;
- (100) “liquor store” means a building and/or site used for “retail” but in which the goods sold are liquor/alcohol for human consumption;
- (101) “lot” means:
- (a) a quarter section,
 - (b) a river lot or a lake lot shown on an official plan referred to in the Surveys Act that is filed or lodged in a Land Titles Office,
 - (c) a part of a parcel of land described in a certificate of title if the boundaries of the part are described in the certificate of title other than by reference to a legal subdivision, or
 - (d) a part of a parcel of land described in a certificate of title if the boundaries of the part are described in the certificate of title by reference to a plan of subdivision;
- (102) “maintenance” means the upkeep of the physical form of any building which does not require a permit pursuant to the Safety Codes Act. Maintenance will include painting, replacing flooring, replacing roofing materials, but will not include any activity that will increase the habitable floor area of any dwelling unit or the internal volume of any building;
- (103) “major” means, when added as a prefix or suffix to a use, a use which, due to its nature or relatively larger scale, will or could have, in the sole opinion of the Development Authority, an impact on surrounding uses, or which may be intended to serve an area larger than the immediate or local area;
- (104) “Manufacturing, processing, packaging or assembly of goods or materials” means a building and/or site where materials are merged to assemble a product and where the product is then packaged for distribution;
- (105) “may” is an operative word meaning a choice is available , with no particular direction or guidance intended;
- (106) “meat processing plant” means the processing and distributing of animal carcasses to retailers, but does not include a kill floor;
- (107) “medical clinic” means a building used for the provision of physical and mental health services on an outpatient basis. Such services may be of a preventative, diagnostic, treatment, therapeutic, rehabilitative or counselling nature. Health services may include dental offices, physical therapy, pharmacy, counselling, doctor’s offices, chiropractic offices and medical cannabis clinics;
- (108) “medical cannabis clinic” means any business or enterprise whether or not operated for profit intended to serve as a means of distributing or providing cannabis for medical purposes as defined by provincial or federal legislation;
- (109) “MGA” means the Municipal Government Act (Chapter M-26, R.S.A. 2000) and all regulations and amendments passed pursuant thereto;

- (110) “mini storage” means a building and/or site used for containing separate secured indoor storage units, designed to be rented or leased for private storage of personal goods;
- (111) “minor” means, when added as a prefix or suffix to a use, a use which, due to its nature or relatively smaller scale, will or could have, in the sole opinion of the Development Authority, a limited impact on surrounding uses, or which may be intended to serve a small or local area;
- (112) “motel” means a building or group of buildings on a parcel of land designed and operated for the provision of rooms or suites for temporary sleeping accommodation where each room has its own exterior access, and may include a restaurant and/or convention services;
- (113) “municipality” means the Town of Rimbey;
- (114) “museum” means a building and/or site used for the display of artefacts for cultural and educational purposes;
- (115) “nightclub” means a building and/or site featuring live entertainment such as music and dancing, and in which alcohol and food may also be served to patrons;
- (116) “non-conforming building” means a building:
- (a) that is lawfully constructed or lawfully under construction at the date a land use bylaw affecting the building or the land on which the building is situated becomes effective, and
 - (b) that on the date this land use bylaw becomes effective does not, or when constructed will not, comply with this land use bylaw;
- (117) “non-conforming use” means a lawful specific use:
- (a) being made of land or a building or intended to be made of a building lawfully under construction, at the date a land use bylaw affecting the land or building becomes effective, and
 - (b) that on the date this land use bylaw becomes effective does not, or in the case of a building under construction will not, comply with this land use Bylaw;
- (118) “office” means a building primarily used for the provision of professional, management, administrative and consulting services but does not include the use as “retail”;
- (119) “open space” means land and water areas which are retained in an essentially undeveloped state and often serve one or more of the following uses: conservation of resources; ecological protection; recreation purposes; historic or scenic purposes; enhancement of community values and safety; maintenance of future land use options;
- (120) “owner” means:
- (a) in the case of land owned by the Crown in right of Alberta or the Crown in right of Canada, the Minister of the Crown having the administration of the land, or
 - (b) in the case of any other land, the person shown as the owner on the Land Title.
- (121) “parcel of land” means the aggregate of one or more areas of land described in a certificate of title or described in a certificate of title by reference to a plan filed or registered in a land titles office;

- (122) “park” means any parcel of land which is for use by the general public for recreational activities, sporting, or gathering, and which may be left in a natural state or may include man-made features including area for sporting activities, playgrounds, picnic areas, and/or walking trails;
- (123) “parking facility” means a building and/or site used for vehicular parking as a principal use;
- (124) “pawn shop” means a building and/or site used for “retail” but in which the goods for sale are second hand personal items;
- (125) “permitted use” means the use of land or a building provided for in a land use Bylaw for which a development permit shall be issued upon application having been made, provided that all of the regulations of this Bylaw, and all of the matters left to the discretion or the satisfaction of the Development Authority, have been satisfied to the satisfaction of the Development Authority;
- (126) “personal service establishment” means a use relating to the care and appearance of the body or the cleaning and repair of personal effects. Typical uses include barber shops, beauty parlours, nail salons, tailors, dressmakers, shoe repair shops, dry cleaning establishments (pick-up and drop-off only), laundromats, photographic studios, personal fitness activity, and may include accessory retail sales. This use class does not include escort services, even as an accessory use;
- (127) “portable storage container” means a secure, steel/wood structure that is portable in nature (e.g. Sea Can, cargo container, shipping container, c-can etc.). See also “c-can” definition;
- (128) “porch” means a structure abutting a dwelling having a roof but with walls that are open and unenclosed to the extent of at least 50% thereof except for removable screens and storm sashes or awnings, used as a private outdoor amenity space;
- (129) “principle building” means a building where the principle use of the site operates from;
- (130) “principle use” means the primary purpose or purposes for which a building or lot is used;
- (131) “public administration” means the use of a building and/or site for the operation and/or provision of services by the Municipal, Provincial, and/or Federal governments;
- (132) “Real Property Report” means a codified standard adopted by the Alberta Land surveyor’s Association which contains: (a) the legal description of the property and the municipal address; (b) the dimensions and bearings of all property boundaries as determined by an actual field survey in accordance with the Surveys Act; (c) the designation of adjacent properties, roads, lanes, etc.; (d) the location and description of all pertinent improvements located on the property along with their dimensions and clearances to the property boundaries; (e) the projections of overhangs or eaves are also shown; (f) the location of any easements which may affect the property; (g) the location and dimensions of any visible encroachments onto or off of the property; (h) a list of the registered encumbrances as noted on the title to the property at the date of the survey; (i) a certification by an Alberta Land Surveyor duly signed.
- (133) “rear line” means the boundary line of a lot lying opposite to the front line of the lot and/or farthest from a highway or road;

- (134) “rear yard” means a yard extending across the full width of a lot from the nearest wall of the main building situated on the lot, to the rear line of the lot;
- (135) “recreational facility” means a building and/or site used for sports or other active recreational activities and may include health and fitness clubs, racquet courts, dance studios, martial arts schools, basketball and volleyball courts, hockey arenas, football and soccer field, and or other similar sporting fields but not including an outdoor golf course;
- (136) “recreational vehicle” means any vehicle, trailer or anything designed to be carried on a vehicle or trailer that is designed for temporary habitation of people commonly referred to as a holiday trailer, motor home, camper or tent trailer.
- (137) “recycling depot” means a facility used for the purchasing, collection, sorting, packaging, and temporary storage of empty bottles, cans, and containers or other recyclable and reusable materials and where storage is contained within an enclosed building;
- (138) “religious institution” means a building used for the congregation, meeting, study, and prayer related to any religious faith;
- (139) “repair shop” – means a building and/or site used for the maintenance, and repair of any goods and/or equipment excluding motor and/or recreational vehicles;
- (140) “reserve land” means environmental reserve, conservation reserve, municipal reserve, community services reserve, school reserve or municipal and school reserve;
- (141) “Residential Care Facility” means a private or publicly funded seniors lodge, nursing home, extended or congregate care facility.
- (142) “restaurant” means a use where food is prepared and served on the premises for sale to patrons, and which may or may not be licensed to serve alcohol, and may include entertainment which is accessory to the preparation and service of food;
- (143) “restaurant, drive-thru” means a building where food is prepared and sold for consumption to patrons and which offers service through a drive up window;
- (144) “retail” means a use that focuses on the display and sale of goods, wares, or merchandise. This use includes, but is not limited to drug stores, clothing stores, sporting goods stores and other similar uses, but does not includes retail stores where the majority of total sales are generated through the sale of adult-oriented materials (clothing, videos, magazines, etc.);
- (145) “retaining wall” means a structure constructed to withstand lateral pressure in order to hold back earth, loose rock, or similar materials;
- (146) “riding arena, private” means a building or structure in which equestrian, athletic or recreational activities are carried out on the lot upon which the arena is located;
- (147) “road” means a right-of-way on which motorized vehicles are normally allowed to operate, or a road as defined in the Act, but does not include either a highway or a lane;
- (148) “salvage yard” means a building and/or site used for the storage and deconstruction of scrap materials;

- (149) “school” means a use operated by a School Board that provides grade and secondary school instruction to pupils through courses prescribed or approved by the Provincial Government;
- (150) “screening” means a fence, wall, berm, hedge or other barrier providing visual and/or acoustic separation of sites;
- (151) “sea can” See c-can and portable storage container definitions;
- (152) “setback” means the perpendicular distance that a development must be set back from the front, side or rear property boundaries of the parcel as specified in the particular District in which the development is located;
- (153) “shall” is an operative word which means the action is obligatory;
- (154) “shoreline” means the bank of the body of water as determined pursuant to the Surveys Act;
- (155) “should” is an operative word which means that, in order to achieve local goals and objectives it is strongly advised that the action be taken. Exceptions shall be made only under extenuating circumstances;
- (156) “side line” means the boundary line of a lot lying between a front line and a rear line of a lot. In the case of a corner lot, the longer of the two boundary lines adjacent to the highway or road shall be considered a side line;
- (157) “side yard” means a yard extending from the front yard of a lot to the rear yard of the lot and lying between the side line of the lot and the nearest wall of the main building;
- (158) “sign” means any word, letter, model, picture, symbol, device or representation used as, or which is in the nature of, wholly or in part, an advertisement, announcement or direction. Any structure, or portion thereof, which is used primarily to carry, hold, maintain, support or sustain a sign is construed as being part of the sign, and except as provided for in this Bylaw, is subject to all regulations governing signs;
- (159) “site” means an area of land designed to accommodate, and intended to be rented for, a tent or recreational vehicle or cabin;
- (160) “solar collector” means any device used to collect sunlight that is part of a system used to convert radiant energy from the sun into thermal or electrical energy. May also be known as solar panels.
- (161) “subdivision and development appeal board” means a subdivision and development appeal board appointed pursuant to Town Bylaw and the Act;
- (162) “subdivision authority” means the Subdivision Authority established pursuant to the Act through the Town’s Subdivision Authority Bylaw;
- (163) “substandard lot” means any lot which is smaller, in area or in any dimension, than the minimum area or dimension stipulated in the regulations of the District in which the lot is located;
- (164) “temporary development” means a development for which a development permit has been issued and which exists for a limited time only;

- (165) “theatre” means a building and/or site used to show entertainment including films, live theatre, or musical performances;
- (166) “tourist information centre” means the use of a building and/or site to dispense information to the travelling public regarding the Town and may also include washrooms, picnic facilities, or other similar amenities;
- (167) “trucking establishment” means any building and/or site where commercial vehicles may park for a short or long term stay and which may include a “convenience store,” “restaurant,” and/or “gas bar”;
- (168) “undeveloped lot” means a lot which does not contain a dwelling or any other building, but which may contain utility services;
- (169) “unique site requirements” are a set of site locational requirements which have been demonstrated to the Town’s satisfaction to be necessary in order for the development of a commercial or industrial use to be carried out;
- (170) “use” means the utilization of a building or parcel of land for a particular type of operation;
- (171) “utility” means a utility as defined in the Act, as amended;
- (172) “utility installations” means a building and/or site for use by a utility company maintains to maintain or shelter any equipment used in connection with the utility;
- (173) “Variance” means an alteration or change to a standard prescribed by this Bylaw that is authorized by the Development Authority or the Board.
- (174) “veterinary clinic” means a building and/or site used for the medical care and treatment of animals on either a short term or long term basis;
- (175) “warehouse” means a building and/or site used for the storage of materials, goods, and products which will ultimately be distributed and for sale at “retail” stores;
- (176) “wrecking yard” means land and buildings that are used for the storage and dismantling of old or wrecked vehicles and / or machinery for the purpose of recycling their components;
- (177) “yard” means a part of a parcel of land upon or over which no building is to be erected unless otherwise provided for in this Bylaw.

PART 3 – GENERAL ADMINISTRATIVE PROCEDURES

3.1 CONTROL OF DEVELOPMENT

- (1) No development shall be undertaken within the Town unless an application for it has been approved and a development permit has been issued.
- (2) In the event of a state of emergency (local or provincial) declared pursuant to the Emergency Management Act, RSA 2000, c.E-6.8. as amended, or as a result of such an emergency, such other temporary development or class of temporary development as Council may declare may be approved in any land use district without compliance with the land use bylaw regulations.

3.2 DEVELOPMENT NOT REQUIRING A DEVELOPMENT PERMIT

- (1) The following development shall not require a development permit:
 - (a) The carrying out of works of maintenance or repair to any building or internal alteration, provided that such works do not include:
 - (i) structural alterations; or,
 - (ii) major works of renovation that would require a building permit under the Safety Codes Act.
 - (b) Activities as exempted by Section 618 of the Act;
 - (c) The use of any such buildings referred to in Section 3.1(2)(b) above, for the purpose which construction was commenced.
 - (d) The use of land for a farm operation on land situated in the Urban Holdings district, provided that the use or building conforms to the minimum setback requirements specified in the Land Use Bylaw. Notwithstanding this section, all dwellings are subject to obtaining a development permit.
 - (e) The erection, construction, or maintenance, improvement or alteration of gates or fences or other means of enclosure less than 1.0 m in height in front yards or in side yards abutting a road, and less than 2.0 m in rear yards or in other side yards, and the maintenance, improvement and other alterations of any gates, fences or walls or other means of enclosure. Notwithstanding, barbs and page wire fences are only permitted in the Urban Holding and Industrial Land Use Districts.
 - (f) All types of fences and windbreaks in the Urban Holding district.
 - (g) A temporary building, the sole purpose of which is incidental to the erection or alteration of a building, for which a permit has been issued under this Bylaw;
 - (h) The maintenance and repair of public works, services and utilities carried out by or on behalf of federal, provincial and municipal public authorities on land which is publicly owned or controlled;

- (i) The development of Town owned structures or public works, services and utilities.
- (j) Development within a basement which does not change or add to the uses in a dwelling, which do not require a building permit under the Safety Codes Act;
- (k) First accessory building which is less than 13.4 m² in area.
- (l) The demolition or removal of any building or structure for which a development permit would not have been required pursuant to Subsections (d) to (k) when the building or structure was constructed.
- (m) Dugouts in the Urban Holdings district provided that they conform to the regulations specified in this Land Use Bylaw.
- (n) Fire pits provided that they conform to the regulations specified in this Land Use Bylaw;
 - (i) the combustion area is contained and screened,
 - (ii) the outside diameter is no more than 1.0 metres (three feet), and
 - (iii) the pit is set back from buildings and fences in accordance with the Alberta Fire Code.
 - (iv)
- (o) Landscaping provided that the grades and overland water flows are not substantially altered.
- (p) The construction of a deck, provided that the deck is uncovered, and the walking surface is less than 60 cm (2 feet) above grade.
- (q) Solar Collectors located and installed in complete conformity with section 9.10.
- (2) The placement of portable storage containers / c-cans that meet all requirements listed in section 9.13(11) and 9.13(12). All items listed in 3.2(1) require compliance with all applicable provincial, federal and Town of Rimbey bylaws and policies.

3.3 NON-CONFORMING BUILDINGS AND USES

- (1) Non-conforming buildings and non-conforming uses shall be treated in accordance with the Act, and any amendments thereto.

3.4 DEVELOPMENT APPROVAL AUTHORITIES

- (1) The Development Authority is hereby established by Bylaw pursuant to the Act.
- (2) The Development Authority shall exercise development powers and duties on behalf of the Town.
- (3) The Development Authority shall be the Development Officer, or where the context of this Bylaw permits, the Council.

PART 4 – DEVELOPMENT APPLICATION PROCESS

4.1 APPLICATION FOR DEVELOPMENT

- (1) An application for a development permit shall be completed and submitted to the Development Authority in writing, in the form required by the Development Authority, and shall be accompanied by:
 - (a) A site plan showing the legal description; the front, rear, and side yards, if any; any provision for off-street loading and vehicle parking; and access and egress points to the site;
 - (b) The presence of abandoned oil and gas wells in accordance with the Subdivision and Development Regulation;
 - (c) The location and dimensions of all existing and proposed buildings, structures, or uses on the property;
 - (d) Statement of existing and proposed services (i.e. on-site or municipal);
 - (e) Identification of existing and proposed road infrastructure that will provide access to the development;
 - (f) A statement of the current and proposed use on the lands; and
 - (g) The authorization of the registered landowner.
- (2) The Development Authority may also require additional information in order to assess the conformity of a proposed development with this Bylaw before consideration of the development permit application shall commence. Such information may include floor plans, elevations and sections of any proposed buildings; drainage, grading and landscaping plans; and, in the case of the placement of an already constructed or partially constructed building on a parcel of land, information relating to the age and condition of the building and its compatibility with the District in which it is to be located. In addition, such additional information may include assessment by a registered professional engineer of any potential flooding or subsidence hazard that may, in the sole opinion of the Development Authority, affect the subject site.
- (3) Each application for a development permit shall be accompanied by a fee as established by Council.
- (4) All applications for development permits on sites within an area covered by an inter-municipal development plan shall be referred to the other municipality for comments and recommendation.
- (5) The Development Authority may make a decision on an application for a development permit notwithstanding that any information required or requested has not been submitted.

- (6) In the case where an application for a development permit has been refused pursuant to this Bylaw or ultimately after appeal to the Appeal Body, the submission of another application for a permit on the same property and for the same or similar use of the land by the same or any other applicant need not be accepted by the Development Authority for at least six (6) months after the date of the previous refusal.

4.2 REFERRAL OF APPLICATIONS

- (1) The Development Authority may refer for comment any matter or any application for a Development Permit to any authority he deems necessary.
- (2) Notwithstanding 4.2(1), the Development Authority may refer to any adjacent municipality for consideration and recommendation, any matter or any application for a Development Permit that relates to lands that abut the municipal boundary.
- (3) Notwithstanding 4.2(1), the Development Authority may refer development in proximity to a Highway:
 - (a) Applications for development located within 0.8 km of the right of way of a multi-lane highway or a major two-lane highway where the proposed development would have direct access from the highway shall be referred to Alberta Transportation for comment prior to any decision by the Development Authority;
 - (b) All applications for development located, within 150 m of the right of way of a minor two-lane highway where the proposed development would have direct access from the highway may be referred to Alberta Transportation for comment prior to any decision by the Development Authority.
- (4) Having received a reply on a matter referred to any authority, the Development Authority shall make a decision giving due consideration to the recommendations and comments received.
- (5) After thirty (30) days from the date of referral, the application may be dealt with by the Development Authority whether or not comments have been received.

4.3 DECISION PROCESS – DEVELOPMENT AUTHORITY

- (1) In making a decision, the Development Authority may approve the application unconditionally, approve the application subject to conditions, approve the application for a limited period of time as specified in the approval, or refuse the application.
- (2) The Development Authority may require that as a condition of issuing a development permit, the applicant enter into an agreement in accordance with Section 650 of the Municipal Government Act to construct or pay for the construction of roads, pedestrian walkways or parking areas which serve the development or which connect the walkway with another walkway system that serves or is proposed to serve an adjacent development, to install or pay for the installation of public utilities other than telecommunications systems or works, to pay an off-site levy, and/or to give security to ensure that the terms of the agreement are carried out.
- (3) In the case where a proposed specific use of land or a building is not provided for in any District in the Bylaw, the Development Authority may determine that such use is similar in character and purpose to the definition of a permitted or discretionary use prescribed for a particular District.
- (4) The Development Authority may approve an application for a development permit for new development or an application for a development permit that authorizes a non-conforming building to be enlarged, added to, structurally altered even though the proposed development does not comply with the regulations of this Bylaw, if, in the opinion of the Development Authority:
 - (a) the proposed development would not: (i) unduly interfere with the amenities of the neighbourhood, or (ii) materially interfere with or affect the use, enjoyment or value of neighbouring parcels of land, and
 - (b) the proposed development conforms to the use prescribed for that land or building in this Bylaw.
- (5) Upon receipt of an application, the Development Authority must review the application for completeness within 20 days of the application being received. The Development Authority shall provide the applicant either:
 - (a) A complete letter, if in the opinion of the Development Authority, the application contains the information necessary to review the application;
 - (b) An incomplete letter if in the opinion of the Development Authority, the application is incomplete. An incomplete letter shall specify:
 - (i) the additional information that the Development Authority will require in order for the application to be considered complete;

- (ii) the deadline for submission of the additional information or at such other later date as agreed between the applicant and the Development Authority; and
 - (iii) any other information identified as being necessary by the Development Authority
 - (c) Applications that have been issue an incomplete letter, will be
 - (i) Issued a complete letter shall be issued once the Development Authority receives the necessary information.
 - (ii) deemed refused if an applicant fails to submit all the outstanding items indicated as being outstanding in the incomplete letter by the deadline set in the incomplete letter, If an application is deemed refused the Development Authority shall issue a Development Permit refusal. The refusal must give reasons for the refusal.
 - (d) Despite the issuance of a complete letter or incomplete letter, the Development Authority may request additional information from the applicant if, in the course of reviewing the application, the Development Authority determines that additional information is necessary to review the application.
- (6) An application for a development permit shall, at the option of the applicant, be deemed to be refused if a decision on the application is not made by the Development Authority within forty (40) days after receipt of the complete application by the Development Authority. The person claiming to be affected by the deemed refusal may appeal in writing as provided for in Part 4 of this Bylaw as though he has received a refusal at the end of the forty (40) day period. The Development Authority and the applicant, may in a written agreement extend the 40 day period in which the Development Authority is to make a decision on the application.
- (7) A Development Authority may suspend or revoke a development permit in writing to the applicant at any time:
 - (a) Where the permit was issued on the basis of incorrect information, fraud, non-disclosure, or misrepresentation on the part of the applicant; or
 - (b) Where the permit was issued in error.
- (8) If an application is made for a development that is identified as a temporary development in a land use bylaw, the Development Authority:
 - (a) May consider and approve a development for a specific period of time, not exceeding one year;
 - (b) Shall impose a condition on such a permit that the Town is not liable for any costs involved in the cessation or removal of the development at the expiration of the time period stated in the permit; and
 - (c) May require the applicant to post acceptable security guaranteeing the cessation or removal of the development. The amount of the security shall the greater of 25% of the value of the structure or \$1,000.

4.4 DECISION PROCESS – SUBDIVISION AUTHORITY

- (1) Upon receipt of an application for subdivision, the Subdivision Authority must review the application for completeness twenty (20) days of the application being received. The Subdivision Authority shall provide the applicant either:
 - (a) A complete letter, if in the opinion of the Subdivision Authority, the application contains the information necessary to review the application;
 - (b) An incomplete letter if in the opinion of the Subdivision Authority, the application is incomplete. An incomplete letter shall specify:
 - (i) the additional information that the Subdivision Authority will require in order for the application to be considered complete;
 - (ii) the deadline for submission of the additional information or such other later date as agreed between the applicant and the Subdivision Authority; and
 - (iii) any other information identified as being necessary by the Subdivision Authority
 - (c) Applications that have been issued an incomplete letter, will be
 - (i) Issued a complete letter once the Subdivision Authority receives the necessary information.
 - (ii) deemed refused if an applicant fails to submit all the outstanding items indicated as being outstanding in the incomplete letter by the deadline set in the incomplete letter. If an application is deemed refused the Subdivision Authority shall issue a notice to the applicant that the subdivision application has been refused. The refusal must give reasons for the refusal.
 - (d) Despite the issuance of a complete letter or incomplete letter, the Subdivision Authority may request additional information from the applicant if, in the course of reviewing the application, the Subdivision Authority determines that additional information is necessary to review the application.
- (2) An application for a subdivision shall, at the option of the applicant, be deemed to be refused if a decision on the application is not made by the Development Authority within forty (40) days after receipt of the complete application by the Development Authority. The person claiming to be affected by the deemed refusal may appeal in writing as provided for in Part 4 of this Bylaw as though he has received a refusal at the end of the forty (40) day period. The Development Authority and the applicant, may in a written agreement extend the 40 day period in which the Development Authority is to make a decision on the application.

4.5 VARIANCE AUTHORITY

- (1) Notwithstanding 4.3(3) the Development Authority may approve an application for a development permit for a development that is a Permitted or Discretionary Use, but that does not otherwise comply with the provisions of this Bylaw, if in the opinion of the Development Authority:
 - (a) The proposed development would not unduly interfere with the amenities of the neighbourhood.
 - (b) The proposed development conforms with the use prescribed for that land or building in this Bylaw;
- (2) Notwithstanding 4.4(1) the Development Authority shall not grant a variance from the regulations prescribing height, if the height variance results in an increase in floor area, lot coverage, floor area ratio (FAR), or density.
- (3) In addition to the considerations provided under 4.4(1), a variance may only be granted if, in the opinion of the Development Authority:
 - (a) The variance requested maintains the intent and purpose of the Municipal Development Plan;
 - (b) The variance requested maintains the intent and purpose of this Bylaw;
 - (c) The variance is desirable for the appropriate and orderly development or use of the land; and
 - (d) The variance, in the opinion of the Development Authority, is truly minor in nature.
- (4) All requests for a variance shall be accompanied by a letter from the applicant clearly stating the reasons for the variance, outlining the applicable criteria identified in 4.4(3), and the nature of the hardship incurred if the variance is not granted.
- (5) If a variance is granted pursuant to this Section, the Development Authority shall specify its nature in the Development Permit approval.
- (6) The maximum variance that may be granted by the Development Authority is 20% except for variances in accordance with 4.5(7).
- (7) The maximum variance that may be granted by the Development Authority is 40% for setbacks from the property line.

- (8) An accessory building, over 13.4m², built prior to January 1, 2019, may have the minimum side setback and minimum rear setback requirements varied at the sole discretion of the Development Authority. The Development Authority is not bound by the maximum variance in Section 4.5(6) or 4.5(7). In accordance with Section 4.5, a variance application shall be required and the applicant must demonstrate that the structure was built prior to January 1, 2019 in a manner deemed satisfactory to the Development Authority.

4.6 DEVELOPMENT PERMITS AND NOTICES

- (1) A development permit does not come into effect until twenty-one (21) days after the date a decision or development permit is publicized as described in the appropriate section in 4.6 of this bylaw. Any development proceeded with by the applicant prior to the expiry of this period is done solely at the risk of the applicant.
- (2) Where an appeal is made pursuant to Part 4 of this Bylaw, a development permit which has been granted shall not come into effect until the appeal has been determined and the permit has been confirmed, modified or nullified thereby.
- (3) When a permit has been issued for the development of a permitted use, and no provisions of this Bylaw have been relaxed or varied, or when Council makes a decision on a development permit application within the DC District, no notification shall be given of the decision except to the applicant.
- (4) When a Development Permit has been issued for a Permitted Use, with or without conditions, the Notice of Decision must be delivered to the applicant.
- (5) When a Development Permit for a Permitted Use requiring a variance or a Discretionary Use is approved, with or without conditions or variances, the Notice of Decision must be delivered to the applicant.
- (6) In addition to 4.6(5), the Development Officer shall do the following:
- (a) Immediately mail a notice in writing to all owners of land adjacent to the subject site; and/or
 - (b) Advertise a notice of the decision to be published on the Town of Rimbey's website.
- (9) In addition to 4.6(5), the Development Officer may, at their discretion,
- (a) Immediately post a notice of the decision conspicuously on the property for which the development permit application has been issued.

- (10) The notice indicated in Subsection 4.6(6) shall state:
- (a) the legal description and the street address of the site of the proposed development,
 - (b) the uses proposed for the subject development,
 - (c) any discretion that was granted in the approval of the development, whether by use or by interpretation of this Bylaw, and any variation or relaxation in regulation that was made by the Development Officer when the development permit was approved,
 - (d) the date the development permit was issued, and
 - (e) how an appeal may be made to the Appeal Body and the deadline for such appeal.
- (11) If the development authorized by a permit is not commenced within twelve (12) months from the date of the issue of the development permit, and completed within three (3) years of the date of issue, the permit is deemed to be void, unless an extension to this period is granted by the Development Authority.
- (12) When the Development Authority refuses an application for a development permit, the decision shall contain reasons for the refusal.
- (13) For the purposes of this Bylaw, a Notice of Decision, is deemed to have been served:
- (a) if by courier, on the day following delivery;
 - (b) if by ordinary mail, seven (7) days from the date of mailing;
 - (c) hand delivery, on the day of delivery.
 - (d) if by electronic means, on the day after it was sent; or
 - (e) if a Notice of Decision is published on the Town website, on the date the Notice of Decision appears on the Town website.

4.7 DEVELOPMENT AGREEMENTS AND SECURITIES

- (1) Where a development permit has been granted for the development for any development, as a condition of approval, the applicant shall be required to provide a cash security, in the sum outlined in current Fees and Services Bylaw Schedule A, to ensure the completion of any repairs to Town property. The Town may draw on this security to cover the costs of any repairs to Town property in the event the applicant fails to complete the repairs within thirty (30) days of being notified by the Town of the damages.
- (2) Where a development permit has been granted for the development of a housing unit consisting of two or less units, including housing, duplex;; housing, secondary suite; and, housing, single detached, as a condition of approval, the applicant shall be required to provide an irrevocable Letter of Credit, as a security, in the sum outlined in the current Fees and Services Bylaw, Schedule A, to ensure construction is completed to the satisfaction of the Development Authority.

- (3) Where a development permit has been granted for the development of a multi-family residential building, consisting of three or more units a new principal commercial or new principal industrial building, as a condition of approval, the applicant shall be required to provide an irrevocable Letter of Credit, as a security, in the sum outlined in the current Fees and Services Bylaw, Schedule A, to ensure construction is completed to the satisfaction of the Development Authority. The Town shall register a caveat pursuant to the provisions of the Land Titles Act and the Municipal Government Act in respect of a Development Agreement under this Section against the Certificate of Title for the land that is the subject of the development, which said caveat shall be discharged when the agreement has been complied with.
- (4) Notwithstanding 4.7(3), in all other circumstances the Town may, at its sole discretion require the registration of a caveat pursuant to the provisions of the Land Titles Act and the Municipal Government Act in respect of a Development Agreement under this Section against the Certificate of Title for the land that is the subject of the development, which said caveat shall be discharged when the agreement has been complied with.
- (5) The Town may require, any applicant to enter into an agreement to construct or pay for the construction of public roadways or parking facilities, to install or pay for the installation of utilities and/or to pay an off-site levy imposed by bylaw or any other conditions as deemed appropriate. This may involve the applicant posting security with respect to the development and paying for construction, where the development requires a road or traffic infrastructure improvement specifically to accommodate the development. The applicant for a development permit may be required to provide dust control adjacent to existing residences located on roads impacted by the development. The Development Authority may require that commercial vehicular traffic be limited to certain roads when gaining access to and from a site.

PART 5 – DEVELOPMENT APPEAL PROCESS**5.1 APPEAL PROCEDURE**

- (1) An appeal with respect to a decision on a development permit application is governed by the Municipal Government Act.
- (2) An appeal may be made to the appropriate Appeal Body in accordance with the Municipal Government Act.
- (3) The Subdivision and Development Appeal Board, as established by Town Bylaw, shall hear and make a decision on an appeal where a Development Authority:
 - (a) Refuses or fails to issue a development permit to a person within forty (40) days of receipt of the application, or
 - (b) Issues a development permit subject to conditions, or
 - (c) Issues an order under Part 6 of this Bylaw; and
 - (i) The person applying for the permit or affected by the order, or any other person affected by an order, decision or development permit of a Development Authority appeals to the Subdivision and Development Appeal Board.
- (4) In addition to the Applicant, any person affected by a Development Permit or the decision on it, may appeal to the Appeal Body.
- (5) Notwithstanding 5.1 and 5.2, no appeal lies in respect of the issuance of a development permit for a Permitted Use unless the application was the subject of a variance.
- (6) An appeal shall be commenced by filing a Notice of Appeal, setting out all of the reasons that the person intends to rely on for the appeal, to the Secretary of the Board within twenty-one (21) days after the Notice of Decision has been given under Section 4.6.
- (7) A decision on a Development Application within a Direct Control District cannot be appealed unless the appeal is limited to whether or not the Development Authority followed the directions of Council. If the Board finds that the Development Authority did not follow Council's directions, it may, in accordance with Council's directions, substitute its decision for that of the Development Authority.

5.2 APPEAL HEARING

- (1) Within thirty (30) days of receipt of a notice of appeal, the Appeal Body shall hold an appeal hearing respecting the appeal.
- (2) The Appeal Body shall give at least five (5) days' notice in writing of the appeal hearing to:
 - (a) The appellant;
 - (b) The Development Authority from whose order, decision or development permit the appeal is made;
 - (c) Those adjacent land owners who were notified under this Bylaw and any other person who, in the opinion of the Appeal Body, are affected by the order, decision or permit; and
 - (d) Such other persons as the Appeal Body specifies.
- (3) The Appeal Body shall make available for public inspection before the commencement of the appeal hearing all relevant documents and materials respecting the appeal including:
 - (a) The application for the development permit, its refusal and the appeal therefrom; or
 - (b) The order of the Development Authority, as the case may be.
- (4) At the appeal hearing referred to in subsection (1), the Appeal Body shall hear:
 - (a) The appellant or any other person acting on his behalf;
 - (b) The Development Authority from whose order, decision or development permit the appeal is made, or if a person is designated to act on behalf of the Development Authority, that person;
 - (c) Any other person who was served with notice of the hearing and who wishes to be heard or a person acting on his behalf; and
 - (d) Any other person who claims to be affected by the order, decision or permit and that the Appeal Body agrees to hear or a person acting on his behalf.

