CLEARWATER COUNTY COUNCIL AGENDA June 24, 2014 9:00 A.M. Council Chambers

4340 – 47 Avenue, Rocky Mountain House AB

10:30 A.M. Bylaw 992/14 First Reading LUA Applicant: The Whole Life Institute Corp. 11:00 A.M. Public Hearing: Bylaw 987/14 LUA Applicant: Prairie Creek Inn

- A. CALL TO ORDER
- B. AGENDA ADOPTION
- C. CONFIRMATION OF MINUTES
- 1. June 09, 2014 Regular Meeting Minutes
- D. PUBLIC WORKS
- 1. 2nd Draft Dust Abatement Policy Review
- E. CORPORATE SERVICES
- 1. MSI Amending Agreements
- 2. Great West Life Benefits Contract Renewal
- F. MUNICIPAL
- 1. Kurt Browning Complex Amending Agreement
- G. PLANNING
- 1. Bylaw 991/14 First Reading Road Closure
- 2. 10:30 A.M. Bylaw 992/14 First Reading LUA Applicant: Jim Bradshaw, The Whole Life Institute Corporation
- 3. 11:00 A.M. Public Hearing Bylaw 987/14 LUA Applicant: Larry & Terri Camero, Prairie Creek Inn
- 4. Bylaw 987/14 Consideration for Second & Third Reading

H. INFORMATION

- 1. CAO's Report
- 2. Public Works Director's Report
- 3. Accounts Payable Listing
- 4. Councillor Remuneration

I. ADJOURNMENT

TABLED ITEMS

<u>Date</u> <u>Item, Reason and Status</u>

04/10/12 Arbutus Hall Funding Request

• To allow applicant to provide a complete capital projects plan.

STATUS: Pending Information, Community and Protective Services



Agenda Item

Project: Dust Abatement Guidelines Policy Review		
Presentation Date: June 24, 2014		
Department: Public Works Author: Kurt Magnus/Marshall Morton		
Budget Implication: ⊠ N/A □ Funde	ed by Dept. Reallocation	
Strategic Area: Quality of Life Goal: To maintain and develop sustainable services, facilities and programs that encourages and supports a safe, healthy, active and vibrant community.		
Legislative Direction: □None		
☐ Provincial Legislation (cite)		
⊠ County Bylaw or Policy (cite) <u>Dust Abatement</u>		
Recommendation: That Council reviews the policy, with recommended changes, and, approve the draft policy as presented.		
Attachments List: Dust Abatement Guidelines Policy		

Background:

As per the direction provided during the June 10th, 2014 Council meeting, staff is bringing fourth the second draft of the Dust Abatement Policy, with recommended changes and additions, for review. Once Council approves the second draft revisions, the policy will be brought back to the next scheduled meeting for final approval.

Clearwater County

DUST ABATEMENT

EFFECTIVE DATE: August 14, 2001 **Revised:** June 4, 2014

SECTION: Public Works

POLICY STATEMENT:

Clearwater County will provide dust control applications on County roadways in front of farmsteads, residences or businesses for a fee.

PROCEDURE:

- 1. The County will implement the use of S.B.90 or Magnesium Chloride (or an approved equivalent). A transition to offering only Magnesium Chloride, as an approved dust control suppression, will occur from 2014 to 2017.
- 2. The County will supply dust suppression for a distance of 150 m in front of a farmstead, residence or business on municipal road allowance.

3. The following will apply to S.B.90:

- a. The County will require a deposit of \$661.50 before the service is supplied, and equal payments of \$661.50 in the second and third year (plus G.S.T.).
- b. Alternatively, an applicant can pay \$1984.50 (plus G.S.T.) in the first year, with no further payment required.
- c. If the applicant requests treatment for more than 150 m, the applicant will be responsible for the total additional cost. This additional cost will be calculated at a rate of \$26.46 per lineal metre.
- d. The County will maintain the dust control for a period of three years, calculated from the initial application date.
- e. If the applicant defaults on payment for either the second or third year, the County may not be responsible for continued maintenance of the dust suppression. However, they may take the necessary steps to recover the costs from the client, including application of outstanding costs to the property, as per dust control agreement and/or court action. If the applicant applies in a subsequent year, full payment will be required prior to the service being carried out.

4. The following will apply to Magnesium Chloride:

- a. The County will require a payment in full of \$333.50 before the service is supplied.
- b. If the applicant requests treatment for more than 150m, the applicant will be responsible for the total additional cost. This additional cost will be calculated at a rate of \$6.67 per lineal metre.

