



BYLAW NO. 02.19

BEING A BYLAW TO AMEND LAND USE BYLAW NO. 16.13

WHEREAS, the Municipal Government Act, being Chapter M-26, R.S.A. 2000, authorizes a Council to amend a land use bylaw;

AND WHEREAS, a public hearing was held in respect to the proposed bylaw pursuant to the Municipal Government Act, being Chapter M-26, R.S.A. 2000;

NOW THEREFORE, the Yellowhead County Council, in the Province of Alberta, duly assembled, hereby enacts as follows:

1. Bylaw 16.13, as amended, the Land Use Bylaw, is hereby further amended by:
 - a) Adding the following provisions to Section 19:
 - (6) Unless extended by an agreement in writing between the applicant and the Development Authority, the Development Authority must determine the completeness of an application for a development permit within twenty (20) days of receipt. If the Development Authority does not provide the applicant a written acknowledgement on the completeness of the application then the application is deemed to be complete on the twentieth (20th) day after receipt.
 - (7) If an application for a development permit is deemed incomplete by the Development Authority, the Development Authority must issue a written notice to the applicant advising that the application is incomplete, listing the documentation and information that is still required, and setting a date by which the required documentation and information must be submitted.
 - (8) If an application is deemed to be incomplete, the applicant may submit the information identified by the Development Authority to complete the application within the time specified in the notice or as agreed to between the applicant and Development Authority. If the information is not submitted by the time specified in the notice or as agreed to between the applicant and the Development Authority the application will be deemed refused.
 - (9) Notwithstanding any written acknowledgment that an application for a development permit is complete, the Development Authority may request any additional information it considers necessary during the review and decision making process.

b) deleting Section 21 entirely, and replacing it as follows:

SECTION 21 NOTIFICATION OF DEVELOPMENT PERMITS

- (1) A notice of decision on an application for a development permit will be given to or sent by regular mail to the applicant on the date the decision was rendered by the Development Authority.
- (2) A notice of decision on an application for a development permit will be advertised on the date the decision was rendered, in accordance with Yellowhead County's Public Notification Bylaw in effect at the time.
- (3) A permit issued pursuant to this PART does not come into effect until twenty-one (21) days after the date the approval is first publicized.

c) deleting Section 22(4) entirely, and replacing it as follows:

- (4) An appeal to the Subdivision and Development Appeal Board is commenced by filing a notice of the appeal (including the required fee), containing the reasons for the appeal, to the Secretary of the Subdivision and Development Appeal Board within twenty-one (21) days,
 - (a) in the case of an appeal made by an applicant after:
 - (i) the date on which the person receives notice of the decision or order or the issuance of the development permit; or
 - (ii) if no decision is made with respect to an application within the forty (40) day period or within any extension of this period as the applicant may have approved in writing, the date the period or extension expires;
 - (b) in the case of an appeal by another person claiming to be affected, after the date on which the notice of the issuance of the development permit was published.

d) deleting Section 27(4) entirely, and replacing it as follows:

- (4) Unless extended by an agreement in writing between the applicant and the Subdivision Authority, the Subdivision Authority must determine the completeness of an application for a subdivision within twenty (20) days of receipt. If the Subdivision Authority does not provide the applicant a written acknowledgement on the completeness of the application then the application is deemed to be complete on the twentieth (20th) day after receipt.

e) adding the following provisions to Section 27:

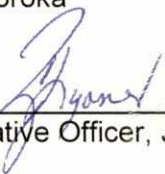
- (5) If an application for a subdivision is deemed incomplete by the Subdivision Authority, the Subdivision Authority must issue a written notice to the applicant advising that the application is incomplete, listing the documentation and information that is still required, and setting a date by which the required documentation and information must be submitted.

- (6) If an application is deemed to be incomplete, the applicant may submit the information identified by the Subdivision Authority to complete the application within the time specified in the notice or as agreed to between the applicant and Subdivision Authority. If the information is not submitted by the time specified in the notice or as agreed to between the applicant and the Subdivision Authority the application will be deemed refused.
- (7) Notwithstanding any written acknowledgment that an application for a subdivision is complete, the Subdivision Authority may request any additional information it considers necessary during the review and decision making process.
- f) deleting Section 29(2) entirely, and replacing it as follows:
- (2) An appeal to the Subdivision and Development Appeal Board is commenced by filing a notice of the appeal (including the required fee) to the Clerk of the Subdivision and Development Appeal Board within twenty-one (21) days from the date the decision was mailed.
- g) adding the following provision to Section 29:
- (3) The notice of appeal must contain the legal description and municipal location, if applicable, of the land proposed to be subdivided; and the reasons for appeal, including the issues in the decision or the conditions imposed in the approval that are the subject of the appeal.
- h) deleting Section 35(1) entirely, and replacing it as follows:
- (1) Where a public hearing is required by the *Act* for a proposed amendment to this Bylaw, notice of the public hearing shall be in accordance with the *Act*.

READ a first time this 26 Day of February A.D., 2019.
 PUBLIC HEARING held this 26 Day of March A.D., 2019.
 READ a second time this 9 Day of April A.D., 2019.
 READ a third time this 9 Day of April A.D., 2019.
 SIGNED this 9 Day of April A.D., 2019.



 Mayor Gerald Soroka



 Chief Administrative Officer, Jack Ramme