5.3 APPEAL DECISION

- (1) The Appeal Body shall give its decision in writing together with reasons for the decision within fifteen (15) days of the conclusion of the appeal hearing.
- (2) If the decision of the Development Authority to approve a development permit application is reversed by the Appeal Body, the development permit shall be null and void.
- (3) If the decision of the Development Authority to refuse a development permit application is reversed by the Appeal Body, the Development Authority shall forthwith issue the development permit in accordance with the decision of the Appeal Body.

- (4) If the decision of the Development Authority to approve a development permit is varied by the Development Appeal Board, the Development Authority shall forthwith issue the development permit in accordance with the decision of the Appeal Body.

- (5) A decision made under this part of the Bylaw is final and binding on all parties and all persons subject only to an appeal upon a question of jurisdiction or law pursuant to the Act. An application for leave to the Court of Appeal shall be made:
 - (a) to a judge of the Court of Appeal; and
 - (b) within thirty (30) days after the issuance of the order, decision, permit or approval sought to be appealed.

PART 6 – BYLAW AMENDMENT PROCESS**6.1 APPLICATION FOR AMENDMENT**

- (1) A person may apply to have this Bylaw amended by applying in writing, furnishing reasons in support of the application and paying the fee therefore required.
- (2) Council may at any time initiate an amendment to this Bylaw by directing the Development Authority to initiate an amendment.
- (3) All applications for amendment to the Land Use Bylaw shall be made to the Council and shall be accompanied by the following, namely:
 - (a) An application fee according to the governing fee schedule as amended from time to time by resolution of Council shall be submitted for each application, but if the proposed amendment is adopted by Council, Council may determine that the whole or part of the application fee may be returned to the applicant;
 - (b) A title search for the land affected or other documents satisfactory to the Development Authority indicating the applicant's interest in the said land;
 - (c) Drawings drawn to the satisfaction of the Development Authority, which shall be fully dimensioned, accurately figured, explicit and complete; and
 - (d) Any other information deemed necessary by the Development Authority.
- (4) Notwithstanding Subsection (3)(a) above, Council may waive payment of an application fee or any part thereof.
- (5) During deliberation on the Bylaw amendment application, Council may refer the application to such agencies as it considers necessary for comment.
- (6) Council may request such information as it deems necessary to reach a decision on the proposed amendment.

6.2 PUBLIC HEARING PROCESS

- (1) All amendments to this Bylaw shall be made by Council, by Bylaw, and in conformity with the requirements of the Act with regard to the holding of a Public Hearing.
- (2) Prior to any Public Hearing, the Town shall give notice in accordance with the Act.
- (3) First reading of a proposed amendment is given before the Public Hearing, and Council may require that the applicant pay a fee for advertising according to the governing Land Use Bylaw advertising fee schedule as amended from time to time by resolution of Town.
- (4) Prior to any Public Hearing for a site specific land use bylaw amendment only, the Development Authority shall mail a notice in writing to all owners of land adjacent to the subject site.

PART 7 – ENFORCEMENT

7.1 CONTRAVENTION

(1) Where a Development Authority finds that a development or use of land or buildings is not in accordance with:

- (a) The Act or the regulations made thereunder, or
- (b) A development permit or subdivision approval, or
- (c) This Bylaw;

The Development Authority may, by notice in writing, order the owner, the person in possession of the land or buildings, or the person responsible for the contravention, or all or any of them to:

- (d) Stop the development or use of the land or buildings in whole or in part as directed by the notice, and/or
- (e) Demolish, remove or replace the development, and/or
- (f) Take such other measures as are specified in the notice;
 - (i) So that the development or use of the land or buildings is in accordance with the Act, the regulations made thereunder, a development permit, subdivision approval or this Bylaw, as the case may be.

(2) Where a person fails or refuses to comply with an order directed to him under Subsection (1) above or an order of the Appeal Body within the time specified, the Development Authority may, in accordance with Section 542 of the Act, with the support of a Peace Officer or Enforcement Officer, enter upon the land or building and take such action as is necessary to carry out the order. A person who contravenes or fails to comply with any provision of their development permit is guilty of an offence and is liable upon summary conviction of a fine.

(3) Where the Development Authority carries out an order, the Council shall cause the costs and expenses incurred in carrying out the order to be placed on the tax roll as an additional tax against the property concerned, and that amount shall be collected in the same manner as taxes on land.

(4) A person who contravenes or fails to comply with any provision of this Bylaw is guilty of an offence and is liable upon summary conviction to a fine not exceeding \$10,000.00 or to imprisonment for not more than one year, or to both fine and imprisonment, pursuant to Section 566 of the Act.

(5) A Development Authority may suspend or revoke a development permit which has not been complied with, following notification, stating the reasons for such action.

- (6) In addition to the process and penalties described above, the Development Authority, Peace Officer, Bylaw Officer or any other person identified by the CAO for the purposes of this Section, shall be authorized to inspect any development to confirm compliance, and if not in compliance to issue violation tickets in respect to any contravention of this Bylaw.
- (7) Violation Tickets:
- (a) The Development Authority, Peace Officer, Bylaw Officer or any other person identified by the CAO for the purposes of this section, may issue a violation ticket to any person alleged to have breached any provision of this Bylaw.
 - (b) The violation ticket shall specify the alleged offence committed by the person to whom the violation ticket is issued and require voluntary payment, or the option of a court appearance on a date specified and will be dealt with thereafter at the court's discretion.
 - (c) Persons contravening any provision of this Bylaw to whom violation tickets are issued shall be liable for a penalty of \$500.00 for a first offence and \$1000.00 for a second or subsequent offence within the same calendar year. Each day that a breach of the Bylaw has occurred may be considered to be a separate offence.
 - (d) The violation ticket shall be served upon the alleged offender personally, or if the defendant cannot be conveniently found, by leaving it for the defendant at the defendant's place of residence with a person on the premises who appears to be at least 18 years of age. If payment is made within the time limit, then such payment shall be accepted in lieu of prosecution for the offence.
 - (e) If a person who has been served with a violation ticket fails to pay the fine specified therein, then the right of the alleged offender to settle the alleged offence without a court appearance shall no longer apply and prosecution for the alleged offence shall proceed.

PART 8 – GENERAL REGULATIONS**8.1 ACCESSORY BUILDINGS AND USES**

- (1) No person shall construct or utilize an accessory building except in compliance with this section.
- (2) All accessory buildings shall be located at least 2.0 m from any principal building, unless under 13.4 m² and on a non-permanent foundation.
- (3) An accessory building shall not be used as a dwelling unit.
- (4) An accessory building that contains sanitation facilities shall be designed to the satisfaction of the Development Authority.
- (5) An accessory building shall not be constructed within the required front yard setback area of any district.
- (6) Accessory buildings shall be constructed with exterior finish materials that compliment those of the principal building.
- (7) An accessory building shall not be located on an easement or utility right-of-way, without an encroachment agreement registered on title in accordance with section 8.21.
- (8) An accessory building shall not be developed or approved on a lot prior to the issuance of a development permit for the principal building or use on the lot.
- (9) Decks, balconies, sunrooms and the like shall not be constructed on top of an accessory building unless the setbacks of the accessory building comply with the allowable setbacks for the principal building in that district.
- (10) Accessory buildings under 13.4 m² in size and decks which are uncovered, and the walking surface is less than 60 cm (2 feet) above grade are not required to meet the setback requirements for the District in which is it located.
- (11) An accessory building, over 13.4m², is required to meet the setback requirements for the District in which it is located.

8.2 AIR SUPPORTED AND FABRIC-COVERED STRUCTURES

- (1) All air supported and fabric-covered structures over 13.4 m² and will be erected for more than (3) three days require a development permit.
- (2) Air supported and Fabric-Covered Structures used for recreational purposes will be permitted as a discretionary main building.
- (3) All other Air Supported and Fabric-Covered Structures will be permitted as a discretionary accessory building.
- (4) Air supported and fabric-covered structures cannot be used for human habitation.

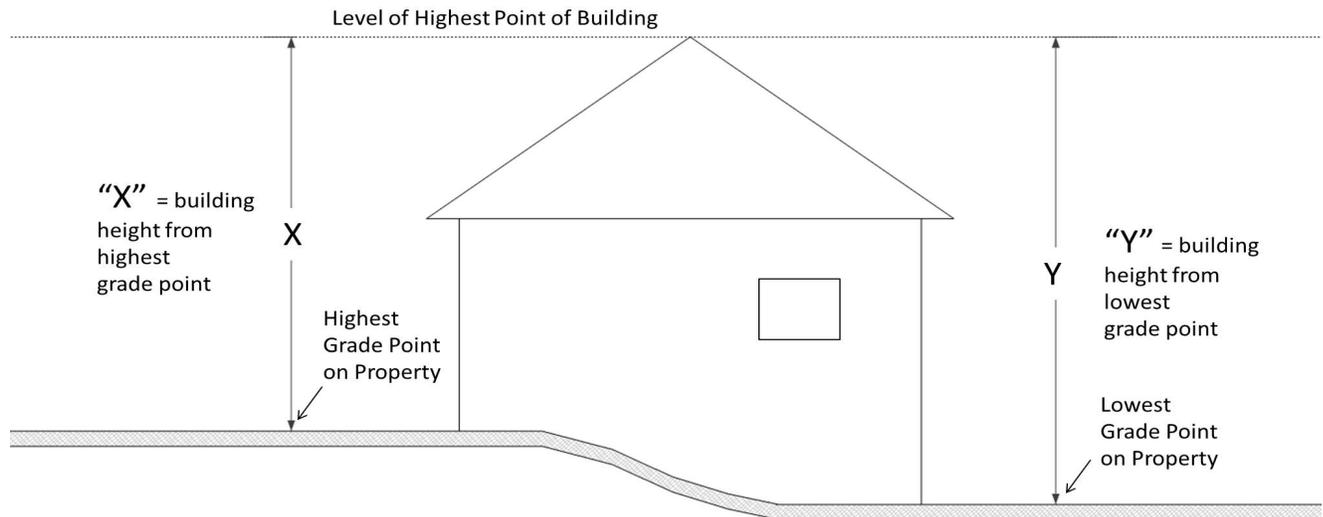
8.3 BARE LAND CONDOMINIUM

- (1) Structures constructed on bare land condominium units shall comply with the general regulations of this bylaw, including the regulations for the land use district in which the unit is located.
- (2) For the purposes of this Bylaw, a bare land condominium plan is a plan of subdivision.

8.4 BUILDING HEIGHT

- (1) If the height of a building is required to be measured or determined, it shall be measured by calculating the average vertical distance between the natural grade, or the average natural grade in the case of a sloping grade, and the highest point of the building as determined under Subsection (2).
- (2) In determining the highest points of a building, the following structures shall not be considered to be part of the building: an elevator housing; mechanical housing; roof stairway entrance; ventilations; a skylight; a steeple; a smokestack; a parapet wall, or a flagpole or similar device not structurally essential to the building.

FIGURE 8.4.1 – BUILDING HEIGHT CALCULATIONS



$$\text{Height Average} = (X+Y)/2$$

8.5 CORNER AND DOUBLE FRONTING PARCELS

- (1) In all districts, a site abutting onto two streets or more shall have a front yard setback on each street in accordance with the front yard regulations of this Bylaw.
- (2) In all cases, the location of building on corner sites shall be subject to approval of the Development Authority who may, at their discretion, relax the front yard setback requirements taking into account the location of existing adjacent buildings or the permitted setback on adjacent sites where a building does not exist.
- (3) On corner parcels contiguous to a highway the Alberta Infrastructure Highway "Minimum Site Triangle" Design Guidelines shall apply.

8.6 CURB CUTS

- (1) The nearest edge of a proposed curb cut to the nearest curb line of the street intersection shall not be less than 12.0 m.
- (2) The maximum width of the curb cut shall not exceed 9.1 m in industrial districts and 6.0 m in all other districts, unless otherwise specified by the Development Authority for reasons of public safety or convenience.

8.7 DESIGN, CHARACTER AND APPEARANCE OF BUILDINGS AND STRUCTURES

- (1) The purpose of this Section is to provide the Town with controls and guidance in order to ensure that aesthetically attractive and compatible development is provided throughout the Town.
- (2) The quality of exterior treatment and design of all buildings shall be to the satisfaction of the Development Authority for permitted uses and discretionary uses.
- (3) Pursuant to Subsection (2), the Development Authority shall consider, but not be limited to the following criteria when evaluating the design, character and appearance of development proposals in all Districts.
 - (a) General Guidelines:
 - (i) The design, character and appearance of all buildings must be compatible with any other buildings existing in the vicinity unless the building is setting a new standard of design and character for the land use district or a particular location of it;
 - (ii) The design of the building or development must be consistent with the purpose and intent of the land use district in which it is located;
 - (iii) The building shall comply with any provisions of a statutory plan or architectural control guidelines adopted by Council.
 - (b) Guidelines for Commercial and Industrial Development:
 - (i) The harsh contrasts of very large or massive buildings mixed with small buildings can be softened by using similar sizes and shapes of massing elements, like roof lines, exterior design and treatment;
 - (ii) Blank, unfinished walls give a very bland appearance to the streetscape. Particular attention should be given to reduce large vacant spaces between buildings which are left open to public view;
 - (iii) Rooftop mechanical equipment should be hidden from view from public streets and from adjacent buildings;
 - (iv) Utility installations and buildings should be located in such a manner so as to be compatible with adjacent buildings and development. This may be achieved by placing utility installations within buildings wherever possible, or development utility buildings which blend into the surrounding area;
 - (v) Natural features are an important part of the urban environment and should be given a high priority in developing a site. This may be achieved by preserving existing trees wherever possible;
 - (vi) Corner sites at the intersection of major streets should be given special consideration. Sight lines for drivers and more pedestrian space are features which should be incorporated into the design of buildings on corner lots;

- (vii) Buildings should provide weather protective overhangs at outdoor pedestrian areas and at building entrances. The overhangs can be achieved through the use of cantilevers, awnings and canopies;
 - (viii) Long buildings along the street front should include a public route through the building which can be accessed by pedestrians to parking areas or simply to reduce having to walk around the building;
 - (ix) Large pedestrian areas or parcels should be designed for safety and at a pedestrian scale. The combination of landscaping and pedestrian walkway connections from the parking area to the shopping areas can act as a windbreak, slow the traffic in the parking area, and soften the harsh visual impact of large asphalt areas;
 - (x) The site illumination of commercial and industrial sites should not shine into residential windows;
 - (xi) On-site parking, loading and shipping areas are less attractive elements of a streetscape and should be hidden from public roadways by buildings, screening and landscaping;
 - (xii) Outdoor storage and garbage collection areas are generally unsightly and undesirable elements from public roadways and should be screened or hidden behind buildings. Existing storage and garbage collection areas should be screened from roadways by using berms, walls and landscaping.
- (c) Guidelines for Residential Development:
- (i) Visual privacy of internal living space and areas should be maintained in new and existing developments. The use of berms, landscaping and the orientation of the dwellings and the living space windows can improve the visual privacy between developments;
 - (ii) Identical or similar housing styles, models, designs and colors should be discouraged. The same housing color, design or treatment should not be used for any more than three adjacent dwellings;
 - (iii) Corner lot houses should be generally lower lying houses as height and mass is emphasized beside a void such as a road.
 - (iv) Any accessory building built on a lot, such as a detached garage or garden shed should be of proportional mass, roof line and treatment as the principal building.
 - (v) Developments should be encouraged to possess good proportion in the front elevations through the use of such elements as dormers, bay windows, shutters, brickwork, roof lines and variations of window sizes.

8.8 DEVELOPMENTS ON OR NEAR SLOPES

- (1) Notwithstanding the yard requirements prescribed in the land use districts, no permanent buildings shall be permitted within 20.0 m of the top of the bank of any waterbody and no development shall be permitted within 20.0 m of the top or bottom of an escarpment bank or slope where the grade exceeds 15% (fifteen percent).
- (2) The Development Authority may require greater setback than is prescribed in Section 8.8(1).
- (3) Notwithstanding that a proposed development conforms in all respects with this Bylaw, including Sections 8.8(1) and 8.8(2), where the application is for development on lands that are or may be subject to subsidence, the Development Authority shall not issue a development permit unless the applicant can demonstrate that preventative engineering and construction measures can be instituted to make the parcel suitable for the proposed development.
- (4) Subject to Section 8.8(3), the Development Authority may, at their discretion, reduce the setback requirements established pursuant to 8.8(1) and 8.8(2) if the applicant provides satisfactory proof of bank stability.

8.9 DEVELOPMENTS NEAR WATER

- (1) Notwithstanding 8.8, the Development Authority may require reports to be submitted by qualified professionals to help determine the setback distance from water bodies. The setback may be reduced if supported by a report submitted by a qualified engineer.

8.10 DWELLING UNITS ON A PARCEL

- (1) The number of dwelling units allowed on any single parcel shall be one, except where additional dwellings are:
 - (a) Contained in a building designed for, or divided into, two or more dwelling units and is located in a land use district which permits multiple units; and
 - (b) A building defined in the Condominium Property Act (Chapter C-22, R.S.A. 2000) and all regulations and amendments thereto and is the subject of an approved condominium plan registered under that Act.

8.11 EMERGENCY ACCESS TO BUILDINGS

- (1) Sites shall be so designed that, in the opinion of the Development Authority, appropriate access for firefighting equipment is afforded to all buildings, moreover,
 - (a) In the case of industrial, commercial, multiple family, or public or quasi-public sites, the distance between the fire hydrant and any driveway or access point shall be a minimum of 3.0 m. In the case of single family sites, the distance between the fire hydrant and any driveway or access point shall be a minimum of 1.85m; and
 - (b) No person shall in any manner obstruct the fire access to any hydrant, valve or curb stop. No vehicle, building, structure, or vegetation higher than 0.5 m, shall be placed within 1.5 m from a hydrant.
- (2) On at least two sides, one of which shall be the longest side, of any building used as an apartment building and which exceeds two storeys in height, there shall be firm level areas accessible for firefighting equipment for at least 75% (seventy five percent) of the length of each of the two sides of the building. Such areas shall not be less than 4.25 m in width and not more than 3.0 m from the building, and no permanent structure or vehicular parking shall be permitted thereon.
- (3) A lane or lanes for the purpose of permitting the access of firefighting equipment to all major access points of shopping centre buildings shall be provided, and no permanent structures or vehicular parking may be permitted thereon.

8.12 EXCAVATION, STRIPPING AND GRADING

- (1) For the purpose of this Section, excavation shall mean excavation other than for construction or building purposed, including, but not limited to, sand and gravel mining, topsoil stripping, and construction of artificial bodies of water.
- (2) An applicant for a development permit for the excavation, stripping or grading of land, which is proposed without any other development on the same land, shall include with his or her application the following information:
 - (a) Location of the lot, including the municipal address if any, and legal description;
 - (b) The area of the lot on which the development is proposed;
 - (c) The type of excavation, stripping or grading proposed, showing the dimensions of the operation or the area of the land and depth to which the topsoil is to be removed;
 - (d) Location on the lot where the excavation, stripping or grading is to be made on the lot; and
 - (e) The condition in which the excavation, stripping or grading is to be left when the operation is complete or the use of the area from which the topsoil is removed.

- (3) Where, in the process of development, areas require levelling, filling, or grading, the topsoil shall be removed before work commences, stockpiled, coverage of 0.15 m shall be provided upon occupancy of the development, and the affected area shall be graded and landscaped to the satisfaction of the Development Authority.

8.13 EXISTING SUBSTANDARD LOTS

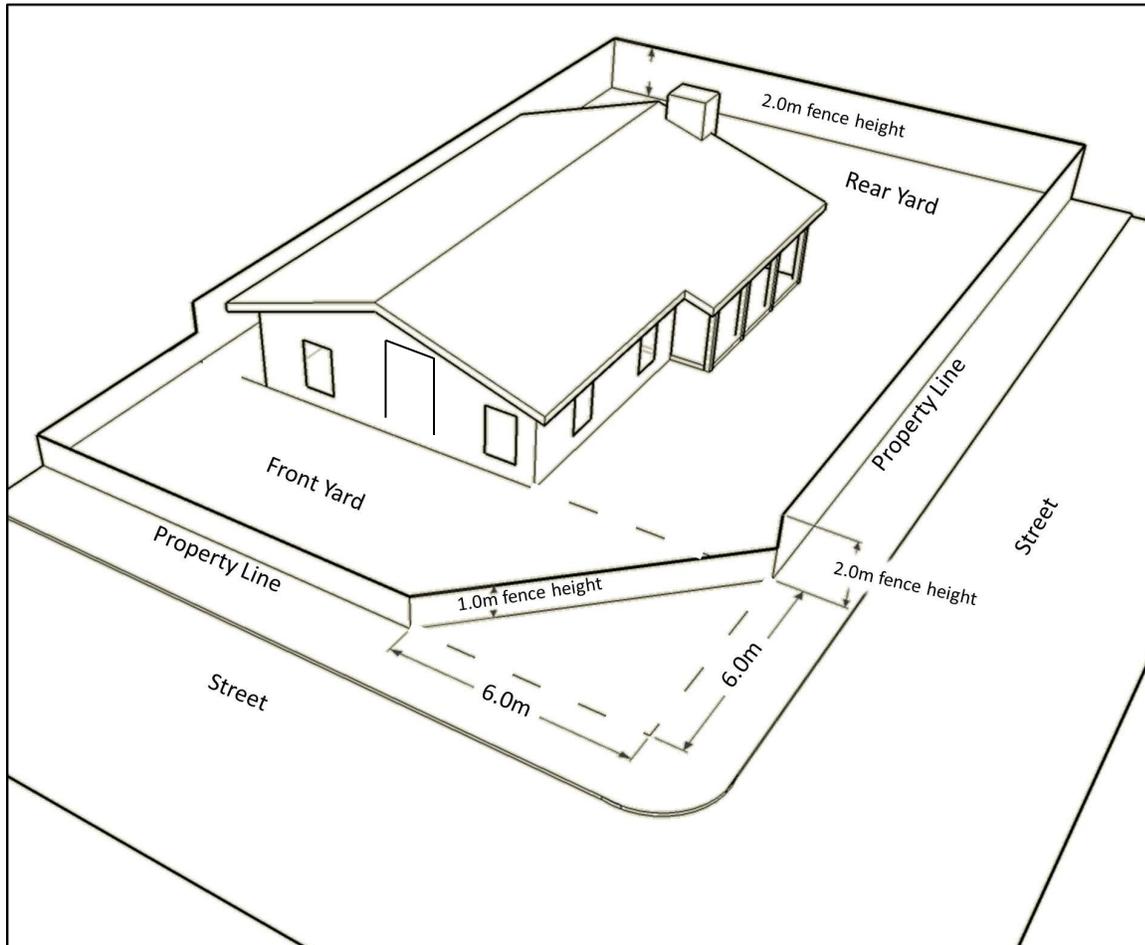
- (1) Development on existing substandard lots may be considered by the Development Authority who shall have due regard for compliance with the Safety Codes Act and its regulations prior to granting approval.

8.14 FENCES

- (1) In any district, except as herein provided,
 - (a) No fence shall be constructed that is located on public property;
 - (b) No fence shall be constructed that is:
 - (i) For internal lots in all residential land use districts, no higher than 2.0 m for the portion of the fence that does not extend beyond the foremost portion of the principal building on the site and 1.0 m for that portion of the fence that does extend beyond the foremost portion of the principal building on the lot;
 - (ii) For internal lots in all non-residential land use districts, no higher than 2.0 m for the portion of the fence that does not extend beyond the foremost portion of the principal building on the site and 1.0 m for that portion of the fence that does extend beyond the foremost portion of the principal building on the lot. The 1.0 m may be increased to a maximum of 2.0m at the discretion of the Development Authority;
 - (iii) For corner lots, as per Figure 8.14.1, fences shall be no higher than 2.0 m for the portion of the fence that does not extend beyond the foremost portion of the principal building if in the opinion of the Development Authority, it will not prejudice the safety and amenities of the adjoining lots. Fences shall be no higher than 1.0 m for the portion of the fence that does extend beyond the foremost portion of the principal building on the lot.
 - (iv) In the case of corner lots, no person shall construct a fence or other screening, including landscaping, more than 1.0 m high within the triangular area 6.0 m back from the intersecting front boundary lines of the lot, regardless of whether or not a corner cut-off has been taken. The 6.0m triangular area may be reduced by the Development Authority based on an assessment of the corner visibility; and

- (v) Where lots have both their front and rear yards facing onto a street, special approval of the Development Authority must be obtained prior to the erection of any fences on such properties. Size and specifications for fences in these areas must conform with the overall standard set for the area by the Town.
- (2) Apartments or row houses adjacent to a single detached residential dwelling shall provide a fence, or other such screening as deemed appropriate by the Development Authority, of not more than 2.0 m in height along the side abutting the single detached dwelling;
- (3) In the case of industrial, commercial, public and quasi-public uses abutting a residential area, a fence, or other such screen as deemed appropriate by the Development Authority shall be at least 1.5 m in height and no higher than 2.0 m along the sides abutting the residential area;
- (4) Notwithstanding Subsection 8.14(3), the maximum height of a fence in an Industrial or Urban Reserve District shall be determined by the Development Authority. Where a fence has been permitted to be higher than 2.0 m in an Industrial or Urban Reserve District, no barbed wire fences shall be permitted below a height of 2.0 m. This requirement may be relaxed by the Development Authority at his/her discretion in an area where residences would not be in close proximity to the fence proposed;
- (5) No electrification of fences shall be permitted; and
- (6) No barbed wire fences shall be permitted in residential districts.

FIGURE 8.14.1 – FENCE DIAGRAM



8.15 FLOODPLAIN DEVELOPMENT

- (1) Notwithstanding Subsection 8.9 no new development or the expansion of existing development shall be allowed within the 1:100 year flood plain of any watercourse or water body as determined by Alberta Environment.
- (2) Development Permit Applications where a portion of a parcel in the 1:100 year floodplain, shall be accompanied by the following information requirements:
 - (a) Elevation of the site as prepared by a qualified surveyor or engineer;
 - (b) Proposed elevation of main floor of residential buildings as prepared by a qualified surveyor or engineer; and
 - (c) A statement and/or analysis, which demonstrates the suitability of the development to the site as compared to other locations on the parcel.

8.16 LANDSCAPING

- (1) As a condition of the development permit, all landscaping and planting required must be carried out to the satisfaction of the Development Authority, and within one year of occupancy or commencement of operation of the proposed development. All plant material shall be hardy to the Town of Rimbey.
- (2) The Development Authority may require that landscaping and/or screening is provided in conjunction with any development and is addressed as part of the Development Permit application. The intent of landscaping and screening is to contribute to a reasonable standard of appearance for developments, to provide a positive overall image for the Town.
- (3) Landscaping and screening requirements may be applied to commercial and industrial uses.
- (4) Garbage and waste material in residential districts must be stored in weather and animal proof containers.
- (5) Garbage and waste materials in all non single-family residential developments must be stored in weather and animal proof container and screened from adjacent sites and public thoroughfares.
- (6) On corner parcels, setbacks for landscaping and fencing must be in accordance with Section 8.2.
- (7) Prior to issuing a development permit the Development Authority may require submission of a detailed landscape plan to a standard satisfactory to the Development Authority, outlining at a minimum the following:
 - (a) The location of the trees and shrubs to be planted, including distance between trees and the anticipated full growth radius at maturity;
 - (b) The number of trees and shrubs to be planted; and
 - (c) The common name of the trees and shrubs to be planted.
- (8) In addition to the landscaping standards specified in each Land Use District the Development Authority may require the applicant of any development permit to:
 - (a) Retain any natural feature in its original state including, but not limited to, the following:
 - (i) Any water feature, including swamps, gullies and drainage courses;
 - (ii) Land with a natural gradient of 15% or greater;
 - (iii) Land subject to flooding by a 1:100 year flood;
 - (iv) Land located within a minimum distance as determined by the Development Authority from the top of bank of any river, stream, creek, lake or other body of water;
 - (v) Any land deemed unstable by the Development Authority.

- (vi) Conserve trees, shrubs or any other natural vegetation to the maximum extent possible.
 - (vii) Screen any objectionable effect or potential objectionable effect from adjacent properties;
 - (viii) Retain topsoil on the site;
 - (ix) Enhance the site by adding topsoil, grass, rock, gravel, vegetation or other landscaping materials to complement the appearance of the site and the character of the neighbourhood; and
 - (x) Restricting the amount and location of hard surfacing on the site.
- (9) Trees and Shrubs provided for landscaping shall meet the following minimum requirements:
- (a) A minimum height of 1.8 m (6.0 ft.) for coniferous trees;
 - (b) A minimum height of 0.46 m (1.5 ft.) for coniferous shrubs;
 - (c) A minimum caliper width of 5.08 cm (2 in) at 0.46 m (1.5 ft.) above ground level for deciduous trees; and
 - (d) A minimum height of 0.61 m (2 ft.) for deciduous shrubs.
- (10) Unless otherwise specified in this Bylaw a minimum of thirty-three percent (33%) of the total amount of trees and shrubs provided shall be coniferous.
- (11) All trees shall be separated a minimum distance from each other to allow sufficient space for the tree's maximum potential growth radius at maturity and to ensure healthy, uninhibited growth.
- (12) All landscaping requirements must be completed within one (1) year of completion of construction or the commencement of the use, whichever occurs first.
- (13) The owner of the property, or his/her assignees or successor(s), shall be responsible for the proper upkeep and maintenance of the required landscaping. If the required landscaping does not survive, the applicant/owner must replace it with a similar type of species and with a similar caliper, width and height or to the satisfaction of the Development Authority.
- (14) The Development Authority may, as a condition of a development permit, require submission of a security up to the value of the estimated cost of providing the proposed landscaping to ensure that such landscaping is carried out with reasonable diligence. The condition of the security is that, if the landscaping is not completed in accordance with this Bylaw and development permit within one (1) growing season after completion of the development, then the specified security amount shall be made available to the Town to use to ensure the landscaping is installed according to the Town's standards.
- (15) A minimum of 30% soft surfaced green landscaped features (i.e. grass, shrubs and trees) shall be maintained in all residential front yards.

(16) Development Permits are required for all retaining walls over 60 cm (2 feet).

8.17 LIMITED ACCESS TO MAJOR ROADS

- (1) No access for vehicles will be permitted from an arterial road as designated by the Municipal Development Plan, or Area Structure Plans to:
- (a) Any residential site, unless the access serves three or more dwelling units; or
 - (b) Any site, unless turning space is provided on the site such that vehicles entering upon the site may turn before re-entering the street; or
 - (c) Any site where, in the opinion of the Development Authority, there would be an excessive number of access points approved by Alberta Transportation.
- (2) Access to Highways 20, 20A and 53 shall be limited to arterial roads, collector and services roads, and where no service roads are provided, access shall be limited to those access points approved by Alberta Transportation.

8.18 OBJECTIONABLE ITEMS IN YARDS

- (1) No person shall keep or permit in any part of a yard in any residential district:
- (a) Any dismantled or wrecked vehicle for more than fourteen (14) successive days; or
 - (b) Any object or chattel which, in the opinion of the Development Authority, is unsightly or tends to adversely affect the amenities of the district; or
 - (c) Any excavation, storage or piling up of materials required during the construction stage unless all necessary safety measures are undertaken, and the owner of such materials or excavations assumes full responsibility to ensure the situation does not prevail any longer than reasonably necessary to complete a particular stage of construction work; or
 - (d) Any vehicle not parked on a prepared hard surface (i.e. concrete pad or gravel) in the front yard; or
 - (e) A commercial vehicle loaded or unloaded of a maximum weight in excess of 2000 kg; or
 - (f) A commercial vehicle in a front yard; or
 - (g) Contravene the Town of Rimbey Nuisance Bylaw.
- (2) No person maintaining more than one recreation vehicle or more than two (2) motor vehicles in a residential district shall allow them to be kept in a manner which, in the opinion of the Development Authority is unsightly or tends to adversely affect the amenities of the district.

- (3) No person shall keep a recreational vehicle, in a residential area, in the front yard or in the flanking/sideyard on a corner lot, for a period longer than is reasonably necessary to load or unload the vehicle to a maximum of 72 hours.
- (4) 8.18(3) does not apply between the months of April and October inclusive if the vehicle will not overhang the sidewalk or road otherwise create a traffic hazard.
- (5) In commercial districts garbage shall be stored in weatherproof containers screened from adjacent sites and public thoroughfares to the satisfaction of the Development Authority and shall be in a location easily accessible for pickup.
- (6) No Recreational Vehicle may be parked, kept or stored outside on any parcel in town for the purposes of human habitation for more than 72 hours.

8.19 ON-SITE AND OFF-SITE SERVICES AND IMPROVEMENTS

- (1) Where any on-site services or improvements, or any off-site local improvements are required to service a proposed development, a person shall not begin the excavation for the foundation nor commence the development until the Development Authority or is satisfied that such services will be provided or improvements will be undertaken.
- (2) No development permit shall be issued for a development to be served by private sewer and water systems until the systems have been approved by the appropriate Municipal or Provincial authorities having jurisdiction.

8.20 PROJECTIONS OVER YARDS

- (1) The following encroachments into required front, side and rear yard setbacks in land use districts may be permitted for canopies, balconies, eaves, box-outs, chimneys, gutters, sills, steps/stairs, and, in addition, cantilevers may be permitted to encroach into the front and rear yards only:
 - (a) Front Yard: 2.0 m for balconies; and 1.0 m for cantilevers, eaves, gutters, landings, and window sills (see Figure 8.20.1).
 - (b) Rear Yard: 2.0 m for balconies; and 1.0 m for box-outs, cantilevers, eaves, gutters, landings, and window sills (see Figure 8.20.).
 - (c) Side Yard (Interior): 1.0 m for balconies; and 0.6 m for box-outs, eaves, gutters, landings and window sills (see Figure 8.20.1).
 - (d) Side Yard (Exterior): 1.0 m for balconies; and 0.6 m for box-outs, cantilevers, eaves, gutters, landings and window sills (see Figure 8.20.2).
- (2) For multi-attached dwellings, balconies and decks may be extended to the lot line or common wall, provided that the common wall is extended for separation/privacy.

- (3) No projection will be permitted if, in the opinion of the Development Authority, it may interfere with a loading space, parking area, driveway, or other vehicle or pedestrian circulation or access.
- (4) No projection will be permitted into the side yard required for vehicular access to the rear yard, unless a minimum vertical height of 3.0 m from finished grade to the lowest point of the projection is maintained.
- (5) The projection length limitations are as follows:
 - (a) The individual projection maximum length shall not exceed 3.0 m; and
 - (b) The sum of all projections maximum length shall not exceed one-third (1/3) of the length of the building wall (not including the garage walls). This does not apply to front or rear yards.