D1

- c. Dust suppression warranty shall begin on the day the dust suppression is applied and runs to September 30th of the year of application.
- 5. The applicant will have the authority to determine the location where the dust suppression will be placed providing that it does not exceed 150m.
- 6. The County will advertise the procedures for dust control, requiring all interested applicants to submit an agreement, and pay a deposit or full payment before the deadline of June 1.
- 7. Cemeteries, community halls, and churches will continue to receive the service free upon application. Any other exemptions from payment will require prior approval of Council. Some applicants may be required to attend a Council Meeting to explain their reasoning as to why they should receive the service for free; otherwise at the discretion of the Director of Public Works, written requests will be considered sufficient for Council review.
- 8. The County will provide dust control on the through road in or adjacent to a Hamlet. The limits of the dust control will typically be the Hamlet boundaries. These limits may be reduced if, in the opinion of the Public Works Director, effective dust control can still be achieved by doing so. A through road shall be defined as a road that does not start or terminate within the Hamlet.
- 9. In the case of requests for a single application to serve adjoining residences, it will be the responsibility of the landowners to work out the distribution of costs. The County will not bill more than one individual or firm for one application.
- 10. In the case of requests for dust control application on two roads for a corner residence, it will be under the authority of the Public Works Director to use his/her discretion and allow for cost sharing of both roads.
- 11. Industry will be allowed to contribute the applicant share.
- 12. In instances where Public Works staff feels that the dust control suppression will not work, due to road conditions, the work will not be carried out and the money will be refunded.
- 13. The Public Works Department will determine the Program rotation each year, beginning in the area that requires the greatest dust control maintenance.
- 14. The administration will adjust the cost of the dust control suppression, on a yearly basis, as required to reflect the actual costs.



Agenda Item

Project: Amendment to Municipal Sustainability Initiative (MSI) Memorandum of Agreement (MOA)		
Presentation Date: June 24, 2014		
Department: Corporate Services Author: Rudy Huisman		
Budget Implication: ⊠ N/A □ Fund	ded by Dept. Reallocation	
Strategic Area: Governance Goal:		
Legislative Direction: □None		
☐ Provincial Legislation (cite)		
☐ County Bylaw or Policy (cite)		
Recommendation: That Council acknowledges the changes in the MSI memorandum of agreement and authorizes the Chief Elected Official to sign the amendment to the MOA.		
Attachments List: MSI amending MOA		
Pockground		

Background:

The provincial government through its recent budget announced that the MSI and the Capital and Basic Municipal Transportation Grant (BMTG) would be consolidated under the MSI capital program. Council approval of the attached amending MOA is required in order to flow the BMTG funds through the revised MSI program.

The covering letter to the amending MOA renews the commitment of the province to the total MSI funding of \$11.3 billion and the BMTG funding of \$1 billion to Alberta municipalities. The March 31, 2017 end date of the program has not changed.



17th floor, Commerce Place 10155 - 102 Street Edmonton, Alberta T5J 4L4 Telephone 780-427-2225

June 9, 2014

Mr. Ron Leaf, Chief Administrative Officer Clearwater County PO Box 550 Rocky Mountain House, AB T4T 1A4 JUN 1 1 2014

AR72874

Dear Mr. Leaf:

Budget 2014 announced the consolidation of the Municipal Sustainability Initiative (MSI) Capital and Basic Municipal Transportation Grant (BMTG) programs under the MSI Capital program. To facilitate payment of the BMTG portion of the consolidated MSI program funding, an amendment to your municipality's MSI Memorandum of Agreement (MOA) is required.

The funding allocations under the consolidated MSI program are calculated using the existing MSI formula for the MSI funds and the existing BMTG funding formula for the BMTG program funds. As a result, the agreement has been amended to include the BMTG commitment and details of the BMTG allocation formula. Payment of BMTG program funding cannot be made until the MSI Amending MOA is signed.

Although no other changes to the MOA are being made at this time, the Government of Alberta acknowledges that the agreement states grant payments will end in fiscal 2016-17. The province remains committed to provide \$11.3 billion in funding to municipalities over the life of the MSI, in addition to the \$1 billion increase in Budget 2014 resulting from BMTG consolidation. As such, the province anticipates that the agreements will be reviewed and amended in the future to address the program end date.

Attached are two copies of the MSI Amending MOA. Please sign both copies, retain one for your records, and return the other copy to:

Attn: Grant Compliance and Payments
Grants and Education Property Tax Branch
Alberta Municipal Affairs
17th Floor, Commerce Place
10155 - 102 Street
Edmonton, Alberta T5J 4L4

Mr. Leaf Page 2

Should you have any questions, please contact a grant or compliance advisor in the Grants and Education Property Tax Branch, toll-free at 310-0000, then 780-427-2225.