FIGURE 8.20.1: PERMITTED PROJECTIONS – FRONT AND INTERIOR SIDE YARD SETBACKS

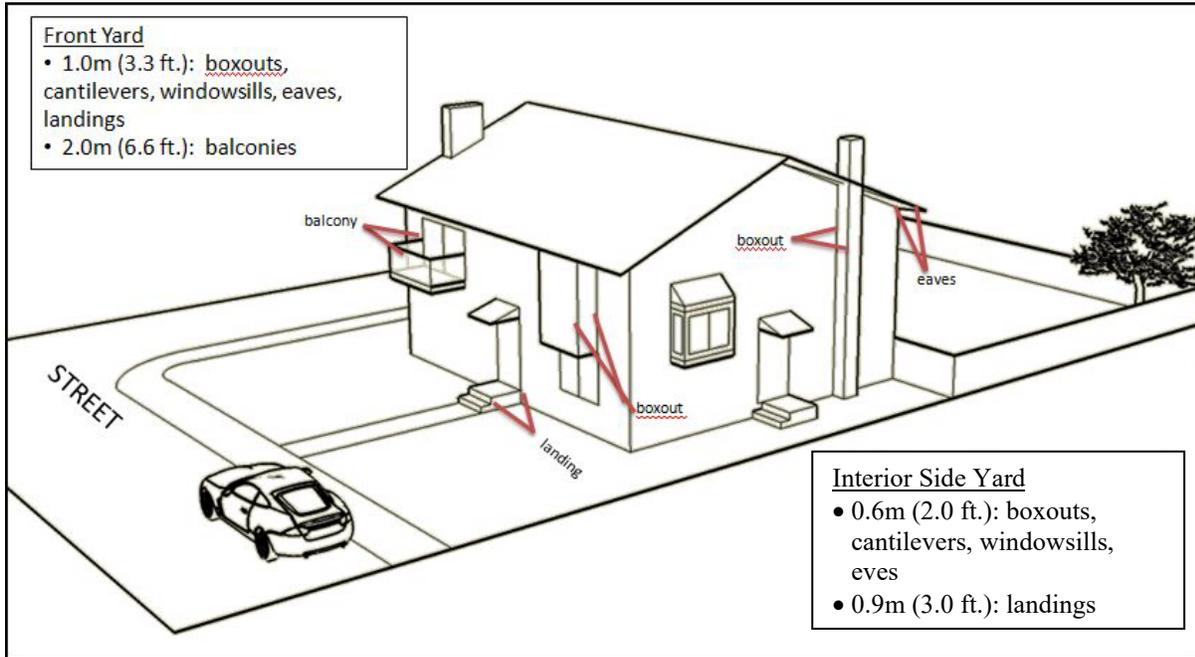
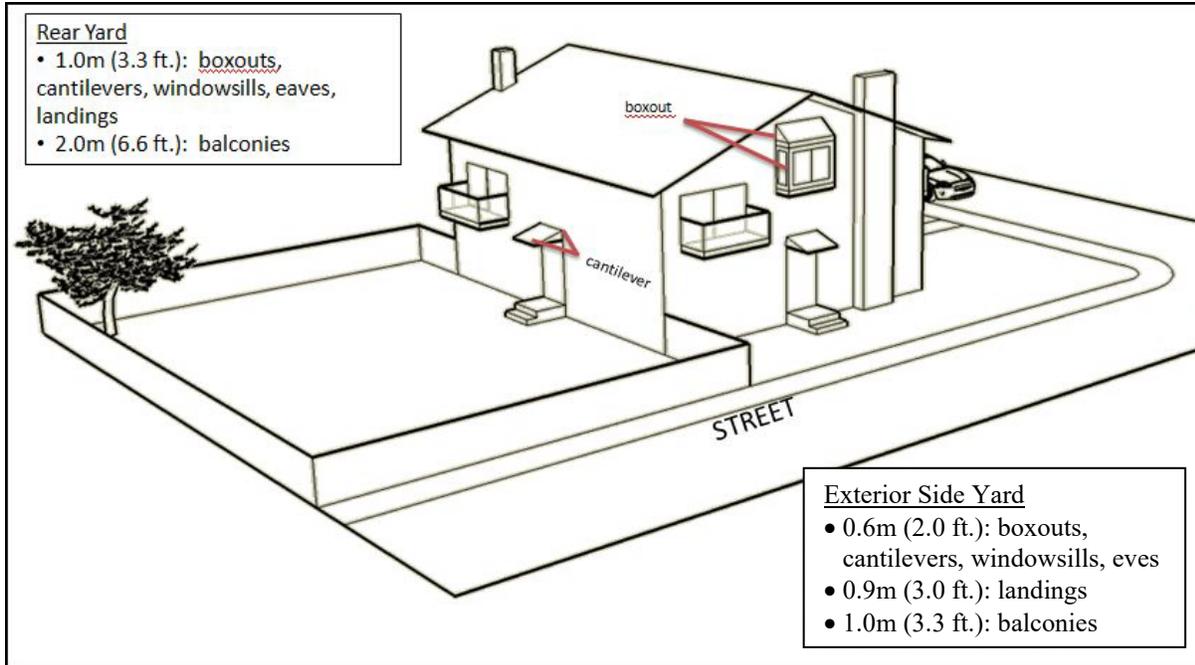


FIGURE 8.20.2: PERMITTED PROJECTIONS – REAR AND EXTERIOR SIDE YARD SETBACK



8.21 PUBLIC LANDS AND TOWN BOULEVARDS

- (1) There shall be no unauthorized encroachments onto municipal property, including parks and road rights-of-way. Where an encroachment exists without Town approval, the owner shall be required to remove the encroachment at his/her own expense or seek permission from the Town CAO or Council for the encroachment to remain.
 - (a) There shall be no encroachments into Alberta Transportation Highway Right-Of-Ways without written approval from Alberta Transportation.
- (2) All developments on lands owned by the Town of Rimbey shall not require a development permit.
- (3) Notwithstanding 8.21(3), the owner(s) of a lot may develop the boulevard abutting their property by excavating, backfilling, levelling or consolidating to final grade, and seed or perform other works that may be necessary to develop a turf boulevard provided that all work shall be entirely at the owner's expense.
- (4) Any development, planting or other development not authorized by a development permit shall be done at the owner's risk, and any damage to municipal services caused by the growth, removal or maintenance of such development shall be the responsibility of the owner.
- (5) Every owner or occupant of land shall be responsible for maintaining any development allowed under this Section, and for controlling the weeds on boulevards owned by the Town abutting their property.

8.22 PUBLIC UTILITY BUILDINGS AND EASEMENTS

- (1) Notwithstanding other regulations in this Bylaw, a person erecting a public utility facility or placing utility equipment on a site shall cause it to be placed in a location and with yard setbacks which are satisfactory to the Development Authority.
- (2) Utility lots, utility buildings and publicly owned buildings may be permitted in any district except as specifically regulated elsewhere in this bylaw.
- (3) Subject to the conditions of a utility easement, no permanent structure other than a fence shall be constructed or placed on that utility easement unless:
 - (a) In the opinion of the Development Authority the said structure does not restrict access to the utility easement for the purpose of installation and maintenance of the utility; and
 - (b) Written consent has been obtained from the person whose use the easement has been granted.

8.23 RELOCATION OF BUILDINGS OR STRUCTURES

- (1) No person shall:
 - (a) Place on a lot a building which has previously been erected or placed on a different lot; or
 - (b) Alter the location on a lot of a building which has already been constructed on that lot,
 - (c) Unless the Development Authority approves the placement or alteration.
- (2) An approval shall not be granted under Subsection (1) above unless the Development Authority is satisfied that:
 - (a) The placement or location of the building would meet the requirements of the Bylaw; and
 - (b) The building and the lot meet the requirements of this Bylaw and the land use district in which it is proposed to be located.
- (3) Before considering any application for a Moved-in Building and in addition to the requirements of Section 8.23(1) and Section 8.23(2), the Development Official shall require a development permit application that includes:
 - (a) Recent colour photographs of all elevations including additions;
 - (b) A statement of the age, size, and structural condition of the building; and
 - (c) Documentation from a certified safety code officer that the building meets the requirements of the Safety Codes Act or, if it does not, how the building will be brought up to these requirements.
- (4) As a condition of issuing a development permit approval for a Moved-In Building, the Development Authority shall require a letter of undertaking (agreement) and the posting of security in the form of an irrevocable letter of credit or cash, in the amount of the total estimated costs to relocate the building, to be provided prior to the issuance of a building permit and the building being moved on site. This security will ensure that any required modifications to the design, construction, siting, finishing and cladding of the relocated building are completed.
- (5) The conditions shall be completed within one year of the issuance of the development permit, as determined by the Development Authority.
- (6) The security will be released once all the conditions have been completed by the applicant to the satisfaction of the Development Authority and are met within the time frame as set out in the development permit.
- (7) Upon expiry of the Development Permit, if the required work has not been completed to Town's satisfaction, the Town may use the security to have the work completed and bring the building into compliance.

- (8) The applicant shall be advised not less than 30 days prior to the expiration time set out in the development permit, that action will be undertaken by the Town to use the security in completing the required renovations if they have not been completed by the expiration date. Only Council may direct Administration to delay action to complete the requirements of the permit.

8.24 RESIDENTIAL AND INDUSTRIAL USES ADJACENT

- (12) In considering subdivision or development permit applications for residential uses adjacent to existing industrial developments or industrial uses adjacent to existing residential developments, the Development Authority may impose conditions addressing:
- (a) Providing proper services and access to the site,
 - (b) Screening, aesthetics and landscaping,
 - (c) Control of signage,
 - (d) Noise control,
 - (e) A development agreement, with the need to provide security, and
 - (f) Any other issue deemed necessary by the Development Authority.

8.25 TEMPORARY STRUCTURES

- (1) A temporary structure may not be erected without permission of the Development Authority which may be granted as follows:
- (a) In a residential district provided that:
 - (i) No such temporary structure shall be more than 3.0 metres in height or set back less than 1 metre from the side and rear property lines; and
 - (ii) The owner enters into an agreement to remove such a structure in accordance with the terms and conditions stipulated by the Development Authority;
 - (iii) There shall be no more than one temporary structure per site;
 - (iv) A temporary structure must be placed in the rear yard only;
 - (v) In the case of a pre-manufactured temporary structure, the elevations shall be subject to approval of the Development Authority; and
 - (vi) The structure is completed in accordance with the terms stipulated by the Development Authority, provided that the temporary structure development permit shall expire at the end of one year, unless renewed by the Development Authority for a further term, and that such temporary structure must comply with this Bylaw.
- (2) Temporary Structures include, but are not limited to:
- (a) Portable Storage Containers, including c-cans;
 - (b) Tent Garages.
- (3) If an owner fails to comply with the terms and conditions of a temporary structure development permit, the Development Authority may remove or cause to be removed such

structure as the case may be, the costs of which shall be charged against the lands upon which the temporary structure is situated and shall be payable by the owner to the Town on demand.

- (4) A temporary structure shall not be used as a dwelling.

PART 9 – SPECIFIC USE REGULATIONS

9.1 BED AND BREAKFAST ESTABLISHMENTS

- (1) Bed and Breakfast Accommodation shall be reviewed as Home Business permit.
- (2) All persons operating bed and breakfast facilities must provide evidence of compliance with municipal, provincial and/or federal regulations in regard to their operation.
- (3) A bed and breakfast is an accessory use to a main residential use.
- (4) A Development Authority may permit a Bed and Breakfast Accommodation use only if in the opinion of the Development Authority it will:
 - (a) Be restricted to the dwelling unit;
 - (b) Not change the principal character or external appearance of the dwelling involved; except where minimal exterior modification of the structure or grounds are compatible with the character of the area or neighborhood and pursuant to a Development Permit;
 - (c) Not create a nuisance by way of noise, parking or traffic generation;
 - (d) Not employ anyone but the residents of the dwelling;
 - (e) Be limited to one (1) identification sign no more than 0.3 m² in size and displayed from within the establishment;
 - (f) Not occupy more than three (3) bedrooms;
 - (g) Be limited to one meal provided on a daily basis to registered guests only; and
 - (h) One on-site parking stall shall be provided for each bedroom provided for compensation and shall meet the signage requirements of this Bylaw.

9.2 CANNABIS PRODUCTION AND DISTRIBUTION FACILITY

- (1) Cannabis facilities must have a licence issued by the Health Canada.
- (2) The following regulations apply to cannabis facilities:
 - (a) An ancillary building or structure used for security purposes may be located on the parcel containing the use as an accessory building which meets the regulations of this Land Use Bylaw.
 - (b) Facilities must include equipment designed and intended to remove odours from the air where it is discharged from the facility as part of a ventilation system.
 - (c) Facilities must not be within 100 metres of a residential district measured from the building containing the use to the nearest property line of a parcel designated as a residential district.

- (3) An application for a Development Permit for Cannabis Production and Distribution Facility requires a Development Permit shall be made to the Development Authority and shall include reports prepared by the appropriate professionals for the following:
 - (a) the incineration of waste products and air borne emission, including smell;
 - (b) the quantity and characteristics of liquid and waste material discharged by the facility; and,
 - (c) the method and location of collection and disposal of liquid and waste material.
 - (d) Additional information as required by the Development Authority.
- (4) The operator of a Cannabis Production and Distribution Facility must ensure that nuisances, including odour, are addressed to the satisfaction of the Development Authority.

9.3 CANNABIS RETAIL SALES

- (1) Cannabis stores and where all cannabis that is offered for sale or sold must be from a federally approved and licensed facility.
- (2) Cannabis stores must be licensed by the Alberta Government.
- (3) Cannabis stores must be a stand-alone use, which means it cannot be combined with another use, such as a convenience store. However, cannabis stores can occur in a multi-tenant building or as part of a mixed-use development.
- (4) The operator of a Cannabis Retail Sales must ensure that nuisances, including odour, are addressed to the satisfaction of the Development Authority.
- (5) Cannabis stores shall not be located within 100 metres of any other Cannabis Store, when measured from the closest point of a parcel of land containing a Cannabis Store to the closest point of another parcel of land containing a Cannabis Store with the following exceptions:
 - (a) A proposed cannabis store is at the same location as an existing retail store that currently sells cannabis-related paraphernalia as its main merchandise,
 - (b) There is only one other cannabis store within the minimum separation distance,
 - (c) A proposed cannabis store is located on a different street or on the opposite side of the same street as the existing cannabis store,
 - (d) A major road, expressway or river separates the proposed cannabis store from the existing cannabis store,
 - (e) A proposed cannabis store is located in an enclosed shopping centre, or
 - (f) An existing approved cannabis store proposes to relocate to a new location within 100 metres of its original location, provided that it does not move within the separation distance of a different cannabis store.
- (6) Cannabis stores shall not abut a Liquor Store.

- (7) Cannabis stores shall not be located within 100 metres of the following:
- (a) A building containing a public school, private school, or a boundary of the parcel of land which the facility is located, or
 - (b) All properties which are designated as School Reserve or municipal and school reserve on the certificate of title.
 - (c) A provincial health care facility, or a boundary of the parcel of land on which the facility is located, or
 - (d) Emergency shelter.

9.4 CHILD CARE FACILITIES AND FAMILY DAY HOMES

- (1) Child Care Facilities:
- (a) Shall follow the Child Care Licensing Regulations that may provide programming for the social, creative, educational and physical development of children;
 - (b) Shall have privacy screening or other buffering techniques designed to limit impact on other uses or the surrounding residential properties;
 - (c) In any Residential District:
 - (i) Shall not change the principal character or external appearance of the dwelling in which it is located;
 - (ii) Shall have an outdoor play area designed and secured according to Provincial regulations and must be shown on the plan submitted for a development permit; and
 - (iii) Shall provide parking according to the regulations outlined in *Part 10 Parking & Loading Facilities* of this Bylaw. In addition, a drop-off area shall be provided at the rate of one (1) drop-off space for every five (5) children, or at the discretion of the Development Authority.
- (2) A Family Day Home/ After School Care:
- (a) shall not be located in a dwelling unit containing another Home Business;
 - (b) require privacy screening that prevents visual intrusion into any outdoor play areas; and

9.5 GAS BAR

- (1) Must not have a canopy that exceeds 5.0 m in height when measured from grade;
- (2) Must have fully recessed canopy lighting;
- (3) May have an outdoor display of products related to the use, provided they are within 4.5 m of the building entrance or on gas pump islands;

9.6 HOME BASED BUSINESSES

- (1) All home businesses shall:
 - (a) require a development permit; and,
 - (b) be considered temporary uses.
- (2) Only one Home Business permit shall be issued per residence. Multiple Home Businesses may be allowed under the single permit provided that the requirements are not exceeded by the combined businesses.
- (3) Uses that are not considered Home Businesses include, but are not limited to:
 - (a) Adult Entertainment Facilities;
 - (b) Auto Body and Paint Shop, Auto Detailing Facility, Automotive, Equipment and Vehicle Services, Automotive Services, and Automotive Specialty;
 - (c) Cannabis Retail Sales, Cannabis Production and Distribution;
 - (d) Child Care Facilities;
 - (e) Escort Services; or
 - (f) Veterinary services.
- (4) The Development Authority has the discretion to refuse a Home Business permit application if the proposed use would be better suited in a commercial or industrial district.
- (5) All home based businesses shall comply with the following general regulations:
 - (a) All home based businesses shall be operated as a secondary use only and shall not change the principal character and external appearance of the dwelling in which it is located.
 - (b) One professionally manufactured non-illuminated fascia sign or nameplate to identify a home based business not greater than 0.3 square metres (3.2 square feet) in an area placed within the dwelling unit or any accessory building is permitted.
 - (c) A home based business, whether or not a development permit has been issued, shall be reviewed by the Development Officer, when complaints are registered against a home based business by an affected landowner. A development permit issued for a home based business is liable to recall and cancellation on the basis of non-compliance on 60 days notice.
- (6) Home based businesses shall meet all the requirements of 9.6(5) and shall comply with the following regulations:
 - (a) The home based business shall be operated by the permanent resident(s) of the principal dwelling and shall employ no more than one non-resident, on-site employee.
 - (b) There shall be no more than four (4) home based business clients or customers on site during any period of 24 hours for a minor home business.

- (c) The home based business shall not occupy more than 30% of the gross floor area of the principal dwelling.
- (d) Any storage of materials or goods related to the home based business must be located within the principal dwelling and/or accessory structure and no exterior storage is permitted.
- (e) The home based business shall have no more than two (2) vehicles used in conjunction with the home based business , parked and maintained on site. There shall be no heavy vehicles parked on-site of a home based business.

9.7 KENNEL REGULATIONS

- (1) An Animal Shelter, Veterinary Clinic, Veterinary Hospital or Commercial Kennel may need to provide soundproofing pens, rooms, exercise runs, or holding stalls to the satisfaction of the Development Authority.
- (2) An Animal Shelter, Veterinary Clinic, Veterinary Hospital or Commercial Kennel shall meet public health regulations and be kept in a manner satisfactory to the health regulatory authority.
- (3) Commercial Kennel, including any outdoor runs or exercise areas shall be located a minimum of 3m from any Property Line.
- (4) Commercial Kennel including any outdoor runs or exercise areas may be required to be visually screened from existing dwellings on adjoining parcels to the satisfaction of the Development Authority.
- (5) All exterior exercise areas (runs) shall be enclosed with a fence acceptable to the Development Authority with a minimum Height of 1.8 m.
- (6) All exterior exercise areas (runs) shall be sited behind the Principal building.
- (7) The Development Authority may regulate the hours that the animals are allowed outdoors.

9.8 MANUFACTURED HOMES

- (1) Development Permits for a Manufactured home units shall have:
 - (a) Third party certification from an accredited inspection agency including the Canadian Standard Association (CSA), Intertek or Quality Auditing Institute (QAI).
 - (b) Alberta Municipal Affairs Label or CSA label.
 - (c) Model number.
 - (d) Manufactured home unit serial number.
- (2) All accessory structures, such as patios, porches, additions and skirtings, shall be
 - (a) Factory-prefabricated units or the equivalent thereof, and so designed and erected as to harmonize with the manufactured home units,
 - (b) Considered as part of the main building, and
 - (c) Erected only after obtaining a Development Permit.
- (3) A manufactured home unit shall be skirted from the floor level to the ground level. The skirting shall compliment the external finish of the manufactured home unit.
- (4) The maximum permitted floor area of porches and additions shall be no more than 50% of the floor area of the manufactured home unit.
- (5) No accessory building or use, other than parking spaces, shall be located in the front yard of a manufactured home unit.
- (6) Furniture, domestic equipment, or seasonally used equipment shall be stored in adequate covered storage or screened area, either individually on the stall or lot or communally, which storage facility shall conform to the regulations passed under the Safety Codes Act.
- (7) The following regulations apply to all manufactured home units:
 - (a) The hitch and wheels are to be removed from the manufactured home unit.
 - (b) All manufactured home units shall be placed on a foundation or base.
 - (c) The lot or stall is to be fully landscaped within one (1) year from the date of issuance of the development permit for the manufactured home unit.
- (8) The following regulations also apply to manufactured home parks developed after 2015:
 - (a) The stalls shall be located at least 3.0 m from a property boundary line. This 3.0 m wide strip shall be landscaped and/or fenced to the satisfaction of the Development Authority.
 - (b) All roadways shall be constructed and maintained to the satisfaction of the Development Authority. Minimum right-of-way width shall be 12 m with a paved carriage way of at least 8 m.

- (c) A safe, convenient, all season pedestrian walkway of at least 1.0 m in width shall be provided for access between individual manufactured home units, the park roadways, and all community facilities provided for park residents.
- (d) Visitor parking spaces shall be located at convenient locations throughout the manufactured home park, and shall not be used for the storage of boats, trailers, etc.
- (e) The design of manufactured home parks shall be to the satisfaction of the Development Authority.
- (f) All municipal utilities shall be provided underground to stalls.
- (g) A minimum of 5% of the gross site area shall be devoted to recreational use.
- (h) All areas not occupied by manufactured home units and their additions, roadways, footpaths, driveways, permanent buildings and any other developed facilities shall be fully landscaped to the satisfaction of the Development Authority. Screen fences or walls shall be erected where deemed necessary by the Development Authority around maintenance yards, refuse collection points and playgrounds.
- (i) No part of the park shall be used for non-residential purposes except such uses as are required for the direct servicing and well-being of the park residents and for the management and maintenance of the park.
- (j) Manufactured home park facilities shall be arranged to create a homelike atmosphere. This objective may be achieved by variations in street pattern, block shapes, and the location of manufactured home unit stalls.
- (k) Each stall shall be clearly marked off by means of stakes, countersunk steel posts, fences, curbs or hedges.
- (l) Street lighting shall be to the same standard as that in a conventional residential neighbourhood.
- (m) Only one main, free-standing, identification sign of residential character and appearance may be erected at the entrance to a manufactured home park, unless the Development Authority is of the opinion that a second and similar sign shall be allowed under exceptional circumstances relating to the layout, location and size of the park in relation to surrounding areas. The sign or signs shall be of a size, type and construction acceptable to the Development Authority. Directional signs within the manufactured home park must be integrated in design and appearance, be kept in scale with the immediate surroundings and constructed of durable material.
- (n) Manufactured home units shall be separated from each other by at least 3.5 m. Any porch or addition to the manufactured home unit shall be regarded as part of the manufactured home unit for the purpose of this separation.
- (o) The minimum distance between a manufactured home unit and the front, side, or rear lines of its stall shall be 3.0 m.
- (p) The minimum lot area of the manufactured home park shall be 2.0 ha (4.9 ac.).
- (q) The maximum permissible density for a manufactured home park shall be 20 manufactured home units per gross developable hectare (8 per ac.) of the lot being developed at each stage of development.
- (r) The minimum area for a manufactured home stall shall be 370 m².

9.9 RIDING ARENA, PRIVATE

- (1) A Development Permit is required for a Riding Arena, Private.
- (2) A Riding Arena, Private shall be an Accessory use on a Lot with a Principal residence.
- (3) A Riding Arena, Private shall not have a building or structure larger than 1,500 m² (16,146 ft²) in area.
- (4) A Riding Arena, Private shall be used solely by the occupants of the residence and/or by not more than four (4) non-resident users per day in addition to the residents.
- (5) The Approving Authority may require a manure management plan as a condition of development permit.

9.10 SOLAR COLLECTORS

- (1) A solar collector may be located on the roof or wall of a building or structure.
- (2) A solar collector mounted on a roof with a pitch of less than 4:12, may project:
 - (a) A maximum of 0.5 m from the surface of a roof, when the solar collector is located 5.0 m or less from a side lot line, measured directly due south from any point along the side lot line; and
 - (b) In all other cases, maximum of 1.3 m from the surface of a roof.
- (3) A solar collector mounted on a roof with a pitch of 4:12 or greater, may project a maximum of 1.3 m from the surface of a roof.
- (4) A solar collector mounted on a roof must not extend beyond the outermost edge of the roof.
- (5) A solar collector that is mounted on a wall:
 - (a) Must be located a minimum of 2.4 m above grade; and
 - (b) May project a maximum of:
 - (i) 1.5m from the surface of that wall, when the wall is facing a rear lot line; and
 - (ii) In all other cases, 0.6 m from the surface of that wall.
- (6) A solar collector mounted on a structure must meet yard setback and district height regulations.

9.11 USES PERMITTED IN ALL LAND USE DISTRICTS

- (1) The following Uses are permitted in all Land Use Designations:
 - (a) Public utility;
 - (b) Road;
 - (c) Highway; and
 - (d) Park.

9.12 WRECKING YARD (AUTO AND EQUIPMENT WRECKAGE SITE)

- (1) Wrecking Yards shall have a minimum area of 1.0 ha and a maximum area of 4.0 ha for storage, and must be completely fenced and screened by a type of fence approved by the Development Authority to a height of 2.4 m.
- (2) All vehicles within a Wrecking Yards shall be stored within the enclosure and maintenance of the site shall be in accordance with any standards deemed necessary by the Development Authority.

9.13 C-CANS

- (1) All c-cans are subject to the regulations for an accessory building for the district in which it is located.
- (2) C-Cans shall meet all provisions outlined in Section 8.18 OBJECTIONABLE ITEMS IN YARDS
- (3) C-Cans shall not be attached in any way to a principal building.
- (4) C-Cans shall not be stacked.
- (5) No sign shall be attached to a c-cans.
- (6) C-Cans Storage Containers may only be located in industrial, commercial public service and urban holding districts providing that:
 - (a) They are not located in a front yard or exterior side yard;
 - (b) They are not stacked;
 - (c) They are not used to store any dangerous or hazardous materials;
- (7) C-Cans shall be visually screened from public roads and adjacent properties in a manner which satisfies the Development Authority.
- (8) C-Can shall have no visual or material impacts on neighbouring properties, to the satisfaction of the Development Authority.

- (9) A maximum of three (3) c-ans may be allowed within a single parcel, as long as the total coverage does not exceed the lot coverage in the district.
- (10) C-Cans may be temporarily placed on a site in any district:
- (d) During active construction on a site when the shipping container is solely for the storage of supplies and equipment that are used for the site, provided that a valid building permit has been issued for the construction. The c-cans must be removed from the site upon completion of construction; or
 - (e) For the purposes of loading and unloading of items associated with the principal use for a period of not more than ten (10) days in any six month period.
- (11) When placed on a site pursuant to section 9.13(10), the c-cans shall:
- (a) Be located so as to not create a safety hazard;
 - (b) Not be located within 1.2 m of a property boundary; and
 - (c) Be located in the rear yard where possible.
- (12) Temporary c-cans as outlined in 9.13(11), may be permitted in the front yard of a property at the sole discretion of the development authority. A development permit is required for temporary c-cans located in the front yard.

PART 10 – PARKING, LOADING AND STORAGE FACILITIES**10.1 PARKING FACILITIES – GENERAL REGULATIONS**

- (1) Parking stalls and loading spaces shall be clearly marked in the parking facility. Such marking shall be regularly maintained to ensure legibility to users and shall be to the satisfaction of the Development Authority.
- (2) All off-street parking facilities shall be so constructed that:
 - (a) Necessary curb cuts are located and flared to the satisfaction of the Development Authority;
 - (b) Every off-street parking space provided, and the access thereto, shall be hard-surfaced if the access is from a street or lane which is hard-surfaced;
 - (c) Parking and storage facilities shall have adequate lighting for the parking and/or storage facility. Such lighting shall be directed away from adjacent residential properties and other properties where in the opinion of the Development Authority they would have adverse effects;
 - (d) Grades and drainage shall dispose of surface water. In no case shall grades be established that would permit surface drainage to cross any sidewalk or site boundary without the approval of the Development Authority or Municipal Planning Commission; and
 - (e) Parking for the physically handicapped shall be provided as provincial regulations require and shall be considered as part of the number of stalls required for the project.
- (3) Where a proposed development will, from time to time, require pick-up or delivery of commodities, adequate space for the loading and unloading of same shall be provided and maintained on the site to the satisfaction of the Development Authority or Municipal Planning Commission.
- (4) Pursuant to 10.1(3), the Development Authority shall consider the following criteria when reviewing off-street loading regulations:
 - (a) Off-street loading spaces shall have dimensions of not less than 4.0 m in width and 8.0 m in length;
 - (b) Have overhead clearance of not less than 5.3 m above grade;
 - (c) Have vehicular access to and exit from a street or lane either directly or by a clearly defined traffic aisle;
 - (d) Be sited at an elevation or elevations convenient to a major flood level in the building or to a utility elevator serving each major flood level;
 - (e) Be so graded and drained as to dispose of all surface water. In no case shall grades be established that would permit drainage to cross site boundaries or sidewalks without the approval of the Development Authority or Municipal Planning Commission;

- (f) Be paved or hard-surfaced where an off-street parking facility is required to be paved or hard-surfaced;
- (g) Have adequate lighting to the satisfaction of the Development Authority or Municipal Planning Commission; and
- (h) Be screened on each side adjoining or fronting on any property in a residential district by a wall, fence, earth berm or hedge of not less than 2.0 m in height, to the satisfaction of the Development Authority or Municipal Planning Commission.

10.2 PARKING AREAS

- (1) Unless otherwise approved by the Development Authority, each development shall provide on its site a parking area containing, at a minimum, the number of parking spaces as calculated in Table 10.2.1.
 - (a) In the case of a use not specifically mentioned, the required number of on-site parking spaces shall be the same as for a similar use as determined by the Development Authority.
 - (b) Where a development contains more than one use as listed, the required number of parking spaces shall be the sum of the requirements for each of the uses listed.
 - (c) Where a fractional number of parking spaces are required, the next highest number of spaces shall be provided.
 - (d) If the Development Authority approves, one or more developments or uses may pool their minimum required parking spaces within one or more communal parking areas and may thereby collectively fulfill the requirements of this Bylaw.

Table 10.2.1 – Parking Requirements

Use of a Building or Site	Minimum Number of Parking Spaces
Residential Uses	
Multi-family dwellings	2 per dwelling unit
Seniors apartments	1 per dwelling unit, or as required by the Development Authority
Boarding houses	1 per bedroom
Senior citizen homes	1 per dwelling unit
Secondary suites	1 per bedroom
All other dwellings	2 per dwelling unit
Manufactured home parks	In addition to 2 per dwelling unit, 1 visitor parking space per 4 manufactured home units
Commercial and Industrial Uses	
Cannabis Production Facilities	1 per 100 m ² (1,076 ft ²) of gross floor area for the first 2,000 m ² , and then 1 per each subsequent 500 m ²
Eating and drinking establishment	1 per 5 seating spaces
Eating and drinking establishments (take out)	1 per 13 m ² (140 ft ²) of gross leasable area plus 1 per 3 employees on maximum shift
Drive thru restaurants	2 per drive thru window
Other drive thru businesses	2 per drive thru window
Hotels and motels	1.5 per rentable unit
Bed and breakfast	1 per bedroom
Home based businesses	1 in addition to the requirements for the residential use
All other commercial uses	1 per 28 m ² (301.4 ft ²) of gross leasable area
All industrial uses	1 per 46 m ² (495 ft ²) of gross leasable area
Institutional Uses	
Places of Public Assembly	1 per 5 seating spaces
Schools (elementary/junior high)	2 per classroom
High schools	3 per classroom
Commercial schools	1 per student
Hospitals and similar uses	2 per bed
Nursing homes	0.75 per bed

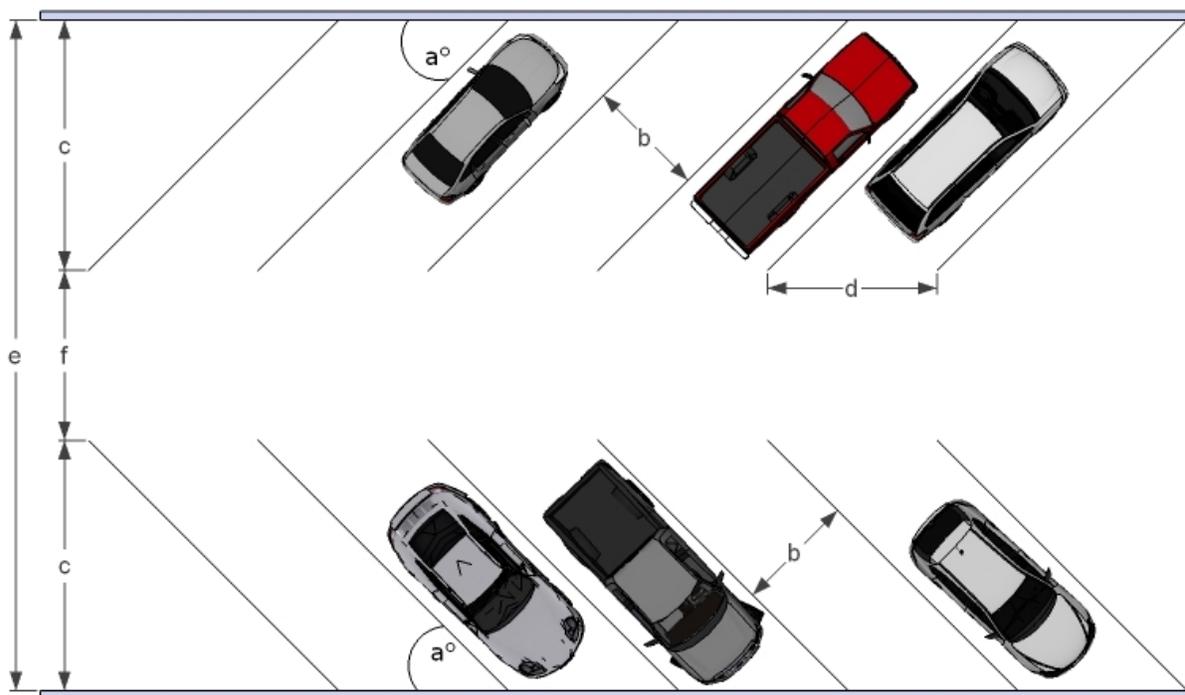
- (2) At the discretion of the Development Authority, minimum parking requirements may be relaxed for existing buildings where historical site design is not being altered and cannot accommodate the required number of parking stalls.