Yours truly,

Janice Romanyshyn Executive Director

Grants and Education Property Tax Branch

Attachments

Municipal Sustainability Initiative AMENDING MEMORANDUM OF AGREEMENT

BETWEEN: HER MAJESTY THE QUEEN in Right of the Province of Alberta as represented by the Minister of Municipal Affairs

(hereinafter called "the Minister")

and

the CLEARWATER COUNTY, in the Province of Alberta

(hereinafter called "the Municipality")

(hereinafter called "the Parties")

WHEREAS the Parties entered into a Municipal Sustainability Initiative Memorandum of Agreement (hereinafter called the "Original Agreement") dated December 7, 2007;

AND WHEREAS the Parties have, by written agreement, amended the Original Agreement on July 17, 2009;

AND WHEREAS the Parties wish to amend the Original Agreement;

THEREFORE the Parties agree as follows:

- 1. The Original Agreement is amended by:
 - a. deleting "Schedule 1" in section 4. and replacing it with "Revised Schedule 1"
 - b. inserting in section 4.(i) the words "for Component A and 2014 2015 levels for Component B" immediately following "2010 2011 levels".
 - c. deleting section 5. and replacing it as follows:
 - 5. "MSI funding will be allocated among municipalities on the following basis:

Component A:

- (i) an annual base allocation component;
- (ii) a Sustainable Investment funding allocation component for qualifying municipalities (those with property assessment bases below a certain per capita or per road kilometer threshold);
- (iii) a funding allocation component, incorporating population, education tax requisitions, and kilometers of local road. These factors are weighted as follows: 48% on population, 48% on education tax requisitions and 4% on kilometers of roads;

Component B:

- (iv) a funding allocation component for qualifying municipalities of five cents per litre for the volume of taxable road-use gasoline and diesel fuel sold in the province and delivered to service stations and bulk dealerships approved by the Minister;
- (v) a funding allocation component for qualifying municipalities based on the previous year's calculated lane-kilometres of Provincial highways, with the exception of those Provincial highways under provincial control and operation, multiplied by the unit rate approved by the Minister;
- (vi) a funding allocation component for qualifying municipalities based on the previous year's population and a per capita funding rate approved by the Minister; and
- (vii) a funding allocation component for qualifying municipalities based on kilometres of open road, population, equalized assessment, and terrain.

Cooperation with neighbouring municipalities is encouraged, but not required."

- d. replacing "Schedule 1" with "Revised Schedule 1".
- 2. Except as amended herein, all other provisions of the Original Agreement as amended from time to time remain in full force and effect.
- 3. This Amending Memorandum of Agreement shall come into effect on the date that the Municipality's representatives sign this Agreement.

This space left intentionally blank.

The parties have therefore executed this Agreement, each by its duly authorized representative(s), on the respective dates shown below.

	HER MAJESTY THE QUEEN in Right of the Province of Alberta as Represented by the Minister of Municipal Affairs
	Per:
	Date: June 3, 2014
4	CLEARWATER COUNTY
Witness (or Seal)	Per:CHIEF ELECTED OFFICIAL
	Date:
Witness (or Seal)	Per:
	Date:

REVISED SCHEDULE 1 CLEARWATER COUNTY

This page contains an outline of the proposed grant allocations for the Municipality under the Municipal Sustainability Initiative (MSI).

The municipality's annual funding allocation is calculated in accordance with Section 5 of the Agreement. A change in the schedule does not alter any other term of this Agreement.

	Component A: Preliminary Estimate MSI	Component B: Preliminary Estimate Basic Municipal Transportation Grant
In Fiscal-Year 2008-09,	\$3,264,262	
In Fiscal-Year 2009-10,	\$3,946,216	
In Fiscal-Year 2010-11,	\$9,291,280	
In Fiscal-Year 2011-12,	\$9,291,280	
In Fiscal-Year 2012-13,	\$9,291,280	•
In Fiscal-Year 2013-14,	\$9,291,280	
In Fiscal-Year 2014-15,	\$9,291,280	\$580,023
In Fiscal-Year 2015-16,	\$9,291,280	\$580,023
In Fiscal-Year 2016-17,	\$9,291,280	\$580,023

Note:

Component A preliminary estimates are the amounts reflected in the original agreement.

Component B preliminary estimates are based on the calculated allocation for 2014-15.



Agenda Item

Project: Great-West Life – Benefits – Contract Renewal		
Presentation Date: June 24, 2014		
Department: Corporate Services	Author: Rudy Huisman	
Budget Implication: □ N/A ⊠ Funded by Dept. □ Reallocation		
Strategic Area:	Goal: To ensure that appropriate staffing levels are maintained and that staff is	
Human Resource Development	properly trained and work within a safe, healthy and supportive environment in order to provide quality municipal services.	
Legislative Direction: ⊠None		
☐ Provincial Legislation	on (cite)	
☐ County Bylaw or Policy (cite)		
Recommendation: That the following changes to the Group Benefit Plan with Great-West Life be received as information:		
Renewal rate changes effective May 1, 2014.		
 Contract amendment to include Benefit Class 3 "Employees Hired to Term of at least 1 Year. 		
 Contract amendment to include a cohabitation clause of 12 months, effective September 1, 2014. 		
Attachments List: Great-West Life – Summary of Renewal Rates and Premium		

Background:

A Request for Proposal for benefit providers was undertaken by the County in 2009. The County's previous provider was Alberta Blue Cross. Great-West Life (Justinen Financial) was awarded the contract that was effective January 1, 2010.

Staff met with Justinen Financial on April 17, 2014 to review the renewal rates for the Group Benefit Plan. Rate adjustments are effective May 1, 2014. A summary of the renewal rates and premium is provided for your review. The negotiated renewal is an overall increase of 7.6 % or approximately \$45,000.00 per year. However due to the benefits affected, the County will experience an increase of \$34,800.00 and the employee's will contribute an additional \$9,720.00 per year.

Currently, the County covers approximately 68% of the total benefit cost. Employees are responsible for the remaining 32%.

Staff recommended that the County implement a cohabitation clause of 12 months before partners are eligible for family benefits (This does not apply to married couples, only common law partners). Justinen Financial have also agreed to generate a semi-annual experience report to review claim trending.

In 2013, the Great-West Life contract was amended to include Benefit Class 3 "Employees Hired to Term of at least 1 Year. This amendment was made to allow the County to offer a reduced benefit package to employees considered full-time but hired for a term of at least one year. This amendment was implemented May 1, 2013.

Clearwater County

Policy Number: 162998 Effective: May 01, 2014



Summary of Renewal Rates and Premium

	7977	-	urrent	Rates	enewal Premium	Percent Change
Benefit	Volume	Rates	Premium	Nates	rieilliulli	Ottaligo
Employee Term Life	12,573,500	\$0.36	\$4,526.46	\$0.36	\$4,526.46	0.0%
AD&D	12,573,500	\$0.04	\$502.94	\$0.04	\$502.94	0.0%
Employee Critical Illness	920,000	\$0.98	\$901.60	\$0.98	\$901.60	0.0%
Dependent Life	81	\$3.77	\$305.37	\$3.88	\$314.28	2.9%
Long Term Disability	297,452	\$2.69	\$8,001.46	\$2.96	\$8,801.60	10.0%
Short Term Disability	78,706	\$0.52	\$4,092.71	\$0.52	\$4,092.71	0.0%
Healthcare Single Family	16 81	\$57.70 \$151.75	\$923.20 \$12,291.75	\$59.39 \$156.26	\$950.24 \$12,657.06	2.9% 3.0%
Dental Single Family	16 81	\$58.84 \$169.82	\$941.44 \$13,755.42	\$68.25 \$196.99	\$1,092.00 \$15,956.19	16.0% 16.0%
Vision Single Family	16 81	\$7.95 \$21.64	\$127.20 \$1,752.84	\$8.59 \$23.37	\$137.44 \$1,892.97	8.1% 8.0%
Contact	97	\$7.70	\$746.90	\$7.70	\$746.90	0.0%
Total:			\$48,869.29		\$52,572.40	7.6%

RS3 V1.4.3 Clearwater County
Policy Number: 162998

^{*} This report is confidential. Only authorized benefit plan administrators may view this information.



Agenda Item

Item: Kurt Browning Complex – Amending Agreement		
Presentation Date: June 24, 2014		
Department: CAO	Author: Ron Leaf	
Budget Implication: ⊠ N/A □ Funded by Dept. □ Reallocation		
Strategic Area: Quality of Life, Intergovernmental Relations Goal:		
Legislative Direction: ⊠None		
☐ Provincial Legislation (cite)		
☐ County Bylaw or Policy (cite)		
Recommendation: That Council accepts the attached amending agreement and authorize		
the Reeve and CAO to sign.		
Attachments List:		

Background:

As Council may recall, the County entered into an agreement last year with the Village whereby the County assumed full responsibility for the governance and management of the Kurt Browning Complex. While the Village retains ownership of the property and lands, and the Caroline & District Ag Society the responsibility for day to day management, the County is responsible for 100% of operating deficit and overall management. One of the areas that the County agreed to was assuming responsibility for liability and insurance coverage.

When staff attempted to transfer the insurance to the County's account staff was advised that the agreement was not correctly worded and that an amendment was required to the original agreement. The amendment has been reviewed by the Village Council and they have agreed to the proposed amendment. Staff are requesting County Council accepts the amendment and authorize the Reeve and CAO to sign.

THIS LEASE AMENDING AGREEMENT made this ____ day of April, 2014.