- (3) At the discretion of the Development Authority, a developer may pay money to the Town in lieu of providing parking spaces. The amount of money will be determined by Council and be based on the amount of money needed to acquire land and to develop the required number of parking spaces on adjacent lands.
- (4) Surfacing and Drainage
 - (a) All parking areas shall be clearly marked, landscaped and adequately lit with lighting away from adjacent sites, adequately graded and drained to dispose of all stormwater run-off, contain the necessary curb cuts, and surfaced in a manner to match the road or lane from which the parking area gains access.
 - (b) The approach or access to every off-street parking area shall be surfaced in the same manner as the adjoining road from which access is gained.
 - (c) Drainage shall only be allowed to cross sidewalks if approved by the Development Authority.
- (5) All parking areas shall conform to the requirements shown in Table 10.2.2 and Figure 10.2.3.

Table 10.2.2 – Required Parking Stall Dimensions

(a) Parking Angle (in degrees)	(b) Width of Space in m (ft)	façade Stall Depth Perpendicular to Aisle	(d) Width of Space Parallel to Manoeuvring Aisle in m (ft)	façade Overall Depth in m (ft)	(f) Width of Manoeuvring Aisle in m (ft)
0	2.7 (9)	2.7 (9)	7.0 (23)	9.1 (30)	3.6 (12)
30	2.7 (9)	5.2 (17)	5.5 (18)	14.0 (46)	3.6 (12)
45	2.7 (9)	5.9 (19)	4.0 (13)	15.2 (50)	4.0 (13)
60	2.7 (9)	6.1 (20)	3.1 (10)	18.3 (60)	6.1 (20)
90	2.7 (9)	6.1 (20)	2.7 (9)	19.5 (64)	7.3 (24)

Figure 10.2.1 – Parking Guide to Correspond with Table



10.3 OFF-STREET LOADING AREAS

- (1) Where a proposed development will, in the opinion of the Development Authority, require pick-up or delivery of commodities, adequate space for the loading and unloading of same shall be provided and maintained on the site.
- (2) When required by the Development Authority, loading spaces shall:
 - (a) Have dimensions of not less than 3.5 m (11.5 ft.) in width, 7.5 m (24.6 ft.) in length, and 4.0 m (13.1 ft.) in height above grade;
 - (b) Have vehicular ingress to, and egress from, a road or lane either directly or by a clearly defined traffic aisle such that no backing or turning movements of vehicles going to or from the loading space shall cause interference with traffic in the abutting road or lane;
 - (c) Be sited at an elevation or elevations convenient to a major floor level in building or to a utility elevator serving each major floor level;
 - (d) Be so graded and drained as to dispose of all storm water runoff. Drainage shall only be allowed to cross sidewalks if approved by the Development Authority;
 - (e) Be surfaced in the same manner as the adjacent road or lane; and
 - (f) Be screened on each side adjoining any Residential District by a wall, fence, earth berm or hedge of not less than 1.5 m (4.9 ft.) and not more than 2.0 m (6.6 ft.) in height.
- (3) The number of loading spaces required to be provided in a development shall be as follows:
 - (a) For a retail, industrial, warehouse, or similar development,
 - (i) One (1) space for a development of less than 460 m² (4951.6 ft²) of gross leasable area, plus
 - (ii) One (1) space for the next 1840 m² (19,805.6 ft²) of gross leasable area or fraction thereof in a development, plus
 - (iii) One (1) additional space for each additional 2300 m² (24,757.0 ft²) of gross leasable area or fraction thereof in a development.
 - (b) For an office use, place of public assembly, convalescent home, institution, club or lodge, school or any similar use, one (1) space for a development of less than 2800 m² (30,139.9 ft²) of gross floor area, and one (1) additional space for each additional 2800 m² (30,139.9 ft²) of gross floor area or fraction thereof.
 - (c) For multi-family dwellings, one (1) space for each twenty (20) dwelling units or fraction thereof.
 - (d) Any other building or use shall provide loading spaces as required by the Development Authority.
 - (e) Where a fractional number of loading spaces are required, the next highest number of spaces shall be provided.

PART 11 – SIGNS

11.1 PURPOSE

- (1) The purpose of this Chapter is to regulate the development and display of signage within the Town of Rimbey. This Chapter provides signage development standards related to:
 - (a) Location.
 - (b) Type.
 - (c) Quantity.
 - (d) Height.
 - (e) Size.

11.2 DEFINITIONS

- (1) For the purpose of this Part the following definitions shall apply, in addition to those contained in Section 2.2:
 - (a) “A-Frame Sign” means a temporary, movable, self-supporting A-shaped sign consisting of two flat surfaces joined at the upper end and resting on the ground
 - (b) “Awning Sign” means a non-illuminated sign painted on the fabric surface supported by an exterior wall of a building
 - (c) “Billboard” means a structure, primarily self-supporting, which is used for the display of general advertising, the subject matter of which is not necessarily related to the use or ownership of the property on which the structure is located
 - (d) “Building Face” means the total area of the wall of a building
 - (e) “Copy” means the text, illustrations and symbols that make up the message on a sign
 - (f) Dynamic Sign means a sign or portion of a sign with features that move or appear to move or change, whether the apparent movement or change is in the display, the sign structure itself, or any other component of the sign. A Dynamic Sign includes any display that incorporates a technology or other method allowing the image on the sign face to change, such as rotating panels, LED lights manipulated through digital input, or “digital ink”. A Dynamic Sign does not include a sign whose message or image is changed by physically removing and replacing the sign or its components.
 - (g) “Electronic Message Centre” means a sign or component of a sign on which the copy can be changed by electrical or electronic means.
 - (h) “Freestanding Sign” means a sign on a standard or column permanently attached to the ground and which is not connected in any way to any building or other structure
 - (i) “Identification Sign” any sign which is used to display the address, and name of a building or parcel of land
 - (j) “Illuminated Sign” means any sign illuminated either directly from a source of light incorporated in or connected with the sign, or indirectly from an artificial source

- (k) “Portable Sign” means a sign, excluding A-board and temporary signs that can be carried or transported from one site to another
- (l) “Projecting Sign” means a sign, which is attached to a building or structure so that part of the sign projects beyond the face of the building or structure
- (m) “Real-Estate Sign” means any temporary sign which advertises for the sale, lease, or rent of a building or parcel of land
- (n) “Roof Sign” means any sign placed on or over a roof
- (o) “Rotating Sign” means any sign or part of a sign which moves in a clockwise or counter-clockwise motion
- (p) “Sign” means any word, letter, model, picture, symbol, device or representation used as, or which is in the nature of, wholly or in part, an advertisement, announcement or direction. Any structure, or portion thereof, which is used primarily to carry, hold, maintain, support or sustain a sign is construed as being part of the sign, and except as provided for in this Bylaw, is subject to all regulations governing signs.
- (q) “Sign Area” means the total surface area within the outer periphery of the said sign, and in the case of a sign comprised of individual letters or symbols, shall be calculated as the area of a rectangle enclosing the letters or symbols. Frames and structural members not bearing advertising matter shall not be included in computation of surface area.
- (r) “Sign Height” means the vertical distance measured from natural grade at the base of the sign to the highest point of such sign.
- (s) “Temporary Sign” means a sign or banner that is not permanently installed or affixed, advertising a product, activity or event on a limited time basis and does not include a portable sign.
- (t) “Third Party Sign” typically associated with a “Billboard Sign” means a sign, which directs attention to a business, commodity, service, or entertainment conducted, sold or offered at a location other than the premise on which the sign is located
- (u) “Vehicle Sign” means a sign mounted, posted or otherwise adhered on or to a motor vehicle, including but not limited to trailers, wagons, tractors, and recreational vehicles
- (v) “Wall Sign” means a sign placed flat and parallel to the face of the building so that no part projects more than one foot from the building
- (w) “Window Sign” means a sign which is painted on or affixed to a window and faces towards an adjacent sidewalk or roadway

11.3 SIGNS

- (1) Development Permit for signs are required:
 - (a) Except as stated in Section 10.3(2), no sign shall be erected or altered on land or affixed to any exterior surface of a building or structure unless a sign permit for this purpose has been issued by the Development Authority
 - (b) Unless otherwise specified in this Bylaw a permit is required for the following signs:
 - (i) Free standing sign
 - (ii) Wall sign
 - (iii) Canopy sign
 - (iv) Rotating sign
 - (v) Projecting sign
 - (vi) Roof sign
 - (vii) Billboard sign
 - (viii) Portable sign

- (2) Unless otherwise specified in this Bylaw no development permit for a sign is required for the following signs:
 - (a) Signs posted or displayed within the interior space of a building
 - (b) Signs posts or displayed in or on an operating motor vehicle if the vehicle is not temporarily or permanently parked solely for the purpose of displaying the sign
 - (c) A statutory or official notice of a function of the Town
 - (d) Signs posted by a municipal, provincial, or federal government agency
 - (e) Traffic and directional signs authorized by the Town and/or Alberta Provincial Authorities
 - (f) The erection of campaign signs for federal, provincial, municipal, or school board elections on private properties for no more than thirty (30) days, or such other time as regulated under provincial or federal legislation provided that
 - (i) Such signs are removed within ten (10) days of the election date
 - (ii) The consent of the property owner or occupant is obtained
 - (iii) Such signs do not obstruct or impair vision or traffic
 - (iv) Such signs are not attached to utility poles
 - (v) Such signs indicate the name and address of the sponsor and the person responsible for removal
 - (g) A non-illuminated sign that is posted or exhibited solely for the identification of the address or name of the land or building on which it is displayed including signs identifying the occupants, if the sign:
 - (i) Does not exceed 1.0 m² in area, and
 - (ii) Is posted only at each entrance from which access from a public roadway To the building is provided

- (iii) Does not advertise for a home-based business or bed and breakfast establishment
- (h) A non-illuminated sign that is posted or exhibited for sale, lease or rentals of land or a building if the sign:
 - (i) Is 3.0 m² of less in area
 - (ii) Is posted only on each side of the building or land facing a different public roadway
- (i) Window Sign
- (j) An A-Frame sign:
 - (i) Provided it is advertising for goods or services which are located for sale or offered on the same lot or on a sidewalk adjacent to the same lot
 - (ii) Does not obstruct vehicular or pedestrian traffic
- (k) A non-illuminated sign of a building contractor relating to construction work in progress on the land on which such signs are erected, provided that:
 - (i) Such signs are removed within fourteen (14) days of occupancy, and
 - (ii) Such sign are limited in size to a maximum of 3.0 m², and in number to one sign for each boundary of the property under construction which fronts onto a public street.
- (l) A non-illuminated temporary sign advertising a garage sale, estate sale or open house. Such signs may be posted for a maximum period of 48 hours, and may not exceed 1.0 m² in area or 1.0 m in height.

11.4 DEVELOPMENT PERMIT FOR SIGNS SUBMISSION

- (1) An application for a Development Permit to structurally alter or erect a Sign that requires a Development Permit shall be made to the Development Authority and shall include the following:
 - (a) A letter of consent from the registered owner of the land or building upon which the sign will be located.
 - (b) A letter outlining the contact information of the owner of the Sign.
 - (c) The location of all existing and proposed Signs on the building façade or on a site plan of the parcel indicating the front and side property lines, setbacks and distances from existing buildings.
 - (d) Two copies of a rendering / illustration of the proposed Sign with dimensions and total Sign Area, height of top and bottom of the Sign above average ground level and
 - (e) thickness of the Sign.
 - (f) Materials, finishes, colours, size of lettering and graphics.
 - (g) Mounting or installation details: the Development Authority may require that a structural drawing be prepared and sealed by a Professional Engineer.
 - (h) Mounting height or clearance to grade.
 - (i) The appropriate fee.

11.5 PROHIBITED LOCATION

- (1) No part of any sign, including any accessory components, shall be located on any roadway, boulevard, sidewalk. Only 'A-Frame' type signs may be permitted on a sidewalk abutting a business but must first receive the written consent of the Development Authority.
- (2) No part of any sign, including any accessory components, shall be located on any land owned by the Town of Rimbey without a council motion granting use of the land prior to the Development Authority issuing a Development Permit.

11.6 SIGN DEVELOPMENT STANDARDS

- (1) Unless provided elsewhere in this Bylaw, signs shall be erected in accordance with the standards specified in Table 11.6.1.

Table 11.6.1 – Sign Development Standards

Type of Sign	Land Use Designation and Development Standards											
	PS			R1, R1A, R2, R3, RE, CR, MHP, MHS			C1			C2, M		
	#	H	SA	#	H	SA	#	H	SA	#	H	SA
Freestanding Sign	1	4.0 m	3.0 m ²	1	1.5 m	1.5 m ²	1	10m	10 m ²	1	10 m	12 m ²
Wall Sign	1	N/A	3.0 m ²	1	N/A	1.0 m ²	1 [^]	N/A	20 m ²	1 [^]	N/A	24 m ²
A-Frame Sign	1*	1.0 m	0.7 m ²	Not Permitted			1*	1.0 m	0.7 m ²	1*	1.0 m	0.7 m ²
Temporary Sign	1	4.0 m	3.0 m ²	Not Permitted			1	6.0 m	9.0 m ²	1	6.0 m	9.0 m ²
Canopy Sign	1*	2.5 m ^{**}	1.5 m ²	Not Permitted			1*	2.5 m ^{**}	1.5 m ²	1*	2.5 m ^{**}	1.5 m ²
Dynamic Sign	1	2.5 m	1.5 m ²	Not Permitted			1	2.5 m	1.5 m ²	1	2.5 m	1.5 m ²
Rotating Sign	Not permitted			Not Permitted			1	10 m	10 m ²	1	12 m	15 m ²
Projecting Sign	Not permitted			Not Permitted			1	2.5 m ^{**}	1.5 m ²	1	2.5 m ^{**}	1.5 m ²
Roof Sign	Not Permitted			Not Permitted			1	7.5 m	10 m ²	1	10 m	15 m ²
Billboard Sign	Not Permitted			Not Permitted			1	10 m	10 m ²	1	9.5 m	12 m ²
Portable Sign	Not Permitted			Not Permitted			1	2.5 m	3.0m ²	1	2.5 m	3.0 m ²
<p>Key</p> <p># = Refers to the maximum Number of Signs permitted per lot</p> <p>H = Refers to the maximum Sign Height permitted</p> <p>SA = Refers to the maximum Sign Area permitted</p> <p>[^] = Refers to the maximum number of permitted signs per each side of a building facade</p> <p>* = Refers to the maximum number of permitted signs per business on a lot</p> <p>** = Refers to the minimum vertical clearance from grade or, if applicable, a sidewalk to the bottom of the sign</p>												

- (2) In addition to the standards specified in Table 3, the following regulations will also apply:
- (a) Awning/Canopy Sign
 - (i) No portion of the canopy/awning shall be closer than 600 mm to a vertical line drawn from the adjacent curb.
 - (b) Billboard Sign
 - (i) Where a billboard shares a lot with a building, no billboard shall be located in the front or side yard which runs parallel to an adjacent roadway.
 - (ii) Billboards shall be spaced at a distance of 90 metres from one another.
 - (iii) Where a portable sign is serving as a billboard it shall be spaced 45 metres from other portable or permanent signs serving as billboards.
 - (c) Dynamic Signs
 - (i) No Dynamic Sign may be erected except as permitted in this Section;
 - (ii) The Development Authority shall only approve a Dynamic Sign as a portion of a permitted Community, Canopy, Free Standing or Fascia Sign.
 - (iii) A Dynamic Sign may display public service announcements but shall not include third party advertising or sponsor recognition except when it is located on a site in a Public Service (PS) district.
 - (iv) Dynamic Signs shall only be permitted as a discretionary use in Commercial, Industrial and Public Service Districts, and must meet the following requirements:
 - (1) not be located within 30.0 m radius of a residential district, and when site or lot of a proposed dynamic sign location is adjacent to a residential district, notification will be sent within a 100.0 m radius of the proposed site,
 - (2) be limited to one sign per building or site, with the exception of Public Service sites over 17 ha will be limited to two (2) signs provided that one of the signs must be a fascia sign and the other must be a portion of a freestanding sign, and further provided that the two (2) signs must be at least 50.0 m apart,
 - (3) not be located on a lot within a 50.0 m radius of the boundary of a lot containing an existing dynamic sign,
 - (4) comprise of not more than 25% of the total freestanding or fascia sign area.
 - (v) A development permit for a dynamic sign shall be valid for a maximum of two (2) years, at which time a new permit must be applied for. The conversion of an existing sign to a dynamic sign shall require a development permit.
 - (vi) Any digital sign located within 50 m of a residential district may be subject to restricted operating hours at the discretion of the Development Authority.
 - (vii) The use, size and location of digital signs must comply with all other relevant municipal and provincial regulations.

- (viii) The sign panel does not contain or display flashing, intermittent, or moving lights, including animated or scrolling text.
 - (ix) A sign panel provided as a public service showing the time and temperature shall not be considered a flashing or moving sign.
 - (x) The sign content remains fixed/static for a minimum message display duration, where: $\text{Min. Display Duration (sec)} = \text{Sight distance to sign (m)} / \text{Speed limit (m/sec)}$.
 - (1) In lower speed areas, the formula above should be used with a minimum sight distance to sign of 350 m.
 - (2) In areas with speed limit ≥ 80 km/h, the minimum message display duration is 60 seconds, unless the sight distance to the sign is less than 1 kilometre
 - (xi) When a message is changed electronically, it must be accomplished within an interval of 0.1 seconds or less so that an approaching driver cannot perceive any blanking of the display screen.
 - (xii) There shall be no visual effects between successive displays.
 - (xiii) The sign panel must contain a default design that will freeze the sign panel message in one position if a malfunction occurs.
 - (xiv) The sign panel shall be equipped with a control system that automatically adjusts light emission level to ambient light conditions so as not to cause glare or excessive brightness.
 - (xv) In no case shall the light level of any sign panel exceed 300 nits (candelas per square metre) between the time of sunset and sunrise, nor 5,000 nits at other times.
 - (xvi) The sign must not diminish the conspicuity of nearby traffic control devices.
 - (xvii) In cases where the sign is adjacent to an Alberta Transportation right-of-way, Alberta Transportation shall have the ongoing discretion to require the brightness, frequency, colours or other qualities of the sign panel be adjusted in order to address safety concerns.
 - (xviii) All dynamic sign applications fronting onto Alberta Transportation roadways shall be circulated to Alberta Transportation for comment.
- (d) Freestanding Signs
- (i) No freestanding sign shall be located within 10 m of the intersection of lanes/streets, or a street or lane.
 - (ii) For any lot located in the C2 or M designations, one Freestanding Sign shall be permitted for every 90 metres of frontage.
 - (iii) Illuminated Freestanding Signs shall be permitted only in C1, C2 and M designations.
 - (iv) Copy is permitted on both sides of Freestanding Signs, including signs angled up to 90 degrees, therefore allowing the Sign Area to be double the permitted Sign Area.
 - (v) Freestanding Signs shall not be located closer than 1.0 m to any front, rear, or side property line.

- (vi) In accordance with Alberta Transportation's setback requirements where abutting a highway.
- (e) Wall Signs
 - (i) Wall signs shall be restricted to the first storey of the building in the R1, R2, R3, MHP, MHS, RCE, PS zone designations.
 - (ii) Wall signs shall not project more than 0.4 m horizontally from the Building Face to which it is attached.
 - (iii) Illuminated Wall Signs shall be permitted only in C1, C2, and M designations.
- (f) Portable Signs
 - (i) Copy is permitted on both sides of Projecting Signs, therefore allowing the Sign Area to be double the permitted Sign Area.
 - (ii) Maximum one (1) Portable Sign shall be displayed per lot.
 - (iii) Portable Signs shall not be located within a required off street parking space or a driveway.
- (g) Projecting Signs
 - (i) Copy is permitted on both sides of Projecting Signs, therefore allowing the Sign Area to be double the permitted Sign Area.
 - (ii) The height of a Projecting Sign shall refer to the minimum vertical clearance from grade or, if applicable, a sidewalk, and shall be a minimum of 2.5m.
- (h) Temporary Signs
 - (i) Large Temporary Signs relating to the sale or renting of land, the sale of goods or livestock, the carrying out of building or similar work, or announcement of any local event must obtain a development permit and meet the following conditions:
 - (1) Maximum two (2) Temporary Signs not exceeding a total Sign Area of 9.0 m²;
 - (2) Copy is permitted on both sides of the Temporary Sign, including signs angled up to 90 degrees, therefore allowing Sign Area to be double the permitted Sign Area;
 - (3) The maximum Sign Height shall not exceed 6.0 m;
 - (4) The Temporary Sign shall be removed by the advertiser within fifteen (15) days of the completion of the event, sale, or works to which such signs relate.
 - (i) Signage for a Bed and Breakfast
 - (i) Each Bed and Breakfast homestay shall provide one (1) on-site Freestanding Sign for the purpose of identification and shall be regulated in accordance with the following requirements:
 - (1) The sign shall be located within the front yard and must be visible from a public road;

- (2) The sign be attached to either existing fencing or on independent posts to the satisfaction of the Development Authority;
- (3) The sign shall be constructed using high density plywood or solid wood and shall be finished with high density reflective finish or equivalent, with dye cut lettering or silk screen lettering.

11.7 ADDITIONAL SIGN REGULATIONS

- (1) All signs requiring a sign permit shall follow the development permit process as specified under Section 4.1 of this Bylaw.
- (2) Council may require the removal of any sign, which is in its opinion, has become unsightly, or is in such a state of disrepair as to constitute a hazard.
- (3) Quality, aesthetic character and finishing of sign construction shall be to the satisfaction of the Development Authority.
- (4) Where, in the opinion of the Development Authority, a proposed sign in a Commercial or Industrial District might be objectionable to a resident in any adjacent residential district, the Development Authority may impose such other regulations as they feel would protect the interests of residents.
- (5) Flashing, animated or interiorly illuminated signs shall not be permitted in any district where in the opinion of the Development Authority they might:
 - (a) Affect residents in adjacent housing, or residential districts;
 - (b) Interfere with or obstruct a motor vehicle driver's vision or interpretation of oncoming traffic signs or traffic signal lights.
- (6) Notwithstanding 11.7(5), no person shall exhibit or place an illuminated sign, rotating sign or dynamic sign that permits or provides for:
 - (a) A current interrupting or flashing device, unless there is a continuous source of concealed illumination on the translucent portions of the sign;
 - (b) A flashing beacon of a type that is the same or similar to those used by emergency vehicles;
 - (c) A flashing device, animator or revolving beacon within 50.0 m of the intersection of two or more public roadways;
 - (d) A device described in 11.7(5) that would be directly visible from any residential building within a distance of 50.0 m of the sign.

- (7) No person shall erect or place a sign so that it would be considered, in the opinion of the Development Authority, to be a traffic hazard or an obstruction to the vision of persons driving motor vehicles.
 - (a) Billboard signs, electronic signs, dynamic signs and rotating signs which are visible from Highway 20, Highway 20A and Highway 53, but located outside of the Highway Right-Of-Way, shall be circulated to Alberta Transportation for comment.
- (8) Notwithstanding section 11.7(7) the Development Authority may not approve any signs located within an Alberta Transportation Highway Right-Of-Way without written approval from Alberta Transportation.
- (9) The area around sign structures shall be kept clean and free of overgrown vegetation, and free from refuse material.
- (10) The Development Authority may at their discretion require an engineer-approved plan prior to the issuance of a sign permit in order to ensure the safety of a sign, awning or canopy design and placement.
- (11) Notwithstanding Part 4 of this Bylaw, the Development Authority may, with respect to an application for a sign permit,
 - (a) Grant a sign permit to an applicant subject to such conditions considered necessary to ensure this Bylaw is complied with;
 - (b) Refuse the application.
- (12) **Offensive Signage**
 - (a) No sign shall be erected which promotes intolerance, hatred or ridicule of any race, religion or other segment of society.
- (13) The number of signs, location of signs and size of signs may be varied to accommodate the placement of new signs on existing sign structures which were installed prior to January 1, 2019 at the sole discretion of the Development Authority. The Development Authority is not bound by the maximum variance in Section.4.5(6). In accordance with Section 4.5, a variance application shall be required and the applicant must demonstrate that the original signs were installed prior to January 1, 2019 in a manner deemed satisfactory to the Development Authority.

PART 12 – DISTRICTS AND REGULATIONS

12.1 ESTABLISHMENT OF DISTRICTS AND DISTRICT REGULATIONS

- (1) Land use district and land use regulations shall be set forth in Part 12 and may be amended in the same manner as any other Part or Section of this Bylaw.

12.2 LAND USE DISTRICTS

- (1) The Town is hereby divided into the following districts:

Designation Name	Designation Acronym
Low Density Residential	R1
Low Density General Residential	R2
High Density Residential	R3
Manufactured Home Park	MHP
Manufactured Home Subdivision	MHS
Residential Estate	RE
Country Residential	CR
Central Commercial	C1
Highway Commercial	C2
Industrial	M
Public Service	PS
Urban Holdings	UH
Direct Control	DC

12.3 LAND USE DISTRICT MAP

- (1) Land use districts specified under 12.2 are described in the short form on the LAND USE DISTRICT MAP which is an integral part of this Bylaw.
- (2) Throughout this Bylaw and amendments thereto, a District may be referred to either by its full name or its abbreviation.
- (3) The district regulations are delineated on the LAND USE DISTRICT MAP. Where uncertainty arises as to the precise location of the property of any district, the following rules shall apply:
 - (a) Where a boundary is shown as following a street, lane, stream or canal, it shall be deemed to follow the centreline thereof.
 - (b) Where a boundary is shown as approximately following a lot line, it shall be deemed to follow the lot line.
 - (c) In circumstances not covered by 12.3(a) and 12.3(b) above the location of the district boundary shall be determined by:
 - (i) Where dimensions are set out on the Land Use District Map, by the dimensions so set, or
 - (ii) Where dimensions are set out on the Land Use District Map with respect to such boundary, by measurement of and use of the scale shown on the Land Use District Map.
- (4) Where the application of the above rules does not determine the exact location of the boundary of a district, the Council either on its motion or upon written application being made to it by a person requesting the determination of the exact location of the boundary shall fix the portion of the district boundary in doubt or dispute in a manner consistent with the regulations of this Bylaw and the degree of detail as to measurements and directions as the circumstances may require.
- (5) After Council has fixed a district boundary pursuant to the provisions of 12.3, the portion of the boundary so fixed shall not be thereafter altered except by an amendment to this Bylaw.
- (6) The Council shall maintain a list of its decisions with respect to boundaries or portions thereof fixed by it.

12.4 LOW DENSITY RESIDENTIAL (R1)

(1) Purpose

The R1 – Low Density Residential designation is intended to accommodate the development of low-density residential development on moderately sized lots throughout the community.

(2) Permitted and Discretionary Uses

Table 12.4.1 outlines the permitted and discretionary uses contemplated in the R1 designation where approval is subject to the issuance of an authorized development permit.

Table 12.4.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Accessory Uses • Housing, secondary suite • Housing, single-detached • Home based business • Park 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Bed and breakfast • Child care facility • Family care facility • Religious institution • Utility installations • C-Can (Temporary) • Solar Collectors not in conformance with Section 9.10.

(3) Lot Area

The minimum lot area shall be in accordance with the following table:

Table 12.4.2

Use	Minimum Lot Area
Housing, single-detached	550 m ²
Other principle uses listed in Table 12.4.1	550 m ²

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.4.3

Use	Minimum Lot Frontage (m)
Housing, single-detached	15 metres
Other principle uses listed in Table 12.4.1	15 metres

(5) Lot Coverage

The maximum lot coverage of buildings (principle and accessory) shall be in accordance with the following table:

Table 12.4.4

Use	Maximum Lot coverage (%)
Housing, single-detached	40%
Other principle uses listed in Table 12.4.1	40%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.4.5

Use	Minimum Front Yard Setback (m)
Housing, single-detached	6 metres
Other principle uses listed in Table 12.4.1	6 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.4.6

Use	Minimum Rear Yard Setback (m)
Housing, single-detached	6 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.4.1	6 metres

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.4.7

Use	Minimum Side Yard Setback (m)
Housing, single-detached (side property line of a flanking street)	3.0 metres
Housing, single-detached (on one side of the lot where there is no road or lane access from the rear yard)	3.0 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.4.1	1.5 metres

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.4.8

Use	Maximum Building Height (m)
Housing, single-detached	11 metres
Accessory building	6 metres
Other principle uses listed in Table 12.4.1	11 metres

(10) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.5 LOW DENSITY GENERAL RESIDENTIAL (R2)

(1) Purpose

The R2 – Low Density General Residential designation is intended to provide opportunities for innovation in residential development. Through the provision of narrower lots the development of low density housing types will be provided at higher than conventional densities.

(2) Permitted and Discretionary Uses

Table 12.5.1 outlines the permitted and discretionary uses contemplated in the R2 designation where approval is subject to the issuance of an authorized development permit.

Table 12.5.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Accessory Uses • Housing, duplex • Housing, single-detached • Housing, secondary suite • Home based business • Park 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Bed and breakfast • Child care facility • Family care facility • Housing, manufactured • Religious institution • Utility installations • C-Can (Temporary) • Solar Collectors not in conformance with Section 9.10.

(3) Lot Area

The minimum lot area shall be in accordance with the following table:

Table 12.5.2

Use	Minimum Lot Area
Housing, duplex	200 m ² (per unit)
Housing, single detached (with adjacent rear lane)	250 m ²
Housing, single detached (without adjacent rear lane)	400 m ²
Other principle uses listed in Table 12.5.1	325 m ²

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.5.3

Use	Minimum and Maximum Lot Frontage (m)
Housing, duplex	Minimum 7.5 metres but maximum 10.5 metres
Housing, single detached (with adjacent rear lane)	Minimum/maximum of 7.5 metres
Housing, single detached (without adjacent rear lane)	Minimum/maximum of 10.5 metres
Other principle uses listed in Table 12.5.1	Minimum 7.5 metres but maximum 10.5 metres

(5) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.5.4

Use	Maximum Lot coverage (%)
Housing, duplex	55%
Housing, single detached (with adjacent rear lane)	55%
Housing, single detached (without adjacent rear lane)	55%
Other principle uses listed in Table 12.5.1	55%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.5.5

Use	Minimum Front Yard Setback (m)
Housing, duplex	6 metres
Housing, single detached (with adjacent rear lane)	6 metres
Housing, single detached (without adjacent rear lane)	6 metres
Other principle uses listed in Table 12.5.1	6 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.5.6

Use	Minimum Rear Yard Setback (m)
Housing, duplex	5 metres
Housing, single detached (with adjacent rear lane)	5 metres
Housing, single detached (without adjacent rear lane)	5 metres
Other principle uses listed in Table 12.5.1	5 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.5.7

Use	Minimum Side Yard Setback (m)
Housing, duplex	1.5 metres
Housing, single-detached (side property line of a flanking street)	3.0 metres
Housing, single-detached (on one side of the lot where there is no road or lane access from the rear yard)	3.0 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.5.1	1.5 metres

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.5.8

Use	Maximum Building Height (m)
Housing, duplex	11 metres
Housing, single detached (with adjacent rear lane)	11 metres
Housing, single detached (without adjacent rear lane)	11 metres
Accessory building	6 metres
Other principle uses listed in Table 12.5.1	11 metres

(10) Design Regulations

- (a) Where a lot has access to an adjacent rear lane, no vehicular access to the lot shall be provided from the fronting public roadway.
- (b) Where there is an attached garage accessed via the fronting public roadway, the garage shall not extend more than 1.0 metre in front of the living space of the dwelling.
- (c) Where there is an attached garage accessed via the fronting public roadway, the width of the garage facing the fronting roadway shall not exceed 50 percent of the total front façade/elevation of a dwelling.

(11) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.6 HIGH DENSITY RESIDENTIAL (R3)

(1) Purpose

The R3 - High Density Residential designation is intended to provide opportunities for the development of higher density residential. The intent of this zone is to encourage residential development at higher densities in close proximity to key nodes and/or corridors

(2) Permitted and Discretionary Uses

Table 12.6.1 outlines the permitted and discretionary uses contemplated in the R3 designation where approval is subject to the issuance of an authorized development permit

Table 12.6.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Accessory Uses • Housing, duplex • Housing, triplex • Housing, fourplex • Housing, row housing • Housing, secondary suite • Public parks and recreation areas 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Bed and breakfast • Child care facility • Family care facility • Home businesses • Housing, high rise apartment • Housing, low rise apartment • Religious institution • Utility installations • C-Can (Temporary) • Solar Collectors not in conformance with Section 9.10.

(3) Lot Area

The minimum lot area shall be as specified in the following table:

Table 12.6.2

Use	Minimum Lot Area (m ²)
Housing, duplex	250 m ²
Housing, low rise/high rise apartment	500 m ²
Housing, triplex	500 m ²
Housing, fourplex	500 m ²
Housing, row	120 m ² (per unit)
Other principle uses listed in Table 12.6.1	500 m ²

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.6.3

Use	Minimum Lot Frontage (m)
Housing, duplex	7.5 metres
Housing, low rise/high rise apartment	15 metres
Housing, triplex	15 metres
Housing, fourplex	15 metres
Housing, row	4 metres (per unit)
Other principle uses listed in Table 12.6.1	15 metres

(5) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.6.4

Use	Maximum Lot coverage (%)
Housing, duplex	50%
Housing, low rise/high rise apartment	50%
Housing, triplex	50%
Housing, fourplex	50%
Housing, row	50%
Other principle uses listed in Table 12.6.1	50%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.6.5

Use	Minimum Front Yard Setback (m)
Housing, duplex	6 metres
Housing, low rise/high rise apartment	6 metres
Housing, triplex	6 metres
Housing, fourplex	6 metres
Housing, row	6 metres
Other principle uses listed in Table 12.6.1	6 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.6.6

Use	Minimum Rear Yard Setback (m)
Housing, duplex	5 metres
Housing, low rise/high rise apartment	5 metres
Housing, triplex	5 metres
Housing, fourplex	5 metres
Housing, row	5 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.6.1	5 metres

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.6.7

Use	Minimum Side Yard Setback (m)
Housing, duplex	1.5 metres
Housing, low rise/high rise apartment	3 metres
Housing, triplex	1.5 metres
Housing, fourplex	1.5 metres
Housing, row	1.5 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.6.1	1.5 metres

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.6.8

Use	Maximum Building Height (m)
Housing, duplex	11 metres
Housing, low rise/high rise apartment	20 metres
Housing, triplex	11 metres
Housing, fourplex	11 metres
Housing, row	11 metres
Accessory building	6 metres
Other principle uses listed in Table 12.6.1	11 metres

(10) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.7 MANUFACTURED HOME PARK (MHP)

(1) Purpose

The MHP – Manufactured Home Park designation is intended to provide for and regulate the development of land for the use of manufactured homes on lots in comprehensively designed parks wherein no individually titled parcels have been created.