BETWEEN:

THE VILLAGE OF CAROLINE,

a municipal corporation in the Province of Alberta, 5004 – 50th Avenue, Box 148, Caroline, Alberta, TOM 0M0, (hereinafter referred to as the "Village")

OF THE FIRST PART,

-and-

CLEARWATER COUNTY,

a municipal corporation in the Province of Alberta, 4340 – 47th Avenue, Box 550, Rocky Mountain House, Alberta, T4T 1A4, (hereinafter referred to as the "County")

OF THE SECOND PART.

WHEREAS:

- a. The Village and the County entered into a lease effective December 31, 2013 (the "Lease") with respect to certain Leased Premises as defined in the Lease.
- b. Articles 1.17 and 1.18 of the Lease establish the obligations of the County to provide certain insurance for the Leased Premises:
- c. Pursuant to Article 1.17 the Village has required the County to take out property insurance to protect against loss of the Leased Premises;
- d. The County's insurer has advised that it will not insure the Leased Premises against loss unless the Contract expressly requires the County to do so;
- e. The parties wish to amend the Lease in accordance with Article 1.34 of the Lease, as herein provided.

NOW THEREFORE this Agreement witnesses that the parties hereto, for an in consideration of the premises and the mutual covenants herein contained, hereby consent and agree as follows:

- 1. The parties hereto amend the Lease as follows:
 - a. Article 1.17(b) of the Lease is deleted in its entirely and replaced with the following:
 - 1.17(b) all risks property insurance (including but not limited to sprinkler leakage, fire, flood, and collapse coverage) in an amount equal to the full replacement cost of the Leased Premises, including but not

limited to leasehold improvements, fixtures, the County's trade, furniture and personal property;

- b. Article 1.17(c) is added, as follows:
 - 1.17(c) during any period of time that any portion of the Leased Premises is under construction, all risks builders risk insurance in an amount not less than the full cost to replace the Leased Premises and any building, structure, facility or improvement being constructed. Such policy shall be written on a wrap-up basis covering the Village, the County, the contractor and all subcontractors.
- c. Article 1.17(d) is added, as follows:
 - 1.17(d) any other form of insurance as the Village may reasonably require from time to time.
- d. Article 1.18 is deleted in its entirety and replaced with the following:
 - 1.18 On the insurance listed above, the Village shall be named as an additional insured and the comprehensive general liability policy shall include coverage for participant liability.
- 2. The parties confirm and agree that in all other respects the Lease remains unamended and in full force and effect.
- 3. This Agreement shall enure to the benefit of and be binding upon the parties hereto and their respective successors and permitted assigns.

IN WITNESS WHEREOF the parties hereto have executed this Amendment on the day and year first above written.

THE VILLAGE OF CAROLINE

Per:	
Per:	
CLEARWATER COUNTY	
Per:	
Dom	



Agenda Item

Project: 1 st Reading of Bylaw 991/14 for a Request for Road Closure in Condor, Subdivision Plan 815HW		
Presentation Date: June 24, 2014		
Department: Planning Author: Kim Jakowski		
Budget Implication: ⊠ N/A □ Funded by Dept. □ Reallocation		
Strategic Area: n/a	egic Area: n/a Goal: n/a	
Legislative Direction: □None		
☑ Provincial Legislation (cite) <u>Municipal Government Act (MGA)</u>		
S.16, S.18, & S.22 "Roads"		
☑ County Bylaw or Policy (cite) "Closure of County Roadway"		
Recommendation: Consider granting 1st reading of Bylaw 991/14 and proceeding to a public hearing for a road closure of a lane in a subdivision plan		
Attachments List: Application, Aerial Photo, Closure of County Roadway Policy		

Background:

Clearwater County is applying to close a portion of a subdivision plan road in the Hamlet of Condor. The applicable road falls within Subdivision Plan is 815HW, lying between two hamlet residential parcels in the SE 06-39-04 W5M. The subject lands are located south of old railway line and west of Condor Road.

Clearwater County presently holds title to the parcels on either side of the lane to be closed. Upon approval of the road closure, the proposal will be to consolidate the road closure portion with the two titles on either side of the lane.

Subdivision Plan 815HW is an old Subdivision Plan in the Hamlet of Condor, registered in 1948. The lane we are proposing to close was previously designated as an exit for the existing lane behind the lots. Now that the railway line is no longer in use Clearwater County would like to push the lane straight through to Railway Avenue in order to improve traffic flow through that lane. It will also aid in Fire and Rescue situations in the area. This reconfiguration will improve the shape and use of the existing parcels which will allow the County to sell the lots which are currently not in use and are costing the County in maintenance and upkeep fees.

Municipal Government Act (MGA), Division 2, Roads:

Section 16(1)

"The title to all roads in a municipality, other than a city, is vested in the Crown in right of Alberta."