(2) Permitted and Discretionary Uses

Table 12.7.1 outlines the permitted and discretionary uses contemplated in the MHP designation where approval is subject to the issuance of an authorized development permit.

Table 12.7.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Accessory Uses • Housing, manufactured home • Park 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Group homes • Home businesses • Utility installations • C-Can (Temporary) • Solar Collectors not in conformance with Section 9.10.

(3) General Regulations

- (a) A Comprehensive site plan shall be required for manufactured home parks developed after 2015.
- (b) Prior to the development of a new Manufactured Home Park the applicant will submit to the Development Authority a comprehensive site plan and/or any other supporting documentation that will identify the following elements:
 - (i) Site area with lot lines of the manufactured home park and any titled lots clearly delineated.
 - (ii) Proposed layout and placement of individual housing units.
 - (iii) Internal and adjacent pedestrian or walkway connections.
 - (iv) Internal and adjacent roadways.
 - (v) Internal and perimeter landscaping.
 - (vi) Garbage areas.
 - (vii) Parking areas.

- (viii) Recreational areas.
- (ix) Storage areas.

- (c) A development permit and move-in permit are required anytime a new manufactured home unit is moved onto a Manufactured Home Park site. Move-in permits shall require:
 - (i) Third party certification from an accredited inspection agency including the Canadian Standard Association (CSA), Intertek or Quality Auditing Institute (QAI).
 - (ii) Alberta Municipal Affairs Label or CSA Label.
 - (iii) Model number.
 - (iv) Manufactured home unit serial number.
- (d) A move-out permit is required when units vacate a site. A new move-in permit shall not be issued until a move-out permit has been completed for the lot.
- (e) All permits are the responsibility of the Manufactured Home Park site.

(4) Manufactured Home Park Size

- (a) The gross density of a residential home park is 17 manufactured homes per hectare
- (b) A residential home park shall have a minimum park area of 2 hectares but a maximum park area of 4 hectares

(5) Setbacks

- (a) The minimum yard requirements for manufactured homes shall be at least:
 - (i) 3.5 m from a similar manufactured home unit.
 - (ii) 6.0 m from the rear lot line of the manufactured home park.
 - (iii) 2.4 m from any internal access road or common parking area.
 - (iv) 1.2 m from front lot line of the manufactured home park.

- (b) The minimum side yard and rear yard setback requirements for accessory buildings shall be at least:
 - (i) Nil for accessory buildings, under 13.4m².
 - (ii) 1.5 m for accessory buildings, over13.4m².

(6) Height

- (a) The maximum height as specified in Section 12.8(10) shall apply.

(7) Design Regulations

- (a) All additions shall be designed in a manner that complements the manufactured homes.
- (b) Five percent of the gross area of a manufactured home park shall be developed for recreational use either in the form of indoor community building and/or outdoor recreational space.

(8) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.8 MANUFACTURED HOME SUBDIVISION (MHS)

(1) Purpose

The MHS – Manufactured Home Subdivision designation is intended to provide for and regulate the development of land for the use of manufactured homes on separately titled parcels.

(2) Permitted and Discretionary Uses

Table 12.8.1 outlines the permitted and discretionary uses contemplated in the MHS designation where approval is subject to the issuance of an authorized development permit.

Table 12.8.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Buildings 13.4 m² and under • First Accessory Buildings 13.4 m² and over • Accessory Uses • Housing, manufactured home • Public parks and recreation areas 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Home businesses • Utility installations • Uses accessory to the above • C-Can (Temporary) • Solar Collectors not in conformance with Section 9.10.

(3) Manufactured Home Subdivision

The following development standards apply to areas where individually titled parcels have been created.

(4) Lot Area

The minimum lot area shall be as specified in the following table:

Table 12.8.2

Use	Minimum Lot Area (m2)
Housing, manufactured home	375 m ²
All other principle uses	500 m ²

(5) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.8.3

Use	Minimum Lot Frontage (m)
Housing, manufactured home	7.5 metres
All other principle uses	15 metres

(6) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.8.4

Use	Maximum Lot coverage (%)
Housing, manufactured home	50%
All other principle uses	50%

(7) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.8.5

Use	Minimum Front Yard Setback (m)
Housing, manufactured home	6 metres
All other principle uses	6 metres

(8) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.8.6

Use	Minimum Rear Yard Setback (m)
Housing, manufactured home	3 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
All other principle uses	5 metres

(9) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.8.7

Use	Minimum Side Yard Setback (m)
Housing, manufactured home	1.5 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
All other principle uses	1.5 metres

(10) Height

The maximum building height shall be in accordance with the following table:

Table 12.8.8

Use	Maximum Building Height (m)
Housing, manufactured home	5 metres
Accessory building	5 metres
All other principle uses	5 metres

(11) Design Regulations

- (a) All additions shall be designed in a manner that complements the manufactured homes.
- (b) Ten percent of the gross area of a manufactured home park shall be developed for recreational use either in the form of indoor community building and/or outdoor recreational space.

(12) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.9 RESIDENTIAL ESTATE (RE)

(1) Purpose

The RE – Residential Estate designation is intended to accommodate low-density residential development in a comprehensively designed naturalized environment.

(2) Permitted and Discretionary Uses

Table 12.9.1 outlines the permitted and discretionary uses contemplated in the RE designation where approval is subject to the issuance of an authorized development permit.

Table 12.9.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Accessory Uses • Housing, secondary suite • Housing, single-detached • Park 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Bed and breakfast • Child care facility • Family care facility • Home businesses • Religious institution • Utility installations • C-Can (Temporary) • Solar Collectors not in conformance with Section 9.10.

(3) Lot Area

The minimum lot area shall be in accordance with the following table:

Table 12.9.2

Use	Minimum Lot Area
Housing, single-detached	0.5 acres
Other principle uses listed in Table 12.9.1	0.5 acres

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.9.3

Use	Minimum Lot Frontage (m)
Housing, single-detached	15 metres
Other principle uses listed in Table 12.9.1	15 metres

(5) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.9.4

Use	Maximum Lot coverage (%)
Housing, single-detached	50%
Other principle uses listed in Table 12.9.1	50%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.9.5

Use	Minimum Front Yard Setback (m)
Housing, single-detached	5 metres
Other principle uses listed in Table 12.9.1	5 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.9.6

Use	Minimum Rear Yard Setback (m)
Housing, single-detached	5 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.9.1	5 metres

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.9.7

Use	Minimum Side Yard Setback (m)
Housing, single-detached	5 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.9.1	5 metres

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.9.8

Use	Maximum Building Height (m)
Housing, single-detached	11 metres
Other principle uses listed in Table 12.9.1	11 metres

(10) Design Regulations

- (a) Upon initial construction the following design regulations shall apply:
 - (i) Shingles are to be asphalt, tile or wooden shake.
 - (ii) The façade of any principal building shall be finished 25% masonry, stone or brick.
 - (iii) Vinyl siding shall not be permitted on any structure, including principal and accessory buildings.
 - (iv) Notwithstanding Landscaping regulations in Section 8.16, a minimum of three (3) trees must be placed in the front yard.
- (b) The main floor of the residence, not including attached garage, shall be a minimum of 140 square meters (1,500 square feet).
- (c) All developments shall be located in a manner which the garage entrance faces onto the front road and maintains privacy of the neighbouring parcels.
- (d) The quality of exterior treatment and design of all buildings and fences shall be to the satisfaction of the Development Authority for permitted uses and discretionary uses. Additional design regulations may be required at the discretion of the Development Authority.
- (e) No moved in or relocated buildings shall be permitted in the Residential Estates (RE) district.
- (f) A maximum of one vehicular approach shall be permitted per lot.

(11) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.10 COUNTRY RESIDENTIAL (CR)

(1) Purpose

The CR – Country Residential designation is intended to accommodate low-density residential development in a comprehensively designed naturalized environment but where minimal urban infrastructure and services are provided.

(2) Permitted and Discretionary Uses

Table 12.10.1 outlines the permitted and discretionary uses contemplated in the RE designation where approval is subject to the issuance of an authorized development permit

Table 12.10.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Accessory Uses • Housing, secondary suite • Housing, single-detached • Park 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Bed and breakfast • Child care facility • C-Can (Temporary) • Family care facility • Home businesses • Religious institution • Utility installations • Solar Collectors not in conformance with Section 9.10.

(3) Lot Area

The minimum lot area shall be in accordance with the following table:

Table 12.10.2

Use	Minimum Lot Area
Housing, single-detached	2.5 acres
Other principle uses listed in Table 12.9.1	2.5 acres

(4) Lot Frontage

The minimum lot frontage shall be in accordance with the following table:

Table 12.10.3

Use	Minimum Lot Frontage (m)
Housing, single-detached	10 metres
Other principle uses listed in Table 12.9.1	10 metres

(5) Lot Coverage

The maximum coverage of buildings (principle and accessory) on a lot shall be in accordance with the following table:

Table 12.10.4

Use	Maximum Lot coverage (%)
Housing, single-detached	50%
Other principle uses listed in Table 12.9.1	50%

(6) Front Yard Setback

The minimum front yard setback shall be in accordance with the following table:

Table 12.10.5

Use	Minimum Front Yard Setback (m)
Housing, single-detached	5 metres
Other principle uses listed in Table 12.9.1	5 metres

(7) Rear Yard Setback

The minimum rear yard setback shall be in accordance with the following table:

Table 12.10.6

Use	Minimum Rear Yard Setback (m)
Housing, single-detached	5 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.9.1	5 metres

(8) Side Yard Setback

The minimum side yard setback shall be in accordance with the following table:

Table 12.10.7

Use	Minimum Side Yard Setback (m)
Housing, single-detached	5 metres
Accessory buildings, under 13.4m ²	Nil
Accessory buildings, over 13.4m ²	1.5 metres
Other principle uses listed in Table 12.9.1	5 metres

(9) Height

The maximum building height shall be in accordance with the following table:

Table 12.10.8

Use	Maximum Building Height (m)
Housing, single-detached	11 metres
Other principle uses listed in Table 12.9.1	11 metres

(10) Additional Regulations

- (a) The main floor of the residence, not including attached garage, shall be a minimum of 150 square meters (1,614 square feet).
- (b) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (c) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (d) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (e) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (f) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (g) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.11 CENTRAL COMMERCIAL (C1)

(1) Purpose

The C1 – Central Commercial designation is intended to provide for a wide variety of commercial, institutional and residential uses within the town centre. The intent is to foster mixed-use development and encouraging vibrancy in a manner that facilitates pedestrian movement.

(2) Permitted and Discretionary Uses

Table 12.11.1 outlines the permitted and discretionary uses contemplated in the C1 designation where approval is subject to the issuance of an authorized development permit.

Table 12.11.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Art gallery • Bakery • Club • Convenience store • Dry cleaning/Laundromat services • Financial Services • Funeral home • Grocery store • Hotel • Housing, mixed use • Office • Medical clinic • Motel • Personal Services • Public administration • Religious Institution • Restaurant • Retail • Sign, excluding dynamic sign • Theatre 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Adult entertainment • Automotive sales and/or rental • Automotive supply store • Brewery, winery and distillery • Brewpub • Cannabis retail sales • Car/Truck wash • Child care facility • Commercial recreation & entertainment facility • Contracting services • Dynamic Sign • Gas bar • Head shop • Housing, apartment (low rise), second story and above • Housing, apartment (high rise) , second story and above • Liquor store • Nightclub • Parking facility • Pawn shop • Recycling depot • Repair shop • Restaurant – drive thru • C-Can • Solar Collectors not in conformance with Section 9.10. • Utility installations

(3) Development Standards

The Development Standards for all uses listed in Table 12.11.1 shall adhere to the standards listed in Table 12.11.2.

Table 12.11.2

Development Standard	Site Standard
Minimum Lot Area (m ²)	250 m ²
Minimum Lot Frontage (m)	6 m
Maximum Lot Coverage (%)	80%
Minimum Front Yard Setback (m)	Nil
Minimum Rear Yard Setback (m)	6 m
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Minimum Side Yard Setback (m)	Nil
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Maximum Height	15 m

(4) Design Regulations

- (a) The façade of any principal building should be finished in brick, rock, stone, stucco, wood, glass, and/or precast concrete. Exterior finishes should require minimal maintenance but demonstrate high quality workmanship.
- (b) Buildings should be built to the property line in order to create a defined relationship with the public realm.
- (c) A minimum of 60% of the ground floor of any building should be finished in clear glazing to allow for natural surveillance, and to create an engaging and vibrant public realm. Reflective or tinted glazing should be discouraged.
- (d) The street wall, where it runs parallel to a roadway, should be designed to occupy 100% of a lot's frontage.
- (e) The provision of canopies or awnings are encouraged in order to provide weather protection for pedestrians.
- (f) No parking area shall be located within the front yard of any lot. Parking areas should be located within the rear yard, with vehicular access from an adjacent lane.
- (g) The ground floor of any residential building should be utilized for commercial purposes.
- (h) Additional design regulations may be required at the discretion of the Development Authority.

(5) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.12 HIGHWAY COMMERCIAL (C2)

(1) Purpose

The C2 – Highway Commercial designation is intended to accommodate the development of a wide array of commercial uses on lots adjacent to roadways that facilitate large volumes of automotive traffic.

(2) Permitted and Discretionary Uses

Table 12.12.1 outlines the permitted and discretionary uses contemplated in the C2 designation where approval is subject to the issuance of an authorized development permit.

Table 12.12.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Accessory Uses • Auction mart • Automotive sales and/or rental • Automotive supply store • Bakery • Car/Truck wash • Club • Convenience store • Dry cleaning/laundromat services • Financial Services • Funeral home • Gas bar • Grocery store • Hotel • Office • Medical clinic • Motel • Personal services • Public administration • Religious Institution • Restaurant • Restaurant – drive thru • Retail • Sign, excluding dynamic sign 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Air supported structure and fabric-covered structure • Any permitted use with a height exceeding 10 metres • Adult entertainment • Amusement arcade • Automotive service and/or paint shop • Brewery, winery and distillery • Brewpub • Cannabis retail sales • Child care facility • Commercial recreation & entertainment facility • Contracting services • Dynamic Sign • Gambling and gaming hall • Head shop • Housing, apartment (low rise), second story and above • Housing, apartment (high rise), second story and above • Liquor store • Nightclub • Pawn shop • Recycling depot • Repair shop • C-Can • Solar Collectors not in conformance with Section 9.10. • Theatre • Trucking establishment • Utility installations • Warehouse

(3) Development Standards

The Development Standards for all uses identified in Table 12.12.1 shall adhere to the standards listed in Table 12.12.2.

Table 12.12.2

Development Standard	Site Standard
Minimum Lot Area (m ²)	1000 m ²
Minimum Lot Frontage (m)	6 m
Maximum Lot Coverage (%)	65%
Minimum Front Yard Setback (m)	8 m
Minimum Rear Yard Setback (m)	5 m
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Minimum Side Yard Setback (m)	3 m
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Maximum Height	15 m

(4) Design Regulations

- (a) The façade of any principal building should be finished in brick, rock, stone, stucco, wood, glass, and/or precast concrete. Exterior finishes should require minimal maintenance but demonstrate high quality workmanship.
- (b) Additional design regulations may be required at the discretion of the Development Authority.

(5) Additional Regulations

- (a) No access to a lot shall be provided from Highway 20 or Highway 53 without obtaining the approval of Alberta Transportation.
- (b) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (c) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (d) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (e) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (f) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (g) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.13 INDUSTRIAL (M)

(1) Purpose

The M – Industrial designation is intended to accommodate the development of a wide array of industrial uses but which will not cause any objectionable or noxious conditions, be it noise, odour, dust, vibration or any other similar sensation, beyond the lot on which they are located.

(2) Permitted and Discretionary Uses

Table 12.13.1 outlines the permitted and discretionary uses contemplated in the M designation where approval is subject to the issuance of an authorized development permit.

Table 12.13.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Building 13.4 m² and over • Accessory Uses • Agricultural sales and/or service • Animal kennel • Animal shelter • Auction mart • Automotive sales and/or rental • Automotive service and/or paint shop • Automotive supply store • Bakery • Car/Truck wash • Club • Convenience store • Contracting services • Dry cleaning/Laundromat services • Gas bar • Greenhouse • Manufacturing, processing, packaging or assembly of goods or materials • Mini storage • Public Administration • Repair shop • Sign, excluding dynamic sign • Trucking establishment • Warehouse • Veterinary clinic 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Abattoir • Air supported structure and fabric-covered structure • Amusement arcade • Adult entertainment • Auction mart • Bulk fuel and/or fertilizer sales and storage • Cannabis facility • Dynamic Sign • Gambling and gaming hall • Housing, apartment (low rise), second story and above • Housing, apartment (high rise), second story and above • Liquor store • Meat processing plant • Recycling depot • Restaurant • Restaurant, drive-thru • Salvage yard • C-Can • Solar Collectors not in conformance with Section 9.10. • Wrecking yard

(3) Development Standards

The Development Standards for all uses identified in Table 12.13.1 shall adhere to the standards listed in Table 12.13.2.

Table 12.13.2

Development Standard	Site Standard
Minimum Lot Area (m ²)	500 m ²
Minimum Lot Frontage (m)	15 m
Maximum Lot Coverage (%)	50%
Minimum Front Yard Setback (m)	6 m
Minimum Rear Yard Setback (m)	5 m
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Minimum Side Yard Setback (m)	3 m
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Maximum Height	15 m

(4) Design Regulations

- (a) The façade of any principal building should be finished in brick, rock, stone, stucco, wood, glass, and/or precast concrete. Exterior finishes should require minimal maintenance but demonstrate high quality workmanship.
- (b) No outdoor storage of goods, materials, or equipment shall be permitted within any portion of a front, side, or rear yard, which runs parallel to an adjacent roadway.
- (c) All loading facilities should be located and accessed from a side and/or rear yard.
- (d) Additional design regulations may be required at the discretion of the Development Authority.

(5) Additional Regulations

- (a) No access to a lot shall be provided from Highway 20 or Highway 53 without obtaining the approval of Alberta Transportation.
- (b) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (c) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (d) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (e) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (f) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (g) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (h) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.14 PUBLIC SERVICE (PS)

(2) Purpose

The PS – Public Services designation is intended to accommodate the development of uses which serve the public and which are of benefit to the community.

(3) Permitted and Discretionary Uses

Table 12.14.1 outlines the permitted and discretionary uses contemplated in the PS designation where approval is subject to the issuance of an authorized development permit.

Table 12.14.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • First Accessory Buildings 13.4 m² and over • Cemetery • Community centre • Hospital • Landfill • Library • Museum • Park • Public administration • Recreational facility • Residential care facility • School • Sign • Tourism information centre • Utility installations 	<ul style="list-style-type: none"> • Second and additional, Accessory Building under 13.4m² • Second and additional, Accessory Building 13.4 m² and over • Animal shelter • Campground • Child care facility • Golf course • Medical clinic • Retail • Restaurant • C-Can • Solar Collectors not in conformance with Section 9.10.

(4) Development Standards

The Development Standards for all uses identified in Table 12.14.1 shall adhere to the standards listed in Table 12.14.2.

Table 12.14.2

Development Standards	Site Standard
Minimum Lot Area (m ²)	500 m ²
Minimum Lot Frontage (m)	15 m
Maximum Lot Coverage (%)	75%
Minimum Front Yard Setback (m)	7.5 m
Minimum Rear Yard Setback (m)	5 m
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Minimum Side Yard Setback (m)	3 m
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Maximum Height	12.2 m

(5) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.15 URBAN HOLDINGS (UH)

(1) Purpose

The UH – Urban Holdings designation is intended to retain land in an undeveloped manner for future urban expansion, while contemplating a limited number of interim uses, and allowing existing uses to remain until development proceeds.

(2) Permitted and Discretionary Uses

Table 12.15.1 outlines the permitted and discretionary uses contemplated in the UH designation where approval is subject to the issuance of an authorized development permit.

Table 12.15.1

Permitted Uses	Discretionary Uses
<ul style="list-style-type: none"> • Accessory Uses • Agriculture, excluding intensive livestock operations • Home based business • Park • Public administration • Stormwater Management Facility • Utility installations 	<ul style="list-style-type: none"> • Animal shelter • Campground • Golf course • Sign • C-Can • Solar collectors, not in conformance with Section 9.10.

(3) Development Standards

The Development Standards for all uses identified in Table 12.15.2 shall adhere to the standards listed in Table 12.15.2.

Table 12.15.2

Development Standards	Site Standard
Minimum Lot Area (m ²)	500 m ²
Minimum Lot Frontage (m)	15 m
Maximum Lot Coverage (%)	75%
Minimum Front Yard Setback (m)	7.5 m
Minimum Rear Yard Setback (m)	5 m
Minimum Rear Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Rear Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Minimum Side Yard Setback (m)	3 m
Minimum Side Yard Setback (m) – Accessory buildings, under 13.4m ²	Nil
Minimum Side Yard Setback (m) – Accessory buildings, over 13.4m ²	1.5 metres
Maximum Height	12.2 m

(4) Additional Regulations

- (a) Accessory uses in this designation shall be subject to the regulations as per **8.1**.
- (b) Temporary uses in this designation shall be subject to the regulations as per **8.25**.
- (c) Non-conforming uses in this designation shall be subject to the regulations in **3.3**.
- (d) Parking and loading facilities in this designation shall be provided in accordance with the regulations in **Part 10**.
- (e) Landscaping in this designation shall be provided in accordance with the regulations in **8.16**.
- (f) The construction of signs in this designation shall be in accordance with the regulations in **Part 11**.

12.16 DIRECT CONTROL (DC)**(1) Purpose**

The DC – Direct Control designation is intended to provide control over the use and development of land or buildings for which Council has determined that, because of unique land use characteristics, innovative ideas, or special environmental concerns, such development could not be effectively accommodated under any other land use designation in this Bylaw.

(2) Permitted and Discretionary Uses

- (a) All permitted and discretionary uses shall be as prescribed in the previously written Statutory Plan.
- (b) In the absence of an adopted Area Structure Plan or Area Redevelopment Plan, any use which, in the opinion of the Development Authority, is compatible with the character of existing surrounding uses and adjacent designated Land Use Districts may also be allowed.

(3) Development Standards

- (a) The Development Authority may require additional information to properly evaluate the proposed development in terms of its compliance with this Bylaw, and any applicable Statutory Plan.
- (b) All development shall comply with the lot sizes, building setback requirements and other development criteria as prescribed in any applicable Statutory Plan.

(4) Additional Regulations

- (a) All other development requirements shall be at the discretion of the Development Authority. In determining the appropriate requirements for a development in the DC District, the Development Authority shall have regard to any provisions in this Bylaw for similar uses or developments.
- (b) In the absence of an adopted Area Structure Plan or Area Redevelopment Plan, the regulations which will be applied to a development will be those which, in the opinion of the Development Authority, are compatible with the character of existing surrounding uses and adjacent designated Land Use Districts.

12.17 DIRECT CONTROL DISTRICT – 2020-01**(1) Location**

Lot 1, Block 9, Plan 148BT (4906 – 50 Street)

(2) Purpose

To accommodate and allow for the residential units to be located on the ground floor within an otherwise designated Central Commercial (C1) district.

(3) Permitted Uses

(a) Two (2) Ground floor residential units.

(b) As per the permitted uses contained within the Central Commercial (C1) designation.

(4) Discretionary Uses

(a) Additional ground floor residential units.

(b) As per the permitted uses contained within the Central Commercial (C1) designation.

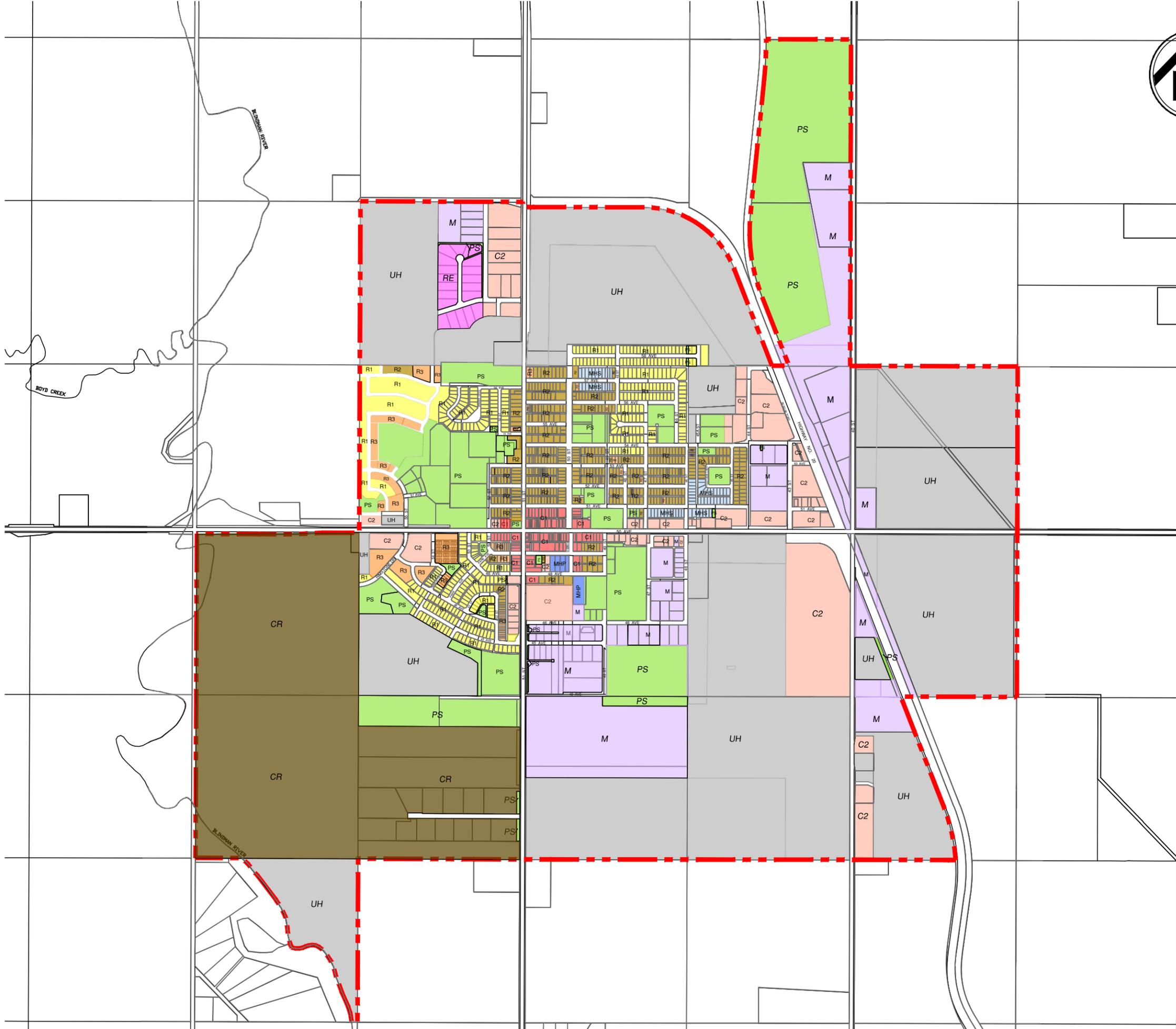
(5) Development Standards and Setback Requirements

(a) As per the requirements contained within the Central Commercial (C1) designation.

(b) Additional development standards as determined by Council or its delegate.

(6) Maximum Number of Lots

(a) One (1).



Legend

DESCRIPTION

TOWN LIMIT

LAND USE BYLAW DEFINITION

- R1 Low density residential
- R2 Low density general residential
- R3 High density residential
- MHS Manufactured housing subdivision
- MHP Manufactured housing park
- RE Residential Estates
- CR Country Residential
- C1 Central commercial
- C2 Highway commercial
- M Industrial
- PS Public Service
- UH Urban holdings
- DC Direct control

Existing Land Use Based on:
Land Use Bylaw - 1008/24



Project
TOWN OF RIMBEY
LAND USE
BYLAW - 1008/24



Consulting Engineers
G4, 5550 - 45 Street, RED DEER, AB T4N 1L1
Phone (403) 346-7710 Fax (403) 341-4909
E-mail admin@tagish-engineering.com

Scale	1:6,000
Date	Rev. 6 - MAY 05, 2024
Dwg. File	RB129_20240522_LUB.dwg

Title
LAND USE
BYLAW MAP
MAP

Project No.
RB129
Drawing No.
MAP
1

Town Council REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: 1007/24 Waste Management Bylaw
Item For: Public Information -or- Closed Session

BACKGROUND:

At the last Bylaw Committee Meeting held on May 7, 2024, the committee reviewed 1007/24 Waste Management Bylaw draft. The committee provided changes to the draft and made the following motion:

Motion 2024BC017

Moved by Committee Member Johnstone to accept 1007/24 Waste Management Bylaw with the changes listed below, and to bring forward to Council for review.

- Change "Administrator" to "CAO" throughout the bylaw
- Section 3.4 - Remove
- Section 3.5 - Add "situation" after "emergency"
- Section 3.1(d) Add "Recyclable Materials"
- Section 3.9 - Add "Recyclable Material or"
- Section 4.5 - Change "Householder" to "Utility Owner"
- Section 4.9 - Move up above 4.4
- Section 4.15 - Remove
- Section 5.5 - Remove
- Section 5.10 & 5.11 - Add the word "on" before "the day prior to Collection"
- Section 5.12 - Add "or in approved enclosure"
- Section 5.16 - Remove
- Section 5.17 - Remove the last sentence in this section
- Section 5.16, 5.19, and 5.20 - Remove
- Section 5.21 - Add "sealed" blue bags and "previously" approved containers for collection
- Section 5.22 - Add " or recyclable container"
- Section 5.24 - Remove "or lane"
- Section 6.3 - Create a schedule "D"

Chairperson Rondeel	In Favor
Committee Member Johnstone	In Favor
Committee Member McKay	In Favor
Councillor Coston	Absent

CARRIED

ATTACHMENTS:

[Waste Management draft-3 \(002\)-attachment to RFD with track changes from meeting May 7](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 23, 2024
Date

ENDORSED BY:



May 23, 2024
Date

Craig Douglas, Chief Administrative Officer

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

BEING A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA, TO REGULATE THE COLLECTION, DISPOSAL AND HANDLING OF WASTE MANAGEMENT, INCLUDING ORGANICS AND RECYCLING MATERIALS, IN THE TOWN OF RIMBEY.

WHEREAS, under the provisions of Section 7, *Municipal Government Act*, Chapter M-26, R.S.A. 2000, and amendments thereto, the Council may pass a by-law for the establishment of public utilities, including a waste management system;

WHEREAS, the Town of Rimbey finds it desirable to pass a bylaw to establish and maintain a waste management system and to operate this system as a public utility;

AND WHEREAS, in accordance with good financial management to cover the costs of providing Waste Management Services to its residents, the municipality wishes to establish a fee structure for such services.

NOW THEREFORE, the Town of Rimbey Council enacts as follows: This Bylaw may be cited as the **"Waste Management Bylaw."**

SECTION 1.0 - DEFINITIONS

- 1.1 **"APARTMENT BUILDING"** means a collective group of residential units in an apartment or condominium-style building, of more than one story, which is managed by a property management group or person, a condominium association, or a similar board or group.
- 1.2 **"ASHES"** means the powdery residue left after the combustion of any substance and includes partially burnt wood, charcoal, or coal.
- 1.3 **"BASE RATE"** means the rate established in the Schedule "A" Fees for Services Bylaw for the general provision of Waste Management Services.
- 1.4 **"BILLING PERIOD"** means the calendar month for which the Town calculates the Utility services, which includes January, February, March, April, May, June, July, August, September, October, November and December.
- 1.5 **"BIOLOGICAL WASTE"** means waste that is created in a hospital, necropsy facility or biological research laboratory and contains or may contain pathogenic agents that may cause disease in Persons exposed to the waste.
- 1.6 **"BLUE BAG"** means a transparent bag in which acceptable recyclable material may be placed.
- 1.7 **"BURNING"** means any material generating heat enough to create smoke, flames or sparks.
- 1.8 **"C.A.O."** means the Chief Administrative Officer for the Town of Rimbey or designate.
- 1.9 **"COLLECTION CART"** means the wheeled receptacle cart system, which has been allocated to an eligible residential premise by the ~~Administrator~~ CAO, for the collection of Waste Materials (black cart), and the collection of Organics Materials (green cart).
- 1.10 **"COLLECTION CONTRACTOR"** means the person, or any agent of that person, company(s) or corporation(s) authorized by the Town to collect, remove and dispose of Waste Materials and Organics Materials from an eligible premise.
- 1.11 **"COLLECTION DAY"** means the day of the week on which the Collection Service is provided.
- 1.12 **"COLLECTION SERVICE"** means the service provided by the Town for the collection, removal and disposal of Waste Materials and Organics Materials from an eligible premise.