Section 18(1)

"Subject to this or any other Act, a municipality has the direction, control and management of all roads within the municipality."

Section 22

- (1) "No road in a municipality that is subject to the direction, control and management of the municipality may be closed except by bylaw."
- (2) "A bylaw closing a road must be advertised."
- (3) "A bylaw closing a road made by the council of a municipality that is not a city has no effect unless it is approved by the Minister of Infrastructure and Transportation before the bylaw received second reading.
- (4) "Before passing a bylaw closing a road, a person who claims to be affected prejudicially by the bylaw or the person's agent must be given an opportunity to be heard by the council.

In order to close this portion of road in a subdivision plan a bylaw process must be followed. The bylaw is presented today for first reading. Should first reading be granted the application package will be referred to adjacent landowners and agencies for comment. A public hearing will be advertised and scheduled to allow presentation to Council. All referral comments will also be submitted at that time. Upon closure of the public hearing the bylaw and information presented at the public hearing will be sent to Alberta Transportation for Ministerial approval. If the Minister consents to the closure the bylaw will then be presented to Council for second and third readings.

Recommendation:

That Council consider granting first reading to Bylaw 991/14, being a bylaw to close a portion of a lane in Subdivision Plan 815HW, PT SE 06-39-04-W5M in the Hamlet of Condor, as shown on Schedule "A" forming part of the Bylaw.



CLEARWATER COUNTY

Road Closure Application

File # 8 5 HW
Date Rec'd June 5/14
Application Fee \$700.00

APPLICANT(S): Clearwater County
MAILING ADDRESS: Box 550, 4340 47th Ave, RMA, AB T4TIAH
CONTACT NUMBERS: 403-845-4444 403-845-7336
Home Telephone Work Telephone Fax Number E-mail Address
LEGAL DESCRIPTION OF ROAD TO BE CLOSED:
(Example: part of road allowance adjacent to NE 34-38-07-W5; Second Street East; or best description)
Partion of subdivision road going east to west off of Cantor
Road. SE-6-39-4-W5. Plan 815HW
REASON FOR ROAD CLOSURE APPLICATION:
Lane not required. Direct access off of Condor
Road. To subdivide to create 3 square lots
Using old railway right of may and existing lots
Please draw a sketch of the road that you wish to close below or on a separate sheet and attach to the
application. Indicate any significant landmarks in the area of the proposed closure (i.e. developed roads,
water bodies, buildings, etc.)
\sim
SIGNATURE OF ARRUGANITION
Note: If the road closure is successful the applicant is normally required to purchase the property at fair
market value, plus title transfer costs, registration costs, survey costs, etc. if applicable. The road closure
process is a very lengthy one that takes time to process.
This personal information is being collected under the authority of the Municipal Covernment Act British Charles and a constant and a constan
This personal information is being collected under the authority of the Municipal Government Act, Being Chapter M-26, R.S.A. 2000 and will be used to process the road closure application. It is protected by the privacy provisions of the Freedom of
Information and Protection of Privacy Act, Chapter F-25, RSA, 2006. If you have any questions about the collection of this personal information, please contact Clearwater County, P.O. Box 550, Rocky Mountain House AB T4T 1A4.

The signed and fully completed application form, as well as the information and applicable fee must be submitted to:

Rev 2009

Planning and Development Department CLEARWATER COUNTY BOX 550 4340 - 47 Avenue ROCKY MOUNTAIN HOUSE, AB T4T 1A4 Telephone: (403) 845-4444

BYLAW NO. 991/14

A Bylaw of Clearwater County, in the Province of Alberta, for the purpose of closing to public travel and disposing of portions of a public road in accordance with Section 22 of the Municipal Government Act, Chapter M-26, Revised Statutes of Alberta, 2000, as amended.

WHEREAS, the lands hereafter described are no longer required for public travel, and

WHEREAS, application has been made to Council to have the road closed and consolidated with adjoining lands, and

WHEREAS, the Council of Clearwater County deems it expedient to provide for a bylaw for the purpose of closing to public travel certain roads, or portions thereof, situated in the said municipality, and thereafter disposing of same, and

WHEREAS, notice of the intention of Council to pass a bylaw has been given in accordance with Section 606 of the Municipal Government Act, and