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

- 1.13 **"COMPLUSORY SERVICE"** means the Waste Material, Recyclable Material, and Organic Material Collection Service that a Residential Premise is required to receive from the Town.
- 1.14 **"CONSTRUCTION AND DEMOLITION WASTE"** means waste material generated as a result of construction, demolition, or renovation activities that includes:
- a. polystyrene;
 - b. fiberglass insulation;
 - c. concrete;
 - d. pieces of wood;
 - e. siding;
 - f. shingles;
 - g. drywall;
 - h. hazardous wastes; and
 - i. any other materials that may be designated as such by the **Administrator CAO**.
- 1.15 **"DIRECTOR"** means the Director of Public Works.
- 1.16 **"TRANSFER STATION"** means the Town of Rimbey Transfer Station and Recycle facility, located at 6200 - 40 Street, in Rimbey, Alberta.
- 1.17 **"HOUSEHOLDER"** means any Owner, occupant, lessee or tenant, or any other person in charge of any building or dwelling used or intended to be used as a Residential Premise including a multiple family dwelling, but excluding commercial, industrial and institutional premises.
- 1.18 **"NON-RESIDENTIAL PREMISE"** means any building or premises that is used or is intended to be used for commercial, industrial or institutional use, by an Owner, occupant, lessee or tenant, or any other person in charge.
- 1.19 **"ORGANICS MATERIALS"** means the materials listed in Schedule "B" of this Bylaw.
- 1.20 **"OWNER"** means the person or persons registered as the Owner(s) of a Property pursuant to the provision of the *Land Titles Act* (Alberta), as the owner of a fee simple estate in land, or a person who is recorded as the owner of a property on the tax assessment roll of the Town.
- 1.21 **"PROVINCIAL OFFENCES PROCEDURE ACT"** means the Provincial Offences Procedure Act, RSA 2000, c P-34, as amended from time to time.
- 1.22 **"RECYCLABLES"** means generally accepted materials for recycling, as defined in Schedule "A" of this Bylaw.
- 1.23 **"RECYCLING SERVICE"** means the service provided that allow for community recycling.
- 1.24 **"RESIDENTIAL PREMISE"** means a building or premises that has residential use by an Owner, occupant, lessee or tenant, or any other person, but excluding Apartment Buildings, Residential Complexes, commercial, industrial and institutional premises.
- 1.25 **"RESIDENTIAL COMPLEX"** means a collective group of three or more residential units, including a manufactured home park, row housing, and town housing, which is managed by a property management group or person, a condominium association, or a similar group, but excludes an Apartment Building.
- 1.26 **"TOWN"** means the Town of Rimbey.
- 1.27 **"WASTE MATERIALS"** means all normal refuse and waste which results from the operation of a household and shall, without restricting the generality of the foregoing, include packaging materials, rags, as well as Ashes from wood burning appliances. It shall not include Recyclables, or Organics Materials, rubble and other waste from construction or demolition, dead animals, human feces, automobiles or other machinery, waste from institutional, industrial or commercial premises, or hazardous, explosive or toxic materials.

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

- 1.28 **"YARD WASTE"** means materials generated in growing and tending to yards and plants and includes, but is not limited to, (a) grass clippings, (b) twigs, (c) house and garden plants, (d) sawdust and wood shavings, and (e) any other material designated as such by the Administrator CAO.

SECTION 2.0 - APPLICATIONS

- 2.1 Nothing in this Bylaw relieves a Person from complying with any provision of any federal or provincial law or regulation, other bylaw, or any requirement of any lawful permit, order or license.
- 2.2 Specific reference to other bylaws, statutes and regulations are intended to refer to the current laws applicable within the Province of Alberta or municipality, at the time this Bylaw is enacted, and as may be amended from time to time, including successor legislation.
- 2.3 All the schedules attached to this Bylaw shall form a part of this Bylaw.

SECTION 3- GENERAL

- 3.1 The C.A.O. shall administer and enforce the provisions of the Bylaw and, for this purpose, may:
- a. delegate any of the C.A.O. powers, duties, or functions under this Bylaw to an employee and/or Collection Contractor of the Town;
 - b. designate a particular time and day of the week for the Collection Service in each area of Town;
 - c. designate the location, hours of operation, conditions of operations, and guidelines for accepting Recyclables and bagged Waste Materials at the Waste Transfer Station;
 - d. organize the collection of Waste Materials, Recyclable Materials and/or Organics Materials, including:
 - i. establishing locations for the Collection Service;
 - ii. establishing the frequency of the Collection Service;
 - iii. designating which materials shall be accepted;
 - iv. managing and overseeing the contract of any Collection Contractor; and
 - v. taking any recourse allowed under the *Municipal Government Act* to secure payment of any Collection Services, or Recyclables, as indicated on the utility bill.
- 3.2 The Collection Service shall be provided to all approved Residential Premises.
- 3.3 The Collection Service for Apartment Buildings and Residential Complexes will be at the discretion of the Administrator CAO. Criteria will include but not be limited to the physical feasibility of the placement of Collection Carts. In such cases, where the Administrator CAO deems it suitable, a private commercial waste hauler shall be required to collect Waste Materials at the expense of the Owner.
- ~~3.4 Non-Residential Premises will be required to arrange for a private commercial waste hauler to collect and dispose of their Waste Materials at their expense.~~
- 3-53.4 Waste Materials, Recyclables and Organics Materials shall be collected at a frequency determined by the Administrator CAO, from all Residential Premises and any other premises as approved by the C.A.O. or designate, except in the case of an unusual or emergency situation.
- 3-63.5 No person shall collect, dispose of, or remove Waste Materials, Recyclables and Organics Materials, except in accordance with the provisions of this Bylaw.
- 3-73.6 No person other than a Householder or the Collection Contractor shall open any Collection Cart or in any way disturb the contents thereof or handle, interfere with or disturb any Waste Materials, Recyclables and Organics Materials put out for

**TOWN OF RIMBEY WASTE MANAGEMENT
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collection or removal.

3-83.7 Needles must be disposed of into a Sharp's container with the tip point down, placed into such a container with a lid, and dropped off at a designated needle disposal location.

3-93.8 No person shall deposit any dead animal or parts, manure, excrement, Waste Material, Recyclable Material or Organics Material, refuse, liquid waste or other filth upon or into any street, service lane, alley, highway, ditch, water course or onto any land except with the written consent of the Town.

3-103.9 No person shall operate within the Town, a vehicle transporting Waste Material, Organics Material or Recyclables unless these materials are completely enclosed, or securely covered, or secured so as to prevent any portion of the Waste Material, Organics Material or Recyclables from falling off or out of the vehicle, whether in transit or not.

3-113.10 The Town shall be under no obligation to collect, accept or dispose of any Waste Material, Recyclables, Organics Material, or other materials or substances which do not comply with this Bylaw or are not set out for the Collection Service or otherwise provided to the Town in accordance with this Bylaw.

SECTION 4.0 - COLLECTION CARTS

4.1 The Collection Service will occur in accordance with the schedule established by the Administrator CAO.

4.2 A Waste Material and Organics Material Collection Cart shall be provided to all Residential Premises and any other premise that the C.A.O. has approved to receive the Collection Service.

4.3 The Collection Carts, as per Section 4.2, will be limited to one (1) numbered Black Waste Collection Cart, and one (1) numbered Green Organics Collection Cart, which will be assigned to and remain with the residence, until removed by the Collection Contractor.

4.3

4.4 ~~The Town shall retain ownership of the Collection Carts at all times.~~

4.4.5 If a Householder moves from a Residential Premise, the Collection Carts must remain with the assigned property.

4.54.6 If a Collection Cart becomes lost, damaged, or is removed from an eligible property, a replacement Collection Cart will be required and the Householder-Utility Owner shall be responsible for any replacement cost of the Collection Cart.

4.64.7 Householders are responsible for ensuring the care and cleaning of the Collection Carts.

4.74.8 Owners are responsible for the assigned Collection Carts being used by tenants who are renting, leasing or otherwise occupying the premise.

4.84.9 The Collection Contractor will be responsible for the regular maintenance of the Collection Carts such as replacement of any wheels, as well as any damage which may be caused by the Collection Contractor conducting the process of Collection Service.

~~4.9 — The Town shall retain ownership of the Collection Carts at all times.~~

4.10 The Collection Contractor must ensure that the equipment used for the Collection Service and the manner in which Waste Materials and Organics Materials are collected and disposed of complies with the regulations of the Town and provincial legislation.

4.11 A Collection Contractor must take care in the handling of Collection Carts. Collection Carts damaged during the Collection Service will be replaced by the Collection Contractor at no cost to the Town or the Householder of the Residential Premise.

**TOWN OF RIMBEY WASTE MANAGEMENT
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4.12 A Collection Contractor must replace any empty Collection Carts in approximately the same location as where the Collection Carts were found.

4.13 A Collection Contractor must pick-up any Waste Material or Organics Material that the Collection Contractor has spilled onto the ground during collection.

4.14 No Person employed in the Collection Service may pick, sort through or remove any Waste Material or Organics Material from a Collection Service vehicle.

~~4.15 A Collection Cart must:~~

- ~~a. be made of rigid plastic complete with a lid, handle and wheels;~~
- ~~b. the lid must remain completely closed when it is placed for Collection Service;~~
- ~~c. the lid must be suitable to prevent Waste Material or Organics Material from spilling or blowing from the Collection Cart;~~

SECTION 5.0 – WASTE, RECYCLABLE AND ORGANICS MATERIAL COLLECTION AND DISPOSAL

5.1 All Householders shall always ensure that any accepted Waste Materials and Organics Materials are kept within the Collection Cart provided for that purpose and not allow any Waste Material or Organics Material to spill over or accumulate on any land, street, or other public or private property.

5.2 All Householders must ensure that the volume of Waste Material or Organics Material in the Collection Cart does not exceed the volume of the Collection Cart.

5.3 The Householder must ensure that the lid of the Collection Cart is completely closed, except when being emptied or filled.

5.4 The weight of the Collection Cart must not exceed ninety kilograms.

~~5.5 Waste Material or Organics Material must be placed in the Collection Cart so as to prevent their escape into the environment during the collection process.~~

5.65.5 Pet feces or cat litter packaged in plastic bags must be placed in the black Waste Material Collection Cart. Pet feces or cat litter packaged in paper or compostable bags must be placed in the green Organics Material Collection Cart.

5.75.6 Glass or sharp objects must be tightly wrapped in cardboard or another suitable material and clearly marked to prevent injury to the Collection Contractor or their personnel.

5.85.7 No person shall place, permit to be placed, or mix any of the following materials into the Waste Material or Organics Material Collection Carts:

- a. any highly combustible or explosive waste, including and without restricting the generality of the foregoing, such materials as hot ashes, ignitable waste, or toxic materials;
- b. any compound that may be considered dangerous or hazardous under the provisions of any other legislation whether Provincial or Federal;
- c. luminescent gas-filled tubes;
- d. building materials or construction waste;
- e. dead animals.

5.95.8 A Collection Cart is to be collected from the front street in front of the property. The Householder of the property must place the Collection Cart:

- a. in a location where it is on the street with the wheels within 1.0 metre of the curb in such a manner that the Collection Cart does not impede pedestrian traffic;
- b. in a position that the front of the Collection Cart is facing out towards the street;
- c. where it has 1.0m clearance from any obstructions on all sides such that the

**TOWN OF RIMBEY WASTE MANAGEMENT
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Collection Contractor shall have direct access thereto and shall be able to conveniently collect the Collection Cart therefrom;
d. or in another position approved by the Town.

5-105.9 All Householders of a property may place the appropriate Collection Cart for collection purposes in their approved collection location as per Section 5.9, after the hour of 5:00 p.m. on the day prior to Collection Day.

5-115.10 All Householders shall remove such Collection Cart from their collection location before 9:00 p.m. on the day of collection.

5-125.11 Except as allowed under Section 5.9, a Collection Cart must be kept and maintained on the property neatly and adjacent to the residence or in an approved enclosure in accordance with the provisions of this Bylaw.

5-135.12 Any Waste Material or Organics Material not in the Collection Cart shall not be picked up by the Collection Contractor.

5-145.13 Any Waste Material that requires special handling such as tires, large auto parts, furniture, appliances, or any renovation or construction waste, or toxic or hazardous Waste shall not be placed in the Collection Cart, and if placed in the Collection Cart, it shall not be picked up by the Collection Contractor.

5-155.14 A Collection Contractor, at his/her discretion, shall have the right to refuse the Collection Service, if the Collection Cart does not meet the requirements of this Bylaw.

~~5.16 Except where otherwise approved by the Town, no Collection Contractor shall be required to collect Waste Materials, Recyclables and Organics Materials from inside any building or be required to pass through a building in order to collect Waste Material or Organics Material.~~

~~5.17 For approved secondary suites, a second set of Collection Carts will be provided by the Collection Contractor and the utility account for which the secondary suite is contained will be charged an additional rate for the additional set of Collection Carts, at the standard rate. If the secondary suite is not being used as a secondary suite, the Owner may submit an affidavit to the C.A.O stating this along with a written request to return the second set of Collection Carts to the Collection Contractor and to remove the additional charge from the utility account for which the secondary suite is contained.~~

5-185.15 No person shall park a vehicle within 1.0 m of a Collection Cart on Collection Day.

~~5.19 No person shall park a vehicle so as to prevent the Collection Contractor from reaching the Collection Cart.~~

~~5.20 Collection of recyclable material shall be on a biweekly basis on a day determined by the C.A.O or designate in consultation with the Contractor.~~

5-215.16 All recyclable material is to be placed into sealed blue bags or previously approved containers for collection.

~~5-225.17 Every household is responsible for purchasing their own blue bags or recyclable container.~~

5.18 Recyclable material shall be placed in the front near the curb for pickup after the hour of 5:00 p.m. prior to the day of collection.

5-235.19 All Householders shall remove such recycling containers from their collection location before 9:00 p.m. on the day of collection.

Commented [BR1]:
Commented [BR2R1]: Craig confirmed that we are only removing the last sentence in 5.17

Commented [BR3]:
Commented [BR4R3]: 5.22 The decision was to add " or recyclable container". In the meeting Craig read that the definition a "blue bag" also means clear. Therefore, no need to add the word "clear"

**TOWN OF RIMBEY WASTE MANAGEMENT
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~~5.245.20~~ No person shall block or restrict access by the Collection Contractor on any roadway ~~or lane~~ when the Collection Contractor is attempting to provide Collection Services.

SECTION 6.0 – RIMBEY TRANSFER STATION and RECYCLE FACILITY

6.1 The Transfer Station will provide the location for Recycling Services and bagged Waste Material drop-off in the Town of Rimbeby.

6.2 Recyclables accepted at the Transfer Station shall be restricted to the materials as set out in Schedule "A" attached to this Bylaw.

~~6.3 No person shall place, permit to be placed, or dispose of the following materials at the Transfer Station:~~

- ~~a. any highly combustible or explosive waste, including and without restricting the generality of the foregoing, such materials as hot ashes, ignitable waste, or toxic materials;~~
- ~~b. any compound that may be considered dangerous or hazardous under the provisions of any other legislation whether Provincial or Federal;~~
- ~~c. luminescent gas-filled tubes;~~
- ~~d. building materials or construction waste;~~
- ~~e. Dead animals.~~

~~6.46.3~~ No user of the Transfer Station shall deposit any materials not accepted at the Transfer Station.

~~6.56.4~~ All users of the Transfer Station shall deposit all materials in accordance with the signage at the site.

~~6.6 All materials shall be deposited in a manner which will minimize scattering by the wind.~~

~~6.76.5~~ All Recyclables deposited at the Transfer Station shall be in a clean and dry condition.

SECTION 7.0 NON-RESIDENTIAL PREMISES, APARTMENT BUILDINGS AND RESIDENTIAL COMPLEXES - WASTE SERVICES AND RECYCLABLES

7.1 It is the responsibility of Non-Residential Premises, and any premise not approved for the Collection Service, to arrange and pay for Waste Material collection services from a private commercial waste hauler, including the payment of any tipping fees to the private commercial waste hauler.

SECTION 8.0 - FEES AND RATES

8.1 Every person, firm or corporation being a registered Owner or purchaser entitled to possession under an agreement for sale of property which is served by the Collection Services of the Town, shall pay charges for the collection, removal and disposal of Waste Material and Organics Material in accordance with the rates established in the Fees, Rates and Charges Bylaw.

8.2 The Town shall provide all Owners with a Utility bill that includes Collection Services for each Billing Period, as established under the Schedule "A" Fees and Services Bylaw requiring payment by the date specified on the Utility bill. The fees will be charged whether the services are used or not.

8.3 Any Utility bill which remains unpaid after the specified due date is subject to a penalty as established by Council under the Schedule "A" Fees and Services Bylaw.

8.4 If the Owner is in default of payment of the said charges, the amount of such sums in default shall be a charge against the property for which the service was provided. Such charges shall be subject to the same penalties and collected in the same manner as other utilities levied by the Town and collected by the Town by whatever means available, including transferring charges to the Property Tax.

8.5 The Owner of residential lands or premises may remove the Waste Material, Organics Material and/or Recyclables from the lands or premises at their own expense, and employ other person(s) for such purpose, but such action shall not relieve the Owner of this liability to pay the Town the fees levied under the Schedule "A" Fees and Services Bylaw,

Commented [BR5]: 6.3 I removed this section and placed it into a new Schedule "D". Please confirm.

**TOWN OF RIMBEY WASTE MANAGEMENT
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for services provided under this Bylaw, for removal of Waste Material, Organics Material and/or access to the Transfer Station.

SECTION 9.0 - VICARIOUS LIABILITY

- 9.1 In this Bylaw, employees, employers, principals, and agents, are each severally liable and each guilty of the offence for any contravention of or any failure to comply with this Bylaw committed in the course of employment or during the agent's exercising powers or performing duties on behalf of their principal. When a corporation contravenes or fails to comply with the terms of this Bylaw, every principal, director, officer, manager, employee or agent of the corporation who authorized, assented to, acquiesced, or participated in the act or omission that constitutes the offence is severally liable and guilty of the offence.
- 9.2 In this Bylaw, the legal and beneficial owners of any land are each severally liable and each guilty of the offence if the tenant(s), lessee(s), or occupier(s) of such land contravenes or fails to comply with this Bylaw in relation to such land.
- 9.3 In this Bylaw, the operator and the owner(s) of any vehicle are each severally liable and each guilty of the offence if either of them contravenes or fails to comply with this Bylaw in relation to any such vehicle. In this section, "owner has the same definition as is used in the Traffic Safety Act, RSA 2000, c T-6, and all amendments thereto.

SECTION 10.0 - OFFENCES AND PENALTIES

- 10.1 Any person who contravenes or fails to comply with any provision of this Bylaw is guilty of an offence and is liable to a fine, as outlined in Schedule 'C' of this Bylaw.
- 10.2 Notwithstanding the foregoing, the minimum fine payable in respect of contravention of this Bylaw for any offence is \$125.00.
- 10.3 A contravention of this Bylaw constitutes a separate offence in respect of each day or part of the day on which it continues. A person guilty of such offence is liable to a fine in an amount not less than that established by this bylaw for each such day. No proceedings may be instituted under this Bylaw more than 6 months after the last occurrence of the alleged offence.
- 10.4 Notwithstanding the foregoing, the minimum fine and specified penalty payable in respect of a second or subsequent contravention of the same section of this Bylaw committed within twenty-four (24) months shall be double the minimum fine and specified penalty of the previous offence, up to a maximum penalty of \$1,000.00.

SECTION 11.0 - INSPECTING and REMEDYING CONTRAVENTIONS

- 11.1 On behalf of the Town of Rimbey, any Peace Officer, employee or agent of the Town of Rimbey may ~~enter upon any parcel of land within the Town of Rimbey to~~ take any actions or measures deemed necessary by such person(s) to achieve any of the following purposes:
- a. to conduct any inspections to determine compliance with this Bylaw;
 - b. to *enforce* this Bylaw; or
 - c. to prevent a reoccurrence of any contravention of this Bylaw.
- 11.2 Except as otherwise provided, in this Bylaw, notice shall be provided as follows:
- a. When an investigation to determine compliance is conducted, notice may be affected upon the occupants of the premises in writing or verbally not less than 24 hours in advance and need not be in the form of an Order to Remedy.
- 11.3 All expenses, costs, and legal costs on a solicitor-client basis incurred by the Town of Rimbey or its agents for any such action or measure performed pursuant to this Bylaw or the Municipal Government Act, RSA 2000, c M-26, and all amendments thereto, are amounts owing to the Town of Rimbey by the person who was required to do something by the Order to Remedy, shall be paid within 30 days of any such person receiving notice of the amount due by registered mail served and effective in the same manner as the Order to Remedy, and are amounts which may be added to the property tax roll, the business tax roll, or both pursuant to the Municipal Government Act, RSA 2000, c M-26, and all amendments thereto.
- 11.4 No person shall obstruct or hinder any other person in the exercise or performance of that person's powers pursuant to this Bylaw.

**TOWN OF RIMBEY WASTE MANAGEMENT
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SECTION 12.0 - VIOLATION TICKET

- 12.1 Any Peace Officer, in that Officer's sole discretion, is hereby authorized and empowered to issue a Violation Ticket to any person whom the Peace Officer has reasonable and probable grounds to believe has contravened or failed to comply with any provision of this Bylaw. In this Bylaw, "Peace Officer shall have the same definition as contained in the Provincial Offences Procedure Act, RSA 2000, c P-34 and all amendments thereto.
- 12.2 A Violation Ticket may be issued to any person either:
- a. personally;
 - b. by placing a copy of the Violation Ticket upon a vehicle registered to such person; or
 - c. by mailing a copy to such person by registered or ordinary mail to their last known mailing address.
- 12.3 A Violation Ticket shall be in a form approved by the Town of Rimbey and shall include:
- a. the name of the person;
 - b. the offence;
 - c. the date upon which the offence was committed;
 - d. the applicable section number(s) of this Bylaw that was contravened;
 - e. the appropriate specified penalty or minimum fine for the offence as prescribed by this Bylaw;
 - f. the time within which the entire penalty must be paid to the Town of Rimbey.
- 12.4 If payment is received by the Town of Rimbey within the period of time permitted by any such Violation Ticket, no Information or Violation Ticket may be issued against the same offender for the same offence.
- 12.5 Except where a Violation Ticket has been paid as prescribed herein, nothing in this Bylaw shall limit a Peace Officer's discretion to issue a Violation Ticket pursuant to the Provincial Offences Procedure Act, RSA 2000, c P-34 and all amendments thereto, or instead lay an Information pursuant to the Criminal Code, RSC 1985, c C-46 and all amendments thereto, at any time within 6 months of the last occurrence of the offence, regardless of whether or not a Violation Ticket has been issued.
- 12.6 Any Peace Officer, in that Officer's sole discretion, is authorized to issue a Violation Ticket which permits the voluntary payment of the fine or specified penalty indicated thereon in the manner specified by the Provincial Offences Procedure Act, RSA 2000, c P-34, and all amendments and regulations thereto.

SECTION 13.0 - VALIDITY

- 13.1 The invalidity of any section, clause, sentence or provision of this Bylaw shall not affect the validity of any other part of this Bylaw, which can be given effect with such invalid part or parts.

SECTION 14.0 - AMENDMENTS

- 14.1 Council may, by Bylaw or resolution in Council, alter, amend or repeal any or all of the Schedules, which form part of the Bylaw.

SECTION 15.0 - EFFECTIVE DATE

- 15.1 Bylaw 865/11 is hereby repealed.
- 15.2 This Bylaw shall take full force and effect on third and final reading and upon signing in accordance with Section 213, Municipal Government Act.

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

READ a first time this ____ day of _____.

READ a second time this ____ day of _____.

READ a third time and passed this ____ day of _____.

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

SCHEDULE "A" RECYCLBLE MATERIALS

Paper, cardboard, metal cans and plastics #1 through #7.

This includes:

- Newspaper
- Magazines
- Mixed paper - e.g., office paper, junk mail, envelopes and flyers
- Corrugated cardboard
- Boxboard - e.g., cereal boxes, shoe boxes and tissue boxes
- Number 1 to 7 plastic containers and lids - e.g., yogurt cups, detergent containers, food platter trays, and plant pots
- Metal cans

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

SCHEDULE "B"

ACCEPTABLE MATERIALS
for the GREEN Organics/Compost Carts

Line the rolling Organics/Compost (GREEN) Cart with paper, leaves or grass clippings with or place items in a "compostable bag" inside your cart.

ACCEPTABLE FOOD AND HOUSEHOLD ITEMS

- Baked goods
- Bird seed
- Bones
- Bread
- Butter or margarine
- Cake and pastries
- Candy
- Cat litter (no plastic)
- Cereal
- Certified compostable bags and liners
- Certified compostable food containers and utensils
- Cheese
- Chopsticks
- Coffee grounds
- Cooking oils, fat, grease (small amounts)
- Corn cobs
- Corn stalks and leaves
- Dairy products
- Dough
- Dryer lint
- Eggs and eggshells
- Feathers
- Fish
- Flour
- Flowers
- Food
- Food leftovers
- Fruit pits and seeds
- Fruit (whole, scraps, peelings)
- Gravy
- Hair (human and animal)
- Hay and straw
- Herbs
- Jams, jellies, marmalades, and chutney
- Mayonnaise
- Milk
- Meat
- Nail clippings
- Nuts and shells
- Oatmeal and oats
- Pasta
- Peanut butter
- Peels, fruit, and vegetable
- Pet food
- Pet feces (no plastic bags)
- Pie
- Popcorn
- Popsicle sticks
- Poultry
- Pumpkins
- Rhubarb stalks and leaves
- Rice
- Salad dressing, vinegar, marinades, dips
- Sauce
- Sawdust
- Shellfish
- Sour Cream
- Spices
- Sugar
- Tea bags and loose tea
- Toothpicks (wooden)
- Vegetables (whole, scraps, peelings)
- Wood (untreated, unpainted)
- Wooden coffee stir sticks
- Yogurt

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

SCHEDULE "B" CONTINUED

ACCEPTABLE MATERIALS
for the GREEN Organics/Compost Carts

ACCEPTABLE YARD WASTE ITEMS

- Branches & Twigs
- Leaves
- Flowers
- Garden Waste
- Grass Clippings
- Hedge Trimmings
- Household plants, including soil
- Peat moss
- Plants
- Pinecones
- Sod
- Topsoil and garden soil (no rocks)
- Tree trimmings
- Weeds (excluding noxious weeds)
- Wood shavings and chips

ACCEPTABLE PAPER ITEMS

- Brown paper bags
- Cereal boxes
- Construction paper
- Facial tissue
- Food-soiled paper plates
- Food soiled newsprint and cardboard
- Food-soiled paper towels, napkins, and tissues
- Kraft paper bags
- Paper coffee filters
- Paper egg cartons
- Paper take-out trays
- Pizza box (no plastic pieces or parts)
- Shredded paper (no receipts or staples)
- Take-out coffee trays (paper)
- Paper take-out containers (no metal handles)

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

SCHEDULE "C" PENALTIES

OFFENCE	SECTION	PENALTY
Note: For any second or subsequent offence, fine will be doubled		
Improper containment or disposal of Waste Materials or Organics Material in Collection Cart.	Section 5.6, 5.7, 5.8, 5.15	\$125.00
Depositing a prohibited material onto a street, service lane, alley, highway, ditch, water course or onto any land.	Section 3.10, 3.11, 5.1	\$125.00
Improper storage of Collection Cart, except on Collection Day.	Section 5.12, 5.13	\$125.00
Improper placement of Collection Cart for Collection Services.	Section 5.9, 5.10, 5.11, 5.12	\$125.00
Interference with or removal of the contents of any Collection Cart not belonging to the householder.	Section 3.7	\$125.00
Improper parking near a Collection Cart or blocking the Collection Contractor so as to restrict Collection Services.	Section 5.19,	\$250.00
Igniting or depositing a burning Recyclable and/or Waste Material and/or Organics Material into the Collection Cart.	Section 5.8, 6.5	\$500.00
Depositing a prohibited material at the Transfer Station.	Section 3.9, 5.8, 6.5	\$250.00 Second Offence \$500.00
Depositing a dangerous substance into the Collection Cart or at the Transfer Station.	Section 5.8, 6.5	Up to \$1,000
Failure to properly secure or enclose Recyclables, Waste Material or Organics Material from a vehicle transporting these materials.	Section 3.11	\$125.00
Failure of the Collection Contractor to comply with the regulations of the Town and/or provincial regulations.	Section 4.10	\$500.00
<i>Please note that Sections referenced for Offences listed under Schedule C may not be all inclusive.</i>		

**TOWN OF RIMBEY WASTE MANAGEMENT
BYLAW NO 1007/24**

SCHEDULE "D" TRANSFER STATION – UNACCEPTABLE MATERIALS

No person shall place, permit to be placed, or dispose of the following materials at the Transfer Station:

- a. any highly combustible or explosive waste, including and without restricting the generality of the foregoing, such materials as hot ashes, ignitable waste, or toxic materials;
- b. any compound that may be considered dangerous or hazardous under the provisions of any other legislation whether Provincial or Federal;
- c. luminescent gas-filled tubes;
- d. building materials or construction waste;
- e. Dead animals;:
- f. Or any other materials, as per the Transfer Station Bylaw.

Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Liz Armitage, Development Officer
Subject: Subdivision Application TR-24/01
Item For: Public Information -or- Closed Session

BACKGROUND:

Administration received an application for subdivision from High Country Surveys on behalf of Evergreen Co-Op. to increase the lot area for Manufactured Home building to have more area, located at Lot 20, Block 3, Plan 0820416 in the N.W. ¼ SEC. 21-42-2-W5M (4625-51 Street).

DISCUSSION:

The intent of the subdivision is to create one (1) additional lot for Rocky Cross Construction (Manufactured Home Builder). The intention of the lot is to expand the land available for constructing manufactured homes.

The subdivision is to be in accordance with the Plan showing proposed subdivision of at Lot 20, Block 3, Plan 0820416 prepared by High Country Surveys, dated March 11, 2024.

The property of the proposed subdivision does not fall within an approved Area Structure Plan.

Please note the following considerations regarding this subdivision application:

- The property is currently designated C2 (Highway Commercial). The applicant has requested that the proposed new parcel be redesignated to M (Industrial) as we Bylaw 1005-24. The recommendation for approval of this subdivision is contingent on Council providing Third Reading for Bylaw 1005-24.
- Administration does not recommend that council require the applicant to construct a new approach from 46 Avenue. Given that the parcel is intended for expansion of an existing use, access to the lands will be provided via the existing neighbouring parcel located directly east at Lot 18, Block 3, Plan 092 5274. Should the applicant choose to proceed with a different use then expected, at development permit stage the Town will require construction of the approach from 46 Avenue, at the landowner's cost.
- Given that there is no alteration of municipal infrastructure, Administration does not recommend requiring the landowner to enter into a Development Agreement.

The Town of Rimbey circulated notice of the subdivision to government agencies and adjacent landowners on April 16, 2024. All comments are attached to this RFD. The following comments were received:

- April 16, 2024 – ATCO Gas Transmission ATCO Pipelines and liquids GBU indicated “ATCO Transmission high pressure pipelines has no objections”.

- April 16, 2024 – Alberta Environment and Parks indicated “The Department has no concerns with the proposed new lot with regards to the Public Lands Act.”
- April 17, 2024 – Ponoka County indicated “Ponoka County has no concerns with this subdivision application.”
- April 29, 2024 – ATCO, Natural Gas Division indicating following conditions:
 - ATCO Gas existing right-of-way or other land rights shall be carried forward and registered on any newly created lots. Any work of any nature whatsoever (i.e. paving, stockpiling, landscaping, berms, etc.) affecting the surface of ATCO Gas right-of-way must first receive prior written consent from ATCO Gas Land Administration Department at 780-420-8012 or email crossings@atcogas.com.
 - There is an existing ATCO Gas service in the area. If it should be necessary to lower, relocate, or make any alteration to our existing service due to this proposal, please contact ATCO Gas Service Admin Coordinator at 780-420-7514 to discuss a service alteration. Note all alteration costs will be borne by the developer / owner.
 - There are existing ATCO Gas facilities in the area. Drainage for any of ATCO Gas above ground appurtenances must be maintained. If it should be necessary to lower, relocate or make any alterations to the existing facilities and/or appurtenances due to this project, please contact ATCO Gas Distribution Engineer Hebron Bhatti (Hebron.Bhatti@ATCO.com) to enable an adequate and timely response by ATCO Gas. Note all alteration costs will be borne by the developer / owner.
 - If gas service is required, to avoid delays, the owner / developer should contact an ATCO Gas Service Admin Coordinator at 780-420-7514, or their local ATCO Gas agency office at their earliest convenience to discuss the service contract, gas load requirements, timing details and any associated costs. To avoid delays a minimum notice of 4 months is recommended. Note, each lot / unit is to have a separate service line.
- May 21, 2024 – Alberta Transportation indicating following conditions
 - The requirements of Section 18 of the Regulation are not met. The department anticipates minimal impact on the highway from this proposal. Pursuant to Section 20(1) of the Regulation, Transportation and Economic Corridors grants approval for the subdivision authority to vary the requirements of Section 18 of the Regulation.
 - The requirements of Section 19 are met, therefore no variance is required.
 - Transportation and Economic Corridors has the following additional comments and/or requirements with respect to this proposal:
 - 1. The department expects that the municipality will mitigate the impacts of traffic generated by developments approved on the local road connections to the highway system, pursuant to Policy 7 of the Provincial Land Use Policies and Section 618.4 of the Municipal Government Act
 - 2. Transportation and Economic Corridors accepts no responsibility for the noise impacts or other impacts of highway traffic upon any development or occupants thereof. The subdivision design should include adequate physical features to ensure that the proposed use of land is compatible with the adjacent provincial highway system. Some of these features might, for example, include landscaping and/or berming, to provide noise attenuation and visual screening from the highway. Implementation of these features is the responsibility of the owner/municipality.
 - 3. The subject land is within the permit area of a highway as outlined in the Highways Development and Protection Regulation. Proposed development on the subject will require the benefit of a Roadside Development Permit from Transportation and Economic Corridors.

Council Agenda Item 7.1

No other written comments were received by the staff report deadline. Any written comments received after May 17, 2024, will be read into the record at the Council meeting on May 27, 2024.

Administration received one (1) phone call from an adjacent property owner. The landowner was advised to provide written comments for Council's consideration.

Administration recommends approval of subdivision file TR/24/01 contingent on the following list of conditions:

1. Engage an Alberta Land Surveyor to prepare a plan of subdivision to be registered at Land Titles Office based on the Plan Showing Proposed Subdivision of Lot 20, Block 3, Plan 0820416 in the N.W. 1/4 Sec. 21-42-2-W5M prepared by High Country Surveys. On completion of the survey plan, the surveyor must submit the plan to the Town of Rimbey for endorsement.
2. Any outstanding taxes on the property are to be paid in full.
3. Ensure all right-of-ways are carried forward and registered on the newly created lot.
4. The applicant is to pay an endorsement fee as per the Town of Rimbey's fee schedule at the time of endorsement.
5. Municipal Reserves are not owing as the land that is to be subdivided is less the 0.8 hectares.