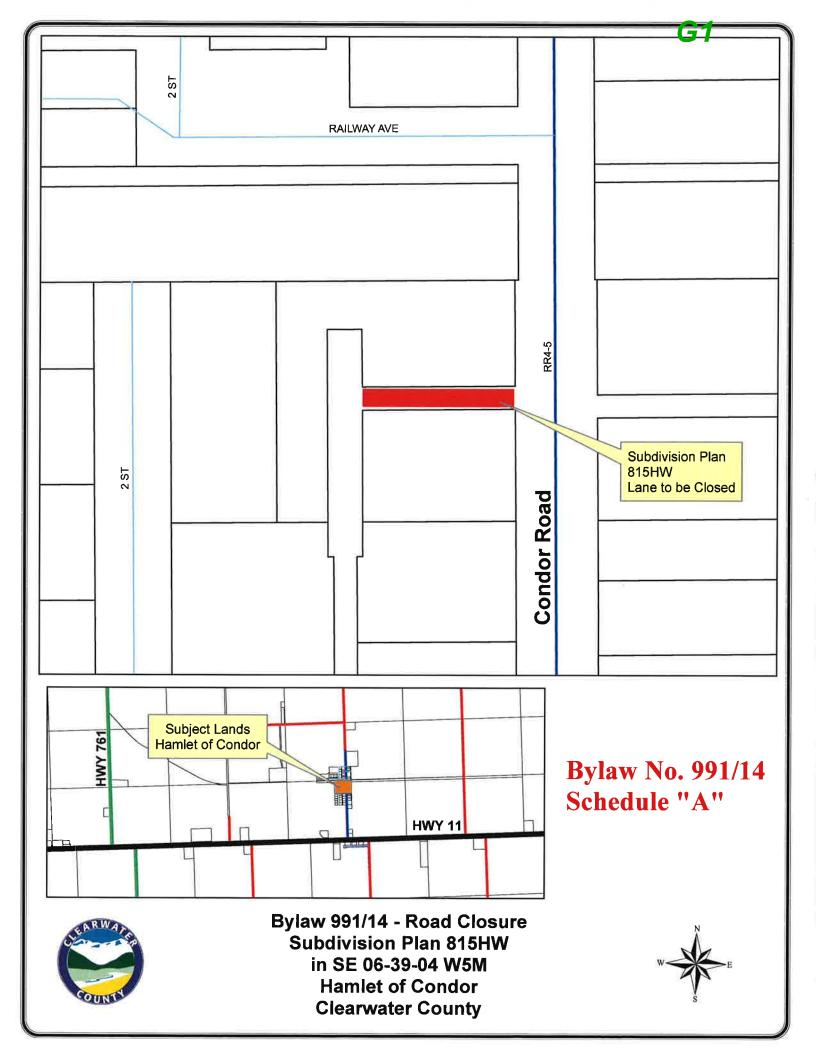
WHEREAS, Council was not petitioned for an opportunity to be heard by any person prejudicially affected by the bylaw,

NOW THEREFORE, be it resolved that the Council of Clearwater County, Province of Alberta, duly assembled, does hereby close to public travel and dispose of the following described road:

All that portion of the east/west lane, Plan 815HW being Part of the Southeast Quarter of Section Six, Township Thirty-Nine, Range Four, West of the Fifth Meridian (SE 06-39-04-W5M) as shown on the attached Schedule "A".

READ A FIRST TIME this	day of	_ A.D., 2014.
	REEVE	
	MUNICIPAL MANAGER	
PUBLIC HEARING held this	day of	_ A.D., 2014.
APPROVED this day of _	, 2014.	
	Minister of Transportation	on
READ A SECOND TIME this	day of	_ A.D., 2014.
READ A THIRD AND FINAL TIN	IE this day of	_ A.D., 2014.
	REEVE	

MUNICIPAL MANAGER







Road Closure Application Subdivision Plan 815HW SE 06-39-04-W5 Hamlet of Condor





Agenda Item

Project: 1 st Reading of Bylaw 992/14 for Application No. 05/14 to amend the Land Use Bylaw		
Presentation Date: June 24, 2014		
Department: Planning and Development Author: Kim Jakowski		
Budget Implication: ⊠ N/A □ Fund	ed by Dept. Reallocation	
Strategic Area: Land & Economic Development Development Development Development Development Development Development Development Development Consideration on impacts to neighbour municipalities, in particular the Town Rocky Mountain House and Village of Caroline.		
Legislative Direction: □None		
☐ Provincial Legislation (cite)		
☑ County Bylaw or Policy (cite) Land Use Bylaw & MDP		
Recommendation: Consider granting 1st reading of Bylaw 992/14 and proceeding to a public hearing		
Attachments List: Application to Amend Land Use Bylaw, Business Proposal, Site Plan, Bylaw 992/14 with Schedule "A", Institutional District "P", Aerial Photo		

Background:

1799377 Alberta Ltd. – operating under the name The Whole Life Institute Corporation currently holds title to SE 17-35-05-W5M, containing 152.61 acres. The property is located 9 miles southeast of the Village of Caroline. Jim Bradshaw, the Operations Manager and Co-Founder of The Whole Life Institute Corporation has made application to redistrict 10 acres of the 152.61 acre parcel from Agriculture District "A" to the Institutional District "P".