RELEVANT POLICY/LEGISLATION:

Municipal Government Act
Subdivision and Development Regulations

FINANCIAL IMPLICATIONS:

N/A

RECOMMENDATION:

Council approves the subdivision with the conditions proposed.

ATTACHMENTS:

[Survey](#)

PREPARED BY: Liz Armitage, Development Officer

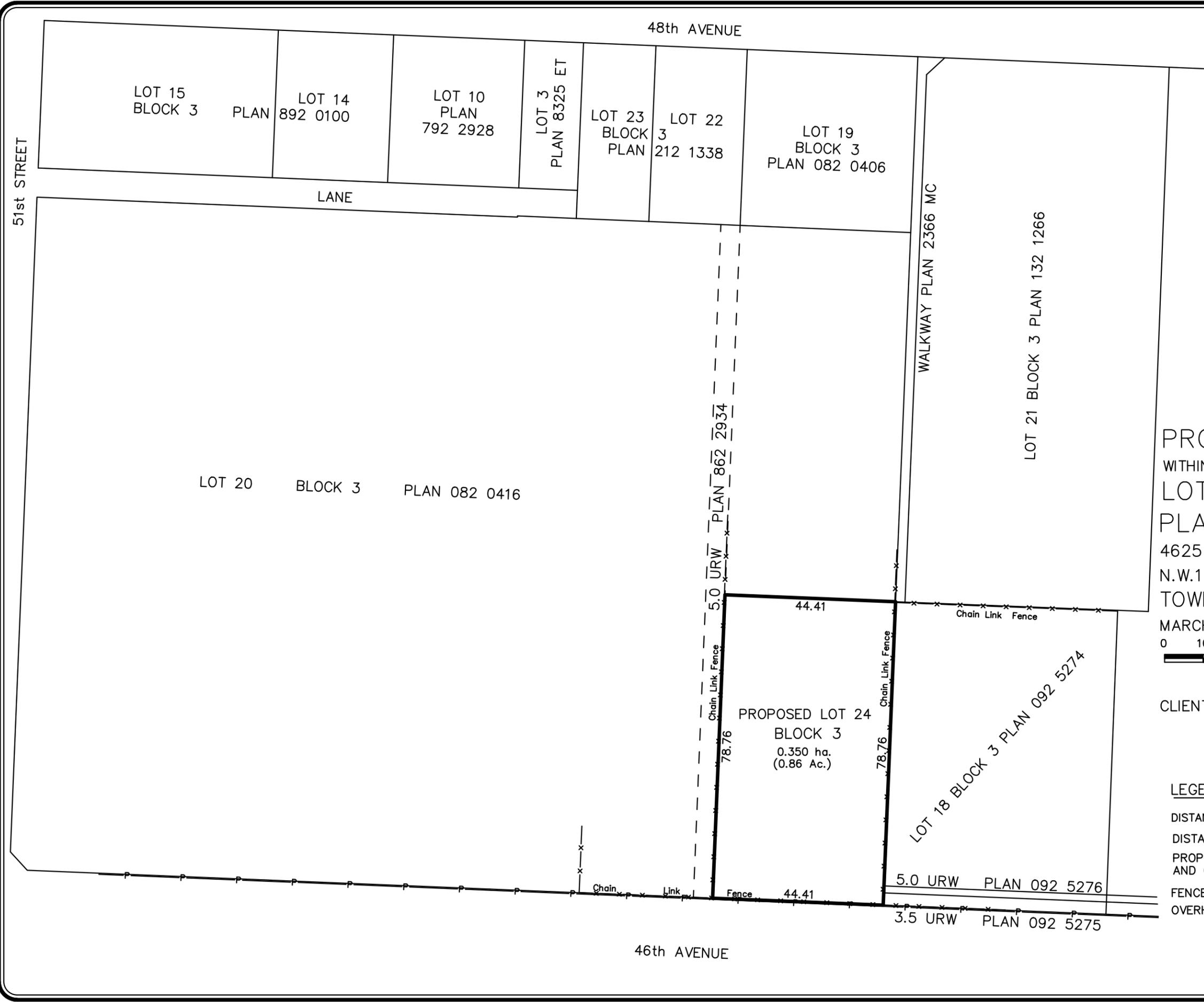
May 22, 2024
Date

ENDORSED BY:



Craig Douglas, Chief Administrative Officer

May 22, 2024
Date



PROPOSED SUBDIVISION
 WITHIN
 LOT 20, BLOCK 3,
 PLAN 082 0416
 4625 - 51st STREET
 N.W.1/4 SEC. 21, TWP. 42, RGE. 2 w5M
 TOWN OF RIMBEY

MARCH 2024 R.L. HAAGSMA A.L.S.
 0 10 20 40 60 80 100

SCALE = 1:1000
 CLIENT : EVERGREEN CO-OP

LEGEND & NOTES

DISTANCES ARE IN METRES AND DECIMALS THEREOF.
 DISTANCES AND AREAS ARE SUBJECT TO CHANGE.
 PROPOSED SUBDIVISION IS OUTLINED THUS AND CONTAINS 0.350 HA.
 FENCES SHOWN THUS:
 OVERHEAD POWER SHOWN THUS:

Town Council REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Alberta Dairy Congress
Item For: Public Information -or- Closed Session

BACKGROUND:

At the Committee of the Whole Meeting on May 13, 2024, Council discussed the request from Alberta Dairy Congress for sponsorship to the 37th annual event being held in Rimbey, Alberta, on June 4-7, 2024. Council made the following motion:

Motion 024/2024COW

Moved by Councillor Rondeel to bring the request for sponsorship for 37th Annual Alberta Dairy Congress Event forward to the next Regular Council meeting held on May 27, 2024.

Mayor Pankiw	In Favor
Councillor Clark	In Absent
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

RECOMMENDATION:

Administration recommends that Council determine if they wish to sponsor the 37th Annual Alberta Dairy Congress again this year.

ATTACHMENTS:

[Email from Alberta Dairy Congress 2024 Sponsor Package](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

ENDORSED BY:

May 22, 2024
Date

Craig Douglas, Chief Administrative Officer

From: [John Mulcair](#)
To: [Bonnie Rybak](#)
Subject: ALBERTA DAIRY CONGRESS
Date: Sunday, March 24, 2024 9:41:55 PM
Attachments: [dairy congress logo.png](#)
[2024 Sponsor Package.pdf](#)
Importance: High



Greetings: TOWN OF RIMBEY

It is now time for us to start planning for Alberta Dairy Congress 2024 and I hope we can include your business as a sponsor.

We are pleased to announce that for the 4th year, we are looking forward to our annual event being held in Rimbey, Alberta at the Co-operators Agrim Centre June 4 – 7, 2024. For 33 years, Alberta Dairy Congress took place in Leduc, Alberta.

I hope that we can count on your support for this year's Alberta Dairy Congress. Please find attached a sponsorship package for 2024. Please read it over and choose a level of sponsorship that you are comfortable with. Alberta Dairy Congress can only happen with the support of community minded business such as yours. Your support of the Alberta Dairy Congress would be much appreciated, thank-you in advance.

John Mulcair

Director

Alberta Dairy Congress

37th Annual

Alberta Dairy Congress

Sponsor Package

June 4 - June 7, 2024

Co-operators Agrim Centre Rimbey, Alberta



Dear Congress Supporters

As you finalize your sponsor and partner plans for the 2024 year, please consider a contribution to one of Alberta's longest running events. The Dairy Congress provides your business with a unique opportunity to invest in the future of the dairy industry.

The Alberta Dairy Congress has become a staple in the dairy calendar for not only Alberta but Western Canada. We will again be holding our annual event at the Co-operators Agrim Centre in Rimbey, Alberta. This venue provides easy access for the event and allows the sponsors networking opportunities.

Our sponsorship package is meant to help you exceed your business objective. Whether it is meeting prospective clients or renewing existing relationships in an effort to boost your companies profile, please let us help.

There are a variety of sponsorship levels for the Alberta Dairy Congress. As a sponsor you will be recognized during our events. Your support of the Alberta Dairy Congress will highlight your business with the many young dairy professionals entering the dairy industry. As a sponsor you will gain hands on time with actual dairy producers that have their fingers on the pulse of the dairy industry locally, provincially and nationally.

If you would like to take advantage of our sponsorship package and gain opportunities, solutions or services and to be seen by the right people give us a call. If you would like to tailor your sponsorship through interesting ways to activate, provide us with your ideas and we will try to make them happen.

Orville Schmidt

Chairman, 2024 Alberta Dairy Congress

SCHEDULE INFORMATION

June 4 - June 7, 2024

Co-operators Agrim Centre, Rimbey, Alberta

MONDAY, June 3, 2024

4:00 pm Cattle May Arrive on Grounds

TUESDAY, June 4, 2024

7:00 pm Exhibitor Social

WEDNESDAY, June 5, 2024

5:00 pm Junior Show

THURSDAY, June 6, 2024

9:00 am Alberta Holstein Judging School

12:30 pm Luncheon

1:30 pm Cattle Sale

5:00 pm Jersey Show

FRIDAY, June 7, 2024

7 - 9:00 am Congress Breakfast

9:00 am Holstein Show

6:00 pm Banquet and Awards



Help Us **GROW** this Event



PLATINUM (\$3,000.00 +)

- Opportunity to provide event volunteers and category sponsor recognition
- Sponsor recognition by the show announcer during the event and listed in the show program
- Onsite recognition on sign boards placed at the Alberta Dairy Congress event
- Recognition on the Alberta Dairy Congress website
- Invitation to discuss opportunity to activate through a number of different scenarios by sitting down with Congress officials to bring more recognition to the sponsorship.
- Sponsors choice for recognition as Champion Class Sponsors
- Product Display Opportunities (Booth Space)

GOLD (\$1,000.00 +)

- Sponsor recognition by the show announcer during the event and listed in the show program
- Onsite recognition on sign boards placed at the Alberta Dairy Congress event
- Recognition on the Alberta Dairy Congress website
- Invitation to discuss opportunity to activate through a number of different scenarios by sitting down with Congress officials to bring more recognition to sponsorship
- Sponsors choice for recognition as Champion class sponsor or Junior show
- Product Display Opportunities (Booth Space)

SILVER (\$500.00 +)

- Sponsor recognition by the show announcer during the event and listed in the show program
- Onsite recognition on sign boards placed at the Alberta Dairy Congress event
- Recognition on the Alberta Dairy Congress website
- Sponsors choice recognition as Holstein or Jersey Class Sponsor
- Limited Booth Space at extra cost of \$100.00

FRIENDS of the Congress (under \$500)

- Sponsor recognition by the show announcer during the event and listed in the show program
- Onsite recognition on sign boards placed at the Alberta Dairy Congress event
- Recognition on the Alberta Dairy Congress website

37th Annual

Alberta Dairy Congress

Sponsor Package

June 4 - June 7, 2024

Co-operators Agrim Centre Rimbey, Alberta

P.O Box 20089
Leduc, Alberta
T9E 6R2

phone (780) 868-2568

www.albertadairycongress.ca
hkozak@xplornet.ca

If you would like to sponsor this year, please indicate your choice of the following and return to Brenda Kozak. Thank you for supporting the Alberta Dairy Congress!

Brenda Kozak - phone 780-868-2568 OR hkozak@xplornet.ca

SPONSORSHIP OPPORTUNITIES

- Live Feed \$5000
- Jersey Class Sponsor \$500
- Holstein Class Sponsor \$500
- Junior Show Sponsor \$1000
- Exhibitor Clothing Sponsor \$2000
- Coffee/Milk/Donuts Sponsor \$500
- Tuesday Exhibitor Social \$2000
- Thursday Lunch Sponsor \$2000
- Friday Congress Breakfast \$2000
- Friday Banquet Sponsor \$2500
- Straw for Show Barn \$500
- 20 x 20 Outside Booth Sponsor \$400
- General Sponsorship \$_____

Limited opportunities available for sponsorship. Please select your request and submit early for best selection. Class sponsorship will be allotted to Jersey and Holstein Show by the committee.

To ensure your company is listed in the program, please complete, sign and return by May 13, 2024.

The office will send you an invoice that will include your sponsorship.

We AGREE to sponsor the above items as marked:

Company Name: _____

Authorized Contact: _____

Address: _____ Postal Code: _____

City: _____ Province: _____

Phone: _____ Fax: _____

Email: _____

Sponsorship Request: _____

Amount: _____

Town Council REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Shannon Mann - Prom Committee
Item For: Public Information -or- Closed Session

BACKGROUND:

At the Committee of the Whole Meeting on May 13, 2024, Shannon Mann presented the Prom Committee's plan to celebrate the students of 2024 on June 29, 2024. Shannon is requesting a letter of support from the Town of Rimbey. Council made the following motion:

Motion 022/2024COW

Moved by Mayor Pankiw to accept the presentation from Shannon Mann, as information, and to bring the request of support for the Prom Committee Grad to the next Regular Council meeting on May 27, 2024.

Mayor Pankiw	In Favor
Councillor Clark	Absent
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

RECOMMENDATION:

Administration recommends that Council determine if they wish to provide a letter of support to the Prom Committee.

ATTACHMENTS:

[Letter from Prom Committee](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

ENDORSED BY:

May 22, 2024
Date

Craig Douglas, Chief Administrative Officer

Friday, April 12, 2024

To the Mayor and Town Council,

A group of parents and class of 2024 students have created a committee to host a prom June 29 separate from the high school grad in the fall.

We are planning a "parade" to celebrate the kids of 2024 on June 29 at 2:30 pm. It would start at the east end of town by the Nutrien business. Kids may be travelling in limos, in the back of trucks (if allowed), convertibles, horses, truck with trailer (if allowed), possibly tractors, or quads. There is no intention of stopping the flow of traffic. Starting at east end of town and travelling to the arena.

We are asking you the mayor and town council to support and approve this as well as promoting the celebration of these kids for reaching this milestone.

Side note: we are not allowed to associate anything we are doing with Rimbey Jr/SR High school. If you are able to promote us it has to be under Rimbey Prom 2024.

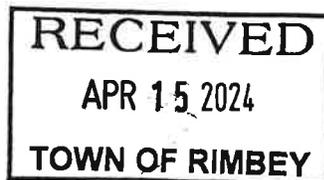
We are also doing a toast to the community at our ceremony and asking if you Rick the Mayor is available that day for a response or if another dignitary from office is able to fill in if you are unable to attend. If you could please let me know by May 15, it would be greatly appreciated. Ceremony to commence at 3:00 pm Saturday June 29. We would also provide the Mayor or dignitary with a free meal at our banquet.

We appreciate your support and look forward to your feedback.

Sincerely,



Shannon Mann
Prom Committee Chairperson



Town Council REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Garrett Dick - Power Zone Athletics
Item For: Public Information -or- Closed Session

BACKGROUND:

At the Committee of the Whole Meeting on May 13, 2024, Garrett attended the meeting as a delegate. He is requesting to have the ice installed by September 1, 2024 in order to host a hockey camp.

Council made the following motion:

Motion 023/2024COW

Moved by Councillor Coston to bring the request from Garrett Dick to have the ice installed by September 1, 2024, forward to the next Regular Council meeting on May 27, 2024.

Mayor Pankiw	In Favor
Councillor Clark	Absent
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

RECOMMENDATION:

Administration recommends Council determine if they wish grant Garrett Dick's request to install the ice by September 1, 2024.

ATTACHMENTS:

[Power Zone Hockey Camp Proposal Letter](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

ENDORSED BY:

May 22, 2024
Date

Craig Douglas, Chief Administrative

To whom it may concern,

My name is Garrett Dick, owner of Power Zone Athletics. This past hockey season I was assistant coach of the Blindman Valley Broncos u18-1 team.

Power Zone Athletics has put together the plans to operate an on ice hockey conditioning camp for our U13,U15 & U18 Blindman Valley Broncos. For us to be able to go through with this plan we are asking the council to consider installing the ice at the Rimbey arena prior to September 2nd 2024.

To explain, hockey conditioning camps held just before tryouts offer several benefits for aspiring players. Let's explore these advantages:

1. **Skill Refinement:** These camps provide an opportunity for players to work on their individual skills. Whether it's skating, stickhandling, shooting or passing, focused training during conditioning camps can lead to noticeable improvements.

2. **Boosted Conditioning Levels:** The intense workouts and drills in conditioning camps enhance physical fitness and endurance. Improved conditioning allows players to maintain peak performance during tryouts and throughout the season.

3. **Confidence Building:** Participating in conditioning camps helps players feel more confident and prepared when they step onto the ice for tryouts. Confidence is crucial for showcasing one's abilities and making a positive impression on coaches and evaluators.

4. **High-Tempo Environment:** These camps create a high-tempo practice setting, pushing players to perform at their best. The competitive atmosphere simulates game conditions, preparing them mentally and physically for the challenges of tryouts.

Conditioning Camp Dates

Week 1: Tuesday September 3rd to Friday September 6th

Week 2: Monday September 9th to September 13th

Each session will be 1.5 hrs long, requiring 5 hrs of ice time per day. Our 9 day camp would require 45 hrs of ice time. We have put together a similar time schedule as minor hockey as the hockey players will be in school on those dates.

U13's 4:30pm - 6:00pm

U15's 6:15pm - 7:45pm

U18's 8:00pm - 9:30pm

With the players requiring recovery time from conditioning, ice time slots would be available on Saturday September 7th & 14th and Sunday September 8th & 15th. With these available ice time slots it gives the Blindman Valley Minor Hockey association the opportunity to use some of those available time slots for our Wildcat girls, U11 & below age groups. At that time of year, available ice is hard to find. With good marketing and advertising there should not be an issue filling those slots.

If staffing is an issue when it comes to installing the ice early, there's a crew of hockey parents that have offered to volunteer and assist the rink attendant in installing the ice. (Including myself).

With an earlier than normal ice installation, the Broncos, Wildcats and Renegades would be able to hold their tryouts and host exhibition games before the tiering process. Our conditioning camp is scheduled to lead up to the Broncos tryouts leaving limited ice time slots available.

We have a large group of hockey parents that support the idea of a local hockey conditioning camp. In addition to the on ice conditioning, parents won't have to travel to locations such as Sylvan Lake, Red Deer, Lacombe and Ponoka for their kids conditioning skates. We could possibly attract players from those surrounding communities bringing business to town as these types of camps are limited. We are also giving the kids that aren't able to travel out of town or the surrounding rural area an opportunity to better their conditioning before tryouts. If we can come to an agreement on this matter we will set a strong foundation for our younger generation hockey players.

If you're interested we can make this a trial year, we can prove to the council that installing our ice early will benefit our minor hockey association, our community and our arena.

Thank you for you time,

Garrett Dick
Power Zone Athletics

Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Rimbey Municipal Library - Liquor License Request
Item For: Public Information -or- Closed Session

BACKGROUND:

At the Regular Council Meeting held on April 22, 2024, Council discussed the request from the Rimbey Municipal Library for permission to purchase a liquor license to offer beer tasting at the upcoming Music in the Park Events, this summer.

Council made the following motion:

Motion 052/2024

Moved by Councillor Curle to table the request from the Rimbey Municipal Library to purchase a liquor license and bring forward to the next Regular Council Meeting on May 27, 2024.

Mayor Pankiw	Absent
Councillor Clark	In Favor
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

DISCUSSION:

On May 15, 2024, Administration received an email from Jeen Keetch, Rimbey Municipal Library, informing the Town that it is too late to request a liquor license for the event this year.

Now the library request is:

1. For Council to revisit the request for a liquor license for next year's Music in the Park event.
2. For Council to make the decision now for the request for a liquor license for next year's Music in the Park Event.

RECOMMENDATION:

Administration recommends that Council determine if they wish to:

1. Revisit the request for a liquor license for next year's Music in the Park event.
2. Make the decision now for the request for a liquor license for next year's Music in the Park Event.

ATTACHMENTS:

[Rimbey Community Library request for Liquor License](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

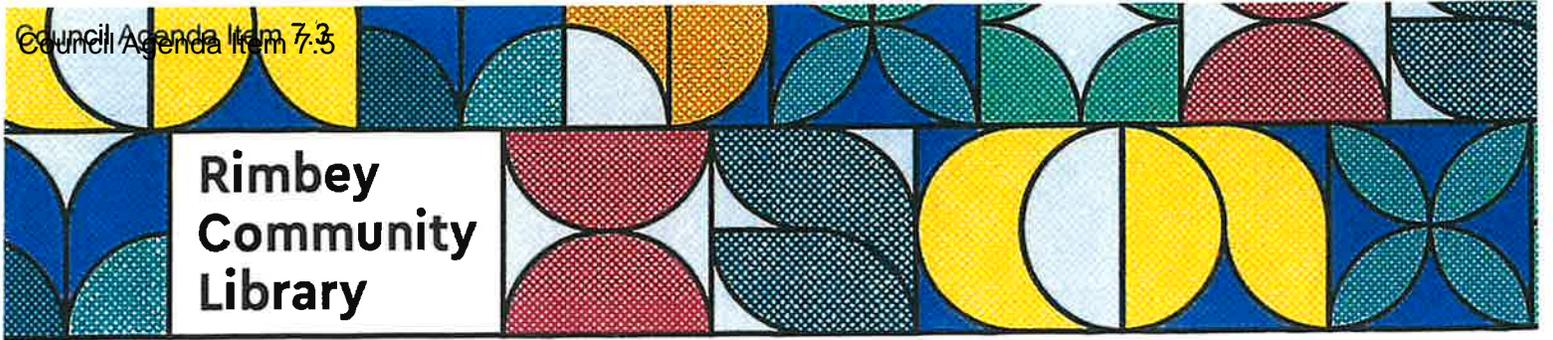
May 23, 2024
Date

ENDORSED BY:



Craig Douglas, Chief Administrative Officer

May 23, 2024
Date



**Rimbey
Community
Library**

March 5, 2024

Dear Town of Rimbey Council Members,

I am writing to you on behalf of the Rimbey Community Library, regarding our upcoming Music in the Park event series for this summer.

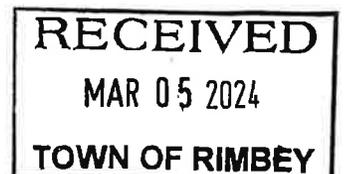
We would like to request permission to pursue a liquor license for these events. We are hoping to secure a local partnership for this, and would like to offer beer tastings and a beer gardens at the venue.

Thank you for your consideration.

Sincerely,



Carrie Korpiniski
Rimbey Community Library



Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Rimbey Municipal Library - Development Permit Fees
Item For: Public Information -or- Closed Session

BACKGROUND:

At the Committee of the Whole Meeting on May 13, 2024, Council discussed the request from The Rimbey Municipal Library to waive the development permit application fee and the security deposit. Council made the following motion:

Motion 025/2024COW

Moved by Mayor Pankiw to bring the request to waive the development permit application fee and security deposit for the Rimbey Municipal Library to install on the front of the building, to the next Regular Council meeting on May 27, 2024.

Mayor Pankiw	In Favor
Councillor Clark	Absent
Councillor Coston	In Favor
Councillor Curle	In Favor
Councillor Rondeel	In Favor

CARRIED

As the sign will be placed on a Town owned building, Council can review the sign. However, note that the development permit must be approved/denied by Administration as per the Land Use Bylaw requirements.

DISCUSSION:

Council is requested to provide:

- Council to waive the development permit application fee and the security deposit.
- Owner's authorization for submission of the development permit to install a sign on the Town of Rimbey's building. A picture of the proposed sign is attached.

RECOMMENDATION:

Council to determine if they wish to waive the development permit application fee and the security deposit and to determine if they wish to provide landowner authorization.

ATTACHMENTS:

[DP fee request signage](#)

[Rimbey Municipal Library - Picture of Sign](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

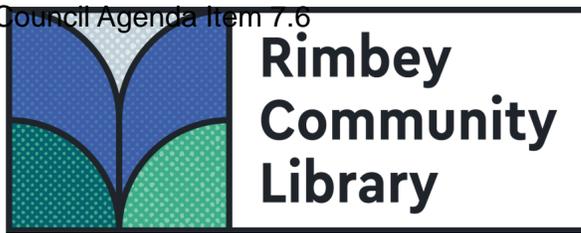
May 22, 2024
Date

ENDORSED BY:



Craig Douglas, Chief Administrative Officer

May 22, 2024
Date



May 8, 2024

To: Town of Rimbey

Attn: Craig Douglas, CAO

Re: Development Permit Fees for Library Signage

Dear Sir,

I submitted a Development Permit last week on behalf of the Rimbey Community Library for the installation of some new signage at the front of the Town's building, which as you know, we share. On that form I requested that the Town waive the associated fees.

I have been advised by the Development Officer that this request must be sent formally and go to Council for approval. We hereby request that both the security deposit and DP fees be waived by Council.

We made this request successfully a few years ago when the Library needed a DP to construct the addition onto the Town building's and we trust Council will act similarly in this instance.

Thank you Craig,

John Hull

A handwritten signature in blue ink, appearing to read "John Hull", is displayed on a light blue background.

Rimbey Community Library Signage/Mural Committee Chair.

Cc email Liz Armitage, Rimbey Community Library Board

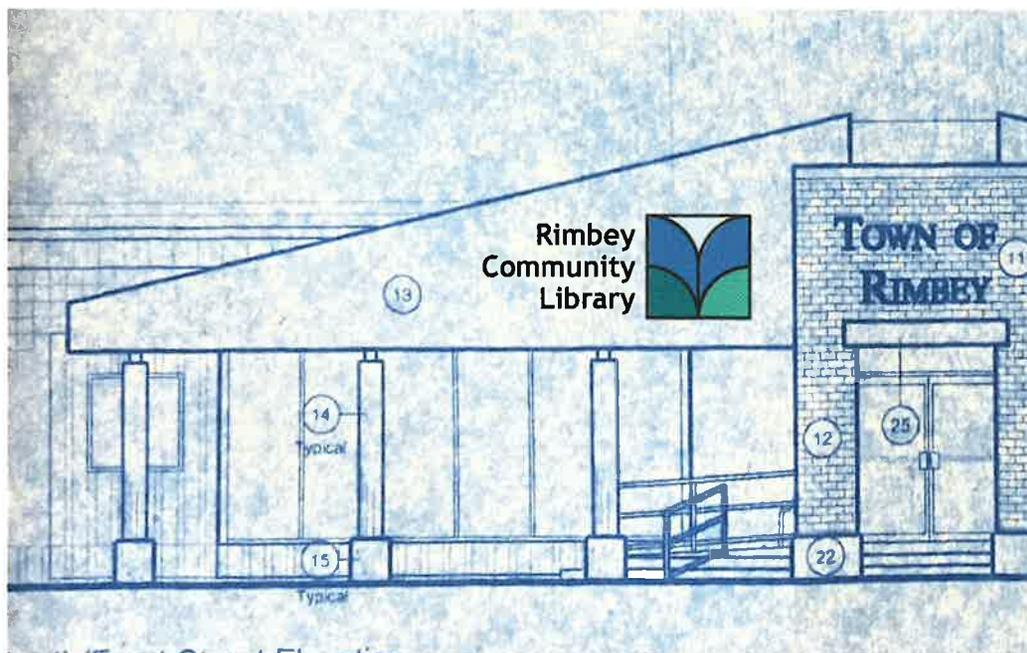


Proposed New Building Signage

Notes:

- Logo 4'6" x 4'6" shown
- Illuminated by linear LED fixture fed from existing light fixture on west side of entry canopy
- Font is *Inter*
- Substrate is acrylic stucco on plywood and wood framing
- Scale is 1/8"=1'-0"

JH May 4, 2024



Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Duncan Campbell, Director of Public Works
Subject: Liquidation of a Surplus Assets
Item For: Public Information -or- Closed Session

BACKGROUND:

1999 International Yard Waste Truck

On March 7, 2024 compost/yard waste pickup commenced as per the new waste management agreement with Empringham Disposal. With the new waste management agreement in place, the Town has discontinued the former "Yard Waste Program". Public works no longer has a use for the 1999 International Yard Waste Truck (serial # IHT5DAAR0XH692145). The Director of Public Works is requesting that the 1999 International Yard Waste Truck be brought to the auction.

Erskine Snow Blower

In 2015, the Town purchased a Toro Grounds Master Mower which came with winter attachments (sidewalk sweeper and a snow blower). As the winter attachments were used, it was noted that the snow blower (Erskine serial # 1077481) was too large for most of our side walks and the machine struggled to run it. After a season of using the Erskine snow blower, we discontinued use of it and used other equipment instead. Since 2016, this snow blower has not been used at the public works yard. The Director of Public Works is requesting that the Erskine Snow Blower be taken to auction.

Leer Service Canopy

In 2014, a Leer Service Canopy (Ser# 02497266) was purchased to go on the building maintenance worker's truck. When the job position was eliminated, the canopy was removed, and that truck was transferred to the recreation staff. The canopy is not being used and is stored at the public works yard. The Director of Public Works is requesting that the Leer Service Canopy be sent to auction.

Fence Posts

In 2018, the storm water outfall ditch was rebuilt, and all new fencing was installed along the length of it. During the clean-up, public works picked up 250 used wooden fence posts and stored them at the public works yard. The Director of Public Works is requesting that they the fence posts be taken to auction.

OPTIONS/CONSEQUENCES:

1. To sell the equipment at an unreserved auction and cancel the insurance.
2. Keep the equipment and continue with inspections, maintenance and insurance when required.

RECOMMENDATION:

The Director of Public Works recommends that Council determine if they wish to send the 1999 International Yard Waste Truck, Erskine Snow Blower, Leer Service Canopy and the Fence Posts to the unreserved auction.

PREPARED BY: Duncan Campbell, Director of Public Works

May 22, 2024

Date

ENDORSED BY:



May 22, 2024

Date

Craig Douglas, Chief Administrative Officer

Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Bill 20
Item For: Public Information -or- Closed Session

BACKGROUND:

Mayor Pankiw received an email from ABmunis requesting that Council make a motion for the Government of Alberta to rescind Bill 20. Municipalities may consider passing a motion in council to communicate your council's view of Bill 20.

The following is a template that municipalities may use or consider developing your own motion based on council's views.

That the TOWN OF RIMBEY send a letter to the Premier that recommends that the Government of Alberta rescind Bill 20, the Municipal Affairs Statutes Amendment Act, due to the extensive concerns raised by municipal leaders across Alberta, including TOWN OF RIMBEY council, and that the Government of Alberta engage municipal governments through a collaborative and trust-based consultation process to update the Local Authorities Election Act and Municipal Government Act to assist municipal governments to effectively govern in the interests of their residents and deliver on the future needs of each community in Alberta.

ATTACHMENTS:

[20240509 ABmunis member key messages and motion on Bill 20 - Municipal Affairs Statutes Amendment Act](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 23, 2024
Date

ENDORSED BY:

May 23, 2024
Date

Craig Douglas, Chief Administrative Officer

Key Messages and Proposed Council Motion on Bill 20: Municipal Affairs Statutes Amendment Act

May 9, 2024

Key Messages for ABmunis' members:

The **NAME OF MUNICIPALITY** recommends that the Government of Alberta rescind Bill 20, the *Municipal Affairs Statutes Amendment Act*, due to concern that Bill 20's proposed legislative amendments will:

- Increase divisiveness within council and our community instead of encouraging collaborative decision-making to solve the future challenges our community faces.
- Prioritize the interests of the provincial cabinet over the interests of the residents of **MUNICIPALITY**.
- Increase the influence of corporations and unions in municipal government through political donations to local candidates, which will drown out the interests of everyday Albertans who cannot afford to donate large sums of money to political campaigns.
- Create tax inequities between individuals and corporations as it relates to donations to municipal candidates.
- Give power to the provincial cabinet to remove a councillor without clear criteria, which creates an environment where councillors will become more accountable to provincial government leaders instead of our local residents.
- Increase costs for property taxpayers by forcing a hand count of election results instead of allowing the use of proven and more cost-effective electronic equipment.
- Increase costs for property taxpayers by forcing our municipality to create and regularly maintain a permanent electors register.
- Allow councillors to claim that they have a perceived conflict of interest and avoid making politically challenging decisions in council.
- Remove our council's ability to determine what studies are needed for each type of development. Without the power to ask developers for that information, our municipality will be forced to fund those studies ourselves and pass the cost onto all existing residents instead of new development paying for itself.
- Fail to address the fundamental flaws of the current recall rules, which has destabilized the local political environment.
- Fail to give municipalities the option to require candidates to file financial disclosures prior to election day.
- Lead to unforeseen consequences because of the short window, without full input from municipal governments, in which Bill 20 was developed.

Messages that are more specific to smaller and more rural municipalities:

- Forces the **NAME OF MUNICIPALITY** to conduct online public hearings on planning and development which is not possible due to a lack of high-speed internet in our municipality.
- Increases costs for property taxpayers by forcing our municipality to purchase audio and video equipment that will enable residents to participate in public hearings through an online format.

Proposed Council Motion

Municipalities may consider passing a motion in council to communicate your council's view of Bill 20. The following is a template that municipalities may use or consider developing your own motion based on your council's views.

*That the **NAME OF MUNICIPALITY** send a letter to the Premier that recommends that the Government of Alberta rescind Bill 20, the Municipal Affairs Statutes Amendment Act, due to the extensive concerns raised by municipal leaders across Alberta, including **MUNICIPALITY** council, and that the Government of Alberta engage municipal governments through a collaborative and trust-based consultation process to update the Local Authorities Election Act and Municipal Government Act to assist municipal governments to effectively govern in the interests of their residents and deliver on the future needs of each community in Alberta.*

Background

- In fall 2023, the Government of Alberta conducted an online survey on a wide scope of issues related to the *Local Authorities Election Act* and *Municipal Government Act*.
- On April 25, 2024, the Government of Alberta introduced Bill 20, the Municipal Affairs Statutes Amendment Act.
 - [Bill 20](#)
 - [Government of Alberta's Summary Sheet on Bill 20](#) – April 25, 2024
- On April 29, 2024, ABmunis hosted a [media conference](#) to respond to proposals in Bill 20.
- On May 2, 2024, Minister McIver [announced](#) that the province will introduce amendments to clarify aspects of Bill 20 based on concerns raised.
- On May 3, 2024, ABmunis published a [preliminary analysis report](#) on Bill 20.
- On May 8, 2024, ABmunis hosted webinar for municipalities and sought member input on ABmunis' position on Bill 20. Based on a webinar poll with 221 responses, 76 per cent of members want Bill 20 to be rescinded and 8 per cent don't have an opinion yet.
- As of May 9, 2024, Bill 20 is at second reading.
- The spring legislative session is scheduled to end May 30, 2024.

ABmunis' Resources and News Releases on Bill 20

- Visit ABmunis' [Keep Local Elections Local](#) webpage to access our analysis, videos, and resources.
- [April 25, 2024](#) news release
- [April 29, 2024](#) news release
- [May 8, 2024](#) news release

Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Department Reports
Item For: Public Information -or- Closed Session

BACKGROUND:

Department managers supply a report to Council, bi-monthly advising Council of the work progress for the time period.

RECOMMENDATION:

Motion by Council to accept the department reports, as information.

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

ENDORSED BY:

A handwritten signature in blue ink that reads "Craig Douglas".

Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

May 27, 2024
CAO Report



HIGHLIGHTS

MEETINGS

- May 3rd & 6th - Met with Brownlee Law to compile data regarding a Human Resources Issue.
- May 7, 2024 - Toured the Community Centre and Rimby Truck Museum facilities with the insurance adjuster.
- May 16, 2024 - Water Sharing Agreement Webinar

ADMINISTRATIVE

- Reviewed year-end report for FCSS.
- Responded to a FOIP request.
- Submitted FOIP Year-End Report
- Posted job competition for Director of Public Works.
- Posted job competition for Receptionist / Administrative Clerk.

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 27, 2024

Director of Finance Report



HIGHLIGHTS

- Worked on the tax assessments Re: regular, linear and the new Designated Industrial
- Properties sent from our assessor and the Alberta Government. Uploaded and updated them in our system.
- Worked on the 2024 Property Tax Bylaw.
- Updated the Tax Mill Rates and assessments for the 2024 Property Taxes.
- Worked with the auditors - getting them information that they requested for testing and reviewing purposes. Answered questions and had discussions regarding our Municipality and its systems.
- Mike Seniuk from Seniuk & Company presented the 2023 Audited Financial Statements to Council on April 22, 2024 - the Financial Statements were accepted and approved.
- Updated 2023 year for adjustments from Auditors.
- Closed the 2023 year and rolled over figures for the 2024 year.
- Worked on the 2024 Operating and Capital Budget.
- Attended the 2024 Budget Meeting on March 6, 2024 at the Council Chambers at the Town Office. The CAO and I presented the budget to Council.
- Budget was passed March 6, 2024 - worked on entering new budget figures into our accounting system.
- Met with Scott Hanrahan from Integrated Benefits on March 13, 2024 regarding our employee group benefits.

ATTACHMENTS

[RFD 8.1.2 Copy of Variance Report - April 30, 2024
April 18 - May 22, 2024](#)

PREPARED BY: Wanda Stoddart, Director of Finance

TOWN OF RIMBEY								
VARIANCE REPORT								
FOR THE FOUR MONTH PERIOD ENDING APRIL 30, 2024								
OPERATING	2024 Revenues				2024 Expenses			
	Budget	Year to Date	% Revenue to Date	Variance	Budget	Year to Date	% Expenses to Date	Variance
	General Municipal Revenues	4,801,083	304,322	6%	4,496,761	953,997	226,847	24%
Council (11)					250,425	66,973	27%	183,452
Administration (12)	38,616	1,226	3%	37,390	804,138	322,312	40%	481,826
General Administration (13)				0	147,148	56,970	39%	90,178
Police (21)	66,510	12,587	19%	53,923	261,684	165,874	63%	95,810
Fire (23)					25,971	8,657	33%	17,314
Disaster Services (24)				0	4,060	258	6%	3,802
Intern	0	0	0%	0	0	0	0%	0
Bylaw Enforcement (26)	28,100	9,079	32%	19,021	179,488	64,406	36%	115,082
Public Works (32)	25,400	12,333	49%	13,067	974,100	314,916	32%	659,184
Airport (33)	0	0	0%	0	0	0	0%	0
Storm sewer (37)	0	0	0	0	22,800	136	1%	22,664
Water (41)	554,600	184,328	33%	370,272	434,862	125,258	29%	309,604
Sewer (42)	349,500	148,229	42%	201,271	442,225	131,917	30%	310,308
Garbage (43)	210,215	71,813	34%	138,402	89,863	23,892	27%	65,971
Recycle (43-01)	40,068	13,597	34%	26,471	119,047	27,341	23%	91,706
Compost	60,700	11,889	20%	48,811	77,920	17,043	22%	60,877
Community Services (FCSS)	238,984	139,488	58%	99,496	303,746	188,930	62%	114,816
Cemetery (56)	18,427	5,176	28%	13,251	54,885	10,471	19%	44,414
Development (61)	29,845	4,848	16%	24,997	116,059	20,310	17%	95,749
Econ.Development (61-01)	24,360	19,303	79%	5,057	66,802	8,785	13%	58,017
Recreation Office (72)	388,535	0	0%	388,535	109,821	65,039	59%	44,782
Pool (72-04)	91,300	25,000	27%	66,300	300,114	48,247	16%	251,867
Parks (72-05)	0	0	0%	0	139,958	16,561	12%	123,397
Fitness Center (72-06)	33,534	12,198	36%	21,336	48,502	10,137	21%	38,365
Arena (72-09)	119,000	56,190	47%	62,810	365,909	152,215	42%	213,694
Recreation Programs (72-11)	5,714	1,433	25%	4,281	49,506	17,022	34%	32,484
Community Centre (74)	62,500	6,090	10%	56,410	339,192	93,712	28%	245,480
Library (74-06)	0	0	0%	0	153,606	70,866	46%	82,740
Blindman Youth Action Society (74-08)	23,000	6,149	27%	16,851	16,844	3,754	22%	13,090
Curling Club (74-09)	848	848	100%	0	33,060	11,155	34%	21,905
Museum (74-12)					89,509	68,894	77%	20,615
Total Revenues	7,210,839	1,046,126		6,164,713	6,975,241	2,338,898		4,636,343
Debenture & Loan Principal Payments					263,295	53,984		209,311
Total operating and debt repayment	7,210,839	1,046,126		6,164,713	7,238,536	2,392,882		4,845,654

TOWN OF RIMBEY							
VARIANCE REPORT							
FOR THE FOUR MONTH PERIOD ENDING APRIL 30, 2024							
CAPITAL	Grants and reserves	Operating surplus				Year to Date	Variance
							0
IT - Computers - 6 workstations replacements	14,000						14,000
Community Peace Officer -Dash/Body Cam/Radio upgrade/e-ticketing software	25,000					4,625	20,375
2024 GMC Sierra Crew Cab Pickup	65,000					65,530	-530
Flat Bed Trailer PW - replace stolen one	25,000					21,023	3,977
Water Meters	50,000					20,200	29,800
Main Water Valves 6 valves and 3 hydrants	80,000						80,000
Curb cock Stand Replacements	12,000						12,000
Water Level Transmitters		14,560					14,560
2023 Street Improvements							
SB-90 35 Ave.	29,800						29,800
Drader Crescent Road Paving, Concrete Work- from 56th Ave to Laneway	221,000					5,995	215,005
Parks							
Dog Park- off 40 Ave - Fencing/Benches/Poop bags/Dispensers and materials	50,000					5,295	44,705
Cemetery							
4 New Pillow Blocks (West Haven)	25,000						25,000
Pool							
Spray Park Flow through System	60,000						60,000
Community Centre							
North Wall - Insulate and Tin-Estimate							0
	656,800	14,560				122,668	548,692
Total operating and capital	7,867,639	1,060,686		6,164,713	7,238,536	2,515,550	5,394,346



Supplier : 1020405 to ZINCK
 Fund : 1 GENERAL FUND
 Include all Payment Types : Yes

Date Range: 18-Apr-2024 to 22-May-2024
 Sequence by: Cheque/EFT#
 Fund No. Masked: Yes

Supplier Name	Chq./EFT#	Chq./EFT Date	Purpose	Amount Allocated to Fund
Cornell,Gail	50233	24-Apr-2024	Gail Cornell - reimburse for office expenses	162.75
FLAMAN GROUP OF COMPANIES	50234	24-Apr-2024	Flaman Group of Companies - 2024 Diamond C r	22,074.15
Hi-Way 9 Express Ltd.	50235	24-Apr-2024	Hi-Way 9 - freight -Joe Johnson - unit #8	296.04
Lifesaving Society	50236	24-Apr-2024	Lifesaving Society - Seasonal Affiliation Fee	125.00
NAPA Auto Parts - Rimbey	50237	24-Apr-2024	Napa - unit #64 light tower - bearing	113.38
Rimbey Fas Gas Division of 1662899 Alberta Ltd	50238	24-Apr-2024	Rimbey Fas Gas - propane - road repairs	54.60
Silver Star Septic Service	50239	24-Apr-2024	Silver Star Septic Service - clean and restock out	63.00
Staples Professional	50240	24-Apr-2024	Staples Professional - office supplies	291.49
Towle,Jeanette	50241	24-Apr-2024	J.Towle - reimbursement - AMTPA Conf (Early Bi	650.00
True Way Tire Ltd.	50242	24-Apr-2024	True Way Tire - unit #64 light tower - tires	302.30
ULINE CANADA CORPORATION	50243	24-Apr-2024	ULINE - dog park / lagoon supplies	6,066.89
Wolseley Industrial Canada INC	50244	24-Apr-2024	Wolseley - PW - bleach	1,793.93
AERZEN CANADA	50245	30-Apr-2024	Aerzen - air filter cartridges	988.07
Canadian Pacific Railway Company	50246	30-Apr-2024	CP Railway - Hoadley crossing	365.50
CITY OF BEAUMONT	50247	30-Apr-2024	City of Beaumont - bylaw - uniform	150.00
CORNERSTONE PILATES STUDIO	50248	30-Apr-2024	Cornerstone Pilates - pilates classes - March 202	400.00
Hi-Way 9 Express Ltd.	50249	30-Apr-2024	Hi-Way 9 - freight - WR Meadows	103.75
John Deere Financial Inc.	50250	30-Apr-2024	John Deere Financial - Brandt Ponoka - repairs	1,139.39
LMC LEANNE CROSS	50251	30-Apr-2024	LMC - fitness classes - March - April 2024	450.00
Midwest Propane	50252	30-Apr-2024	Midwest Propane - parts	155.40
Municipal Property Consultants (2009) Ltd.	50253	30-Apr-2024	Municipal Property Consultants - May 2024 - mor	3,640.88
Nikirk Bros. Contracting Ltd.	50254	30-Apr-2024	Nikirk Bros - topsoil	1,178.15
ORNAMENTAL BRONZE LIMITED	50255	30-Apr-2024	Ornamental Broze - columbarium plaque - Tyshke	619.50
Phasco Inc.	50256	30-Apr-2024	Phasco Inc - Dev. deposit refund - DP 07/22	4,159.05
Ramsay,Richard& Ramsay, Wendy	50257	30-Apr-2024	Richard & Wendy Ramsay - dev. deposit refund -	3,000.00
Red Deer Overdoor	50258	30-Apr-2024	Red Deer Overdoor - CC - service/adjust 3 overh	5,890.23
Rimbey Janitorial Supplies	50259	30-Apr-2024	Rimbey Janitorial - CC - supplies	824.78
RIMBEY REGISTRIES	50260	30-Apr-2024	Rimbey Registries - trailer plate - PW	113.00
Seniuk & Company	50261	30-Apr-2024	Seniuk & Company - professional services	22,569.54
The Phone Experts	50262	30-Apr-2024	Phone Experts - D.Chretien (PW) - cell phone/su	520.70
Town of Rimbey - Pool Float	50263	30-Apr-2024	Town of Rimbey - pool float	120.00
TYCO ELECTRIC LTD.	50264	30-Apr-2024	Tyco Electric Ltd - repairs - CC	1,428.00
Uni First Canada Ltd.	50265	30-Apr-2024	UniFirst - coveralls/supplies	75.58
Animal Control Services	50266	06-May-2024	Animal Control - April 2024 fees	2,142.00
GROW WITH THE PO	50267	06-May-2024	Grow with the Po - Community Gardens - new bo	8,206.75
Rimbey Lions Club	50268	06-May-2024	Rimbey Lions Club - Steak BBQ - June 7/24	960.00
ADT Security Services Canada Inc.	50269	13-May-2024	ADT Security (Telus) - monitoring - annual alarm	415.80
AMSC Insurance Services Ltd.	50270	13-May-2024	AMSC Insurance - Mayor/Council - May 2024	52.29
AN Adventure Distribution & Consulting	50271	13-May-2024	An Adventure - supplies	102.69
Automated Aquatics Canada Ltd.	50272	13-May-2024	Automated Aquatics - parts	3,846.31
Border Paving Ltd.	50273	13-May-2024	Border Paving - cold mix	1,562.94
CENTRAL LABS	50274	13-May-2024	Central Labs - North/South Lagoon -April 2024	1,283.35
Empringham Disposal Corp.	50275	13-May-2024	Empringham Disposal - April 2024 fee	11,471.25
Environmental 360 Solutions (Alberta) Ltd	50276	13-May-2024	E360 - 4705-46 Ave - bin dumps - April 2024	955.97
Evergreen Co-operative Association	50278	13-May-2024	Co-op - parts/supplies	2,319.35
Expert Security Solutions	50279	13-May-2024	Expert Security - Res #2 - annual backup	478.17
Imperial Esso Service (1971)	50280	13-May-2024	Esso - fuel	121.51
Korpiniski,Ted	50281	13-May-2024	Ted Korpiniski - cardlock refund	25.00
LINDE CANADA INC.	50282	13-May-2024	Linde Canada - cylinder rent	41.11
Longhurst Consulting	50283	13-May-2024	Longhurst - May 2024 fees	3,927.14
MLA Benefits Inc.	50284	13-May-2024	MLA Benefits - May 2024 Mayor/Council - HSA -	1,589.47
NAPA Auto Parts - Rimbey	50285	13-May-2024	Napa - supplies	24.41
NCGL CONSTRUCTION LTD.	50286	13-May-2024	NCGL Construction - wells level transmitters sup	15,288.00
NEW LIFE FELLOWSHIP CHURCH	50287	13-May-2024	New Life Fellowship Church - facility deposit refu	500.00
Nikirk Bros. Contracting Ltd.	50288	13-May-2024	Nikirk Bros - concrete	790.44
PENNER,RANDY	50289	13-May-2024	Randy Penner - cardlock refund	25.00
Rimbey 4H InterClub	50290	13-May-2024	Rimbey 4H Club - 2024 budget - Comm. Events (238.10
RIMBEY AREA & COMMUNITY WELLNESS ASSOCIATIO	50291	13-May-2024	Rimbey Area & Comm. Wellness Assoc. - 2024 b	238.10

Council Board Report 8.1.3
 Council Agenda Report



Supplier : 1020405 to ZINCK
 Fund : 1 GENERAL FUND
 Include all Payment Types : Yes

Date Range: 18-Apr-2024 to 22-May-2024
 Sequence by: Cheque/EFT#
 Fund No. Masked: Yes

Supplier Name	Chq./EFT#	Chq./EFT Date	Purpose	Amount Allocated to Fund
Rimbey Christian School Society	50292	13-May-2024	Rimbey Christian School - 2024 budget - Comm.	238.10
Rimbey Express	50293	13-May-2024	Rimbey Express - freight - April 2024	170.00
Rimbey Implements Ltd.	50294	13-May-2024	Rimbey Implements - parts	17.02
Rimbey Sleigh Wagon and Saddle Club	50295	13-May-2024	Rimbey Sleigh/Wagon and Saddle Club - 2024 b	238.10
Rimbey Trees	50296	13-May-2024	Rimbey Trees - transplant trees	259.87
RJ Plumbing and Heating	50297	13-May-2024	RJ Plumbing - repair leak in pool	233.10
RYBAK,BONNIE	50298	13-May-2024	B.Rybak - expenses	444.90
SKJONSBURG,JESSICA	50299	13-May-2024	Jessica Skjonsberg - BYAS - janitorial - March 20	700.00
Staples Professional	50300	13-May-2024	Staples Professional - office supplies	110.87
Stationery Stories & Sounds (2005)	50301	13-May-2024	Stationery Stories & Sounds - envelopes	525.00
Superior Safety Codes Inc.	50302	13-May-2024	Superior Safety Codes - closed permits - March 2	136.50
THIBEAULT,BRADLEY	50303	13-May-2024	B.Thibeault - expense reimbursement	348.19
Town Of Rimbey	50304	13-May-2024	Town of Rimbey - 2024 taxes - Roll# 24620	3,400.90
Uni First Canada Ltd.	50305	13-May-2024	Uni-First - coveralls/supplies	70.54
United Farmers Of Alberta	50306	13-May-2024	UFA - supplies	694.19
Vicinia Planning & Engagement Inc.	50307	13-May-2024	Vicinia - April 2024 fees	2,656.50
Wolseley Industrial Canada INC	50308	13-May-2024	Wolseley - pool supplies/chemicals	5,144.06
Accu-Flo Meter Service Ltd.	50309	14-May-2024	Accu-Flo - 2" water meter - Prov. Bldg	119.70
AERZEN CANADA	50310	14-May-2024	Aerzen - lagoon blower filters	334.40
Black Press Group Ltd.	50312	14-May-2024	Black Press Media - April 2024 ads	1,832.06
Bowie,Cindy	50313	14-May-2024	C.Bowie - reimbursement	956.86
KLEARWATER EQUIPMENT & TECHNOLOGIES	50314	14-May-2024	Klearwater Equipment - supplies	1,424.52
Nikirk Bros. Contracting Ltd.	50315	14-May-2024	Nikirk - screened topsoil	420.00
ROBERTSON,BARRY	50316	14-May-2024	B.Robertson - expenses	756.80
Tagish Engineering Ltd.	50317	14-May-2024	Tagish -RB 150 - 2024 Street & Util Improvement	9,799.11
Uni First Canada Ltd.	50318	14-May-2024	UniFirst - coveralls/supplies	75.58
Canada Revenue Agency	00179-0001	24-Apr-2024	CRA - deductions (Apr.7-20/24) Apr.26/24 biweek	18,722.73
INNOV8 DIGITAL SOLUTIONS INC.	00179-0002	24-Apr-2024	Innov8 - copies - Town / CC	378.42
LAPP	00179-0003	24-Apr-2024	LAPP - Town - Apr.26/24 (Apr.7-20/24) PP #9 20;	8,609.97
Meridian OneCap Credit Corp	00179-0004	24-Apr-2024	Meridian OneCap - copier lease (May - July 2024	1,801.80
LAPP	00180-0001	30-Apr-2024	LAPP - FCSS May 01/24 (Apr.8-21/24) PP #9 20;	556.14
Servus Credit Union Ltd.	00180-0002	30-Apr-2024	Servus - CMHC Debenture - water reservoir	137,693.81
ALBERTA MUNICIPAL SERVICE CORPORATION	00181-0001	13-May-2024	Alberta Municipal Services Corp - gas/power - Ap	45,858.25
Canada Revenue Agency	00181-0002	13-May-2024	CRA - deductions (Apr.21-May4/24) May 10/24 bi	26,789.72
Eastlink	00181-0003	13-May-2024	Eastlink - May 2024 - fitness centre - cable	108.36
LAPP	00181-0004	13-May-2024	LAPP - FCSS May 15/24 (Apr.22-May 5/24) PP #	9,395.78
Servus Credit Union Ltd.	00181-0005	13-May-2024	Servus - Debenture #45 - paving	28,145.36
Servus Credit Union - Mastercard	00181-0006	13-May-2024	Servus M/C - C.Bowie - Apr.30/24	619.56
VICTOR CANADA	00181-0007	13-May-2024	Victor - HSA - Mar.2024	317.85
Waste Management	00181-0008	13-May-2024	Waste Management - April 2024	3,993.50
BENEFITS BY DESIGN (BBD)	00182-0001	14-May-2024	BBD - May 2024 inv	13,919.55
Total:				464,507.87

May 27, 2024

Public Works Report



HIGHLIGHTS

ROADS

- Grading gravel roads and alleys.
- Mowing/Weed whipping (ongoing).
- Vehicle & equipment maintenance and repairs (ongoing)
- Street sweeping- first round spring clean up completed, second round upcoming.
- Alley work- Fill potholes and sink holes from other contractor work (ongoing).
- Streets- pothole repairs (ongoing).

WATER

- Routine maintenance and testing.
- AEP reporting.
- Meter readings (ongoing).
- Zero read meters being replaced (ongoing).
- Hydrant flushing (ongoing).
- Capital H2O systems to maintenance and certify analyzers at reservoirs.
- Annual water reporting.
- ERRIS reporting (Lagoons) to Federal Government.

WASTEWATER

- Routine maintenance and testing AEP reporting and other related work is ongoing.
- Request submitted to AEP – Amendment to allow access for Baytex.
- Monitor and record volumes from Baytex diversion.

RECYCLE

- Assist Ponoka County staff as required.
- Information sourcing with WM and our current bin costing.

R.C.M.P. STATION

- Building maintenance as requested.
- Grass mowing and weed whipping property.

CEMETERY

- Opening and closing of graves as requested
- Clean up, fill in low spots with black dirt, seed and fertilizer.
- Grass mowing/weed whipping (ongoing).
- Assist families with their needs.

OTHER

- Maintenance at Town Office and Library as requested.
- Assist Development Department as required.
- Assist Town residents and visitors with any questions or concerns.
- Department adjustment with change in staff.

PREPARED BY: Duncan Campbell, Director of Public Works

May 27, 2024

Community Services Report



HIGHLIGHTS

PETER LOUGHEED COMMUNITY CENTRE

- Cleaning and maintenance of the facility
- Facility Bookings - fundraising events, markets, meetings, reunions, sportsman show, kitchen rentals, breakfasts, yodel event
- First Aid Course for staff
- Update AED's
- Daily activities with school and fitness programs
- Parking lot improvements
- Flowers - baskets up in June

COMMUNITY FITNESS CENTRE

- Memberships
- Daily cleaning and maintenance of the area
- Quarterly maintenance performed by Fitness Mechanics when needed and extra maintenance items on existing equipment
- Purchase hex trap bar, a rubber lifting platform

RIMBEY AQUATIC CENTRE

- Drained and cleaned pool, liner seam was open in about 8 spots, finally had a certified liner installer come and fix the holes in the liner on Friday, May 17.
- Spray Park operational system - turning water vault into reservoir of clean water only, used water will be emptied out on street/sewer line. Water use will be limited by the number of spray features on at one time.
- Anti-Entrapment grates installed - pool is compliant
- Encouraging local swimmers to become Instructors and Lifeguards
- Start up hot tubs, do provincial water tests, need inspection by health inspector
- Lifeguards and instructors have been hired for the summer
- School's are booked for June swimming
- Swimming lesson registration will be held on Wednesday, June 5th starting at 9:00 am in the Main Auditorium

ARENA

- 2024/25 Ice scheduling - a meeting between Minor Hockey/Pond Hockey will take place in June to discuss ice use
- Arena Concession Operators will be back next year
- 3 x Concession shutters replaced

Council Agenda Item 8.1.5

- Motion sensors will be installed in the dressing rooms and main washrooms
- Cleaning, painting and repairs to be completed around the pool operations
- June 6 - Senior's week event
- June 25 - School Bike Rodeo
- June 29 - Prom

PROGRAMS

- Sept/May Pickleball/Badminton: Tuesday/Thursdays 1:30pm - 3:00pm & 7:00pm - 8:30pm (Attendance 6-20)
- Sept/May Yoga Program: Tuesdays 7:00pm - 8:00pm (Attendance 0) cancelled - we will try again next month
- Sept/May Free Weights: Wednesdays 5:45pm - 6:30pm (Attendance 4-6)
- Oct/May Zumba: Thursdays 7:00pm - 8:00pm (Attendance 6-12)
- Oct/May Gentle Fit: Tues/Thurs 10:30am - 11:00am (Attendance 4-8)
- Nov/May Pilates: Saturdays 10:00am - 11:00am (Attendance 2-4)
- Sept/May 1/2 hour Free weights & 1/2 hour Yoga: Sundays 6:00pm - 7:00pm (Attendance 0) cancelled - we will try this again later on

EVENTS

- Canada Day 2024 - contacting Entertainment Acts, Demonstrations, fireworks
- Parade date - Saturday, July 13, 2024 (same day as Lacombe Days Parade)

PREPARED BY: Cindy Bowie, Director of Community Services

May 27, 2024

Development Officer Report



HIGHLIGHTS

- Administration is currently reviewing two subdivision applications.
- Administration is currently reviewing two Land Use Amendments.
- Resident Questions: Administration is answering ongoing development questions from residents. Questions are typically related to building decks, fences, house renovations and potential business locations.
- Development Permits: Administration has been answering resident questions regarding potential development permits on an on-going basis.
- Certificate of Compliance: Administration has been processing certificates of compliance and accompanying paperwork as requested.

The Following chart outlines the 2024 development statistics:

2024 Development Statistics - Up to May 15, 2024.

	Applied 2024	Issued 2024	In Progress 2024
Development Permit Applications (non change in use / home occupation)	11	10	1
Change in Use / Home Occupation Development Permit Applications	2	2	0
Subdivision Applications	2	0	2
Land Use Bylaw Amendments	2	0	2
Certificate of Compliance Requests	9	9	0
Building Permit Applications	2	1	1

The following development permits have been approved in 2024:

Permit Number	Date Issued	Civic Address	Type of Development
01/24	03.04.2024	4922-46 Avenue	Widening approach by 21.366m & installing culvert.
02/24	02.05.2024	5049-54 Avenue	Home Occupational Business -Ripple Reclamation Solar Solutions Ltd.
03/24	03.04.2024	5302-52 Street	Signage
04/24	03.21.2024	5053-50 Avenue	Demolition as required, replacing Aluminum Doors and Windows.
05/24	03.21.2024	5604-52 Street	Variance Request for Accessory Building
06/24	03.04.2024	5310-44 Street	Setback variances on existing House.
07/24	03.28.2024	5105-45 Avenue	Covering existing deck with Sunroom.
08/24	03.28.2024	#30, 5011-49 Avenue	Moving out Manufactured Home - Rimbey Town Trailer Park
09/24	03.28.2024	4606-57 Avenue	Home Occupational Business -DK Mowing & Snow Removal
10/24	03.28.2024	4718-51 Avenue	Demolition of Principal Building
11/24		-In Progress-	
12/24	04.29.2024	5037-50 Avenue	Signage
13/24	05.08.2024	5214-45 Avenue	Accessory Building (3.6576m X 6.096m)

The following chart outlines historic development statistics:

Historic Development Statistics

	2023		2022		2021		2020		2019	
	Applied	Issued								
Development Permit Applications	44	40	47	44	41	40	34	33	40	39
Change in Use / Home Occupation Development Permits Applications	3	3	8	8	9	9	13	13	11	11
Subdivision Applications	1	0	2	1	1	1	3	3	1	0
Land Use Bylaw Amendments	0	0	1	1	4	4	4	4	1	1
Certificate of Compliance Requests	10	8	11	11	18	18	12	12	13	13
Building Permit Applications	19	12	28	13	30	30	12	12	7	7

PREPARED BY: Liz Armitage, Development Officer

Town Council
REQUEST FOR DECISION



Meeting: May 27, 2024
Submitted By: Craig Douglas, Chief Administrative Officer
Subject: Boards/Committee Reports
Item For: Public Information -or- Closed Session

BACKGROUND:

Various Community Groups supply Minutes of their board meetings to council for their information.

RECOMMENDATION:

Motion by Council to accept the board / committee reports, as information.

ATTACHMENTS:

- [Tagish Engineering Project Status Updates April 25, 2024](#)
- [Tagish Engineering Project Status Updates May 9, 2024](#)
- [Town of Rimbey Library Board Financial Statements Dec 31, 2023](#)

PREPARED BY: Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

ENDORSED BY:

A handwritten signature in blue ink, appearing to read "Craig Douglas".

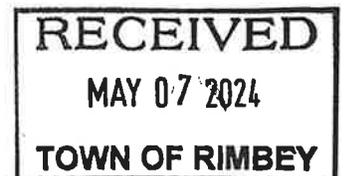
Craig Douglas, Chief Administrative Officer

May 22, 2024
Date

Date	Project Manager	Status Update
Town of Rimbey		
RBYM0000.24 RB00 - 2024 General Engineering		
March 13, 2024	Solberg, Lloyd	We will begin work on the projects that were approved as part of the 2024 Capital Budget.
March 28, 2024	Solberg, Lloyd	We are just working on a water hydrant map for Public Works and the County Fire Department. We are planning to send a draft for Town review on March 28.
April 11, 2024	Solberg, Lloyd	There are no current deliverables.
April 25, 2024	Solberg, Lloyd	There are no current deliverables.
RBYM00149.00 RB149 - 2024 Rimbey Mapbook		
March 13, 2024	Solberg, Lloyd	A draft copy of the 2024 Mapbook has been sent to the Town for their review. (March 13)
March 28, 2024	Solberg, Lloyd	A draft copy of the 2024 Mapbook has been sent to the Town for their review. (March 28)
April 11, 2024	Solberg, Lloyd	A draft copy of the 2024 Mapbook has been sent to the Town for their review. Project will no longer be updated until we receive feedback from the Town.
RBYM00150.00 RB150 - 2024 Street & Utility Impro		
March 28, 2024	Solberg, Lloyd	Tagish is working on Drader Crescent designs. We are awaiting the Town to send us locations for hydrant and valve replacements. We are hoping to have designs complete by mid April.
April 11, 2024	Solberg, Lloyd	Tagish is finishing up Drader Crescent preliminary designs. We received hydrant and valve list from the Town. We are anticipating having the designs done by April 19th and then we will send them off to the Town for their review.
April 25, 2024	Solberg, Lloyd	Detailed designs and cost estimate have been sent to the Town for their review. Once we hear back, we will issue the project for Tender.

Date	Project Manager	Status Update
Town of Rimbey		
RBYM0000.24 RB00 - 2024 General Engineering		
March 28, 2024	Solberg, Lloyd	We are just working on a water hydrant map for Public Works and the County Fire Department. We are planning to send a draft for Town review on March 28.
April 11, 2024	Solberg, Lloyd	There are no current deliverables.
April 25, 2024	Solberg, Lloyd	There are no current deliverables.
May 9, 2024	Solberg, Lloyd	There are no current deliverables.
RBYM00150.00 RB150 - 2024 Street & Utility Impro		
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April 11, 2024	Solberg, Lloyd	Tagish is finishing up Drader Crescent preliminary designs. We received hydrant and valve list from the Town. We are anticipating having the designs done by April 19th and then we will send them off to the Town for their review.
April 25, 2024	Solberg, Lloyd	Detailed designs and cost estimate have been sent to the Town for their review. Once we hear back, we will issue the project for Tender.
May 9, 2024	Solberg, Lloyd	The project went out for Tender on May 8th. Tender will close May 22nd.

The Town of Rimbey Library Board
Financial Statements
As at December 31, 2023



Notes to Financial Statement

I have reviewed the financial records of the Town of Rimbey Library Board as at December 31, 2023 and find them to be in order.

A handwritten signature in blue ink, appearing to read "Dawn Nawrot". The signature is stylized with a large initial "D" and a long horizontal flourish extending to the right.

Dawn Nawrot

Rimbey Municipal Library
Balance Sheet As at 31/12/2023

ASSET**Current Assets**

Cash Register Float	50.00	
Servus Rewards	247.37	
Capital Reserve	29,346.53	
Operating Reserve	38,497.97	
Chequing Bank Account	204.05	
Total Cash		68,345.92
Total Current Assets		68,345.92

TOTAL ASSET 68,345.92

LIABILITY**Current Liabilities**

Town of Rimbey Loan for Expan...		30,000.00
Mastercard Payable		859.42
GST Paid on Purchases	-5,029.26	
GST Owing (Refund)		-5,029.26
Total Current Liabilities		25,830.16

TOTAL LIABILITY 25,830.16

EQUITY**Retained Earnings**

Retained Earnings - Previous Year	-3,641.28	
Current Earnings	-21,293.45	
Total Retained Earnings	-24,934.73	

Reserve Accounts

Operating Reserve	38,103.96	
Capital Reserve	29,346.53	
Total Reserve Accounts	67,450.49	

TOTAL EQUITY 42,515.76

LIABILITIES AND EQUITY 68,345.92

Rimbey Municipal Library

Income Statement 01/01/2023 to 31/12/2023

REVENUE

Operating Revenue

Programming Revenue		6,365.89
Fundraising Revenue		2,625.00
Fines		1,725.39
Other Service Revenue		1,050.90
Book Donations	1,353.50	
Personal Donations	13,710.61	
Building Fund Donations	10,000.00	
Friends Group Donations	4,000.00	
Corporate/Service Club Donations	2,050.00	
Total Donations		31,114.11
Interest Income		1,707.29
Postage Reimbursement		268.56
Young Canada Works Grant	9,453.79	
Arts Presenting Grant	5,892.06	
Rural Library Services Grant	28,313.60	
Library Operating Grant	23,375.00	
County appropriation	55,000.00	
Town of Rimbey Appropriation	109,354.00	
Other Grants	13,927.00	
Total Grant Revenue		245,315.45
Total Operating Revenue		290,172.59

TOTAL REVENUE 290,172.59

EXPENSE

Operating Expenses

Wages/Honorariums	85,475.78	
Salaries	62,088.96	
EI Expense	3,194.20	
CPP Expense	6,180.80	
WCB Expense	576.77	
Pension Expense	5,246.52	
Employee Benefits	4,811.45	
Total Payroll Expense		167,574.48
Accounting/Professional Fees		157.50
Advertising & Promotions		668.55
Capital Expenses		41,237.33
Memberships		35.00
Board Fees		411.23
Courier & Postage		402.56
Inservice/Training		1,310.08
Janitorial		8,356.00
Casual Labor		330.00
Equip. Repairs & Maintenance		75.00
Equipment Lease		1,312.44
Insurance		3,735.83
Fundraising Expense		1,414.33
Interest & Bank Charges		196.31
Programming Expenses		45,001.32
Office Supplies		1,220.57
Goods		6,837.61
Janitorial Supplies		1,254.10
Contracted Work		75.00
Books		12,334.22
Magazines		1,290.23
Audio/Visual		5,260.82
Purchased Repairs & Maintenance		109.99
Subscriptions		1,804.41
Travel & Subsistence		2,746.96
Conferences		280.00

Comsewogue Municipal Library
Income Statement 01/01/2023 to 31/12/2023

Staff & Volunteer Appreciation	1,534.17
To Operating Reserve	4,500.00
Total Operating Expenses	<u>311,466.04</u>
TOTAL EXPENSE	<u>311,466.04</u>
NET INCOME	<u>-21,293.45</u>