The landowners are proposing to operate a private treatment center to treat all forms of addiction including alcoholism, drug addictions, gambling and disorder eating. Their goal is to provide the right balance of nutritional, spiritual, and psychological support to help those seeking the path to recovery. They are proposing to operate within the existing quarter section and its buildings and are hoping to add to the facilities in the future. They are proposing to have a number of programs that would operate in 4, 6 and

8 week durations. These programs would be available all year round. Clients will arrive and stay on the property during their program. Family and guests will not be permitted to visit during the clients stay. The applicants are proposing to have 2 to 6 staff members at the facility at any given time. Traffic impacts would be approximately 4-6 vehicles a day. Traffic would enter and exit directly off of Highway 22.

The current buildings and housing on the property would accommodate up to 12 people. The applicants are proposing to construct 6 to 10 additional, 2-person cabins to accommodate more clientele. The buildings that currently exist on the property are the primary residence, a cabin, garage, pole shed and some smaller sheds. Most of these buildings would be used for the operation of the business. The pole shed would store the machinery required to maintain the property.

There is legal and physical access to this parcel via Highway 22. Clearwater County will require comments from Alberta Transportation for this use.

Additional information can be found in the included agenda package. The applicants held an open house on the 19th, 20th, and 21st of June for interested parties to come and view the property and speak with them about what they are planning to do. An ad was put in the Western Star and Mountaineer as well as letters handed out to adjacent landowners and to people who had attended previous community meetings Jim Bradshaw attended to speak about the business. I will let the applicant speak further to the attendees of the open house as well as the outcome. I have included a copy of the ad that was in the papers in your package.

Planning Direction:

The application is subject to the provisions of the Municipal Development Plan (2010) and Land Use Bylaw.

MDP Guiding Principle 3.2(3) Land Use Compatibility

The location, intensity, scale and design of new development should be compatible with the capacity of the site and adjacent lands.

MDP Policy 9.2.15

Clearwater County shall require all development to meet provincial standards and regulations respecting the provision of water and wastewater services.

MDP Policy 11.2.21

To consider a proposed redesignation, subdivision or development for a large multi-lot subdivision, major development or other form of land use change as determined by the County, Clearwater County may require the applicant to prepare for consideration of approval by the County an area structure plan or outline plan.

MDP Policy 11.2.22

Clearwater County may require an area structure plan or outline plan to address any or all of the following:

- (a) site suitability;
- (b) design and density;
- (c) impacts on natural capital and the environment;
- (d) effects on land uses in the vicinity;
- (e) provision of roads and utilities;
- (f) traffic impacts;
- (g) provision of open space;
- (h) protective and emergency services;
- (i) access to and impacts on education and health services;
- (j) FireSmart provisions;
- (k) measures to mitigate effects; and
- (I) any other matters required by the County to be addressed.

MDP Policy 12.2.2 Redesignation, subdivision, and development

Clearwater County shall implement the policies of this Plan when making decisions on any proposed redesignation, subdivision, or development application and any proposed statutory plan, outline plan or concept plan.

MDP Policy 12.2.3

To provide information relevant to a proposed redesignation, subdivision or development of land, Clearwater County may require the applicant to have prepared and submitted by a qualified professional engineer any or all of the following:

- (a) a geotechnical study;
- (b) a traffic impact study;
- (c) a water supply study;
- (d) a utility servicing study;
- (e) a stormwater management plan;
- (f) an environmental assessment; and
- (g) any other study or plan required by the County.

MDP Policy 12.2.4

Clearwater County will consider, where applicable, the following when evaluating an application to redesignate, subdivide or develop land:

- (a) impact on adjoining and nearby land uses;
- (b) impact on natural capital, including agricultural land;
- (c) impact on the environment;
- (d) scale and density;
- (e) site suitability and capacity;
- (f) road requirements and traffic impacts, including access and egress considerations, including Subdivision and Development Regulations related to land in the vicinity of a highway;
- (g) utility requirements and impacts;

- (h) open space needs;
- (i) availability of protective and emergency services;
- (j) FireSmart provisions;
- (k) impacts on school and health care systems;
- (I) measures to mitigate effects;
- (m)County responsibilities that may result from the development or subdivision; and
- (n) any other matters the County considers relevant.

The Clearwater County Land Use Bylaw addresses the uses allowed in Section 13.4 (9) Institutional District "P". The purpose of the Institutional District "P" is to permit and regulate the development of private or public facilities intended to provide cultural, social, religious, educational or rehabilitative services.

Discretionary uses include:

- * social care facility
- * institutional, religious or private youth camp, retreat or outdoor education facility;
- * public or quasi-public building in character with one or more of the approved uses; and
- * single family residence if ancillary to the principal use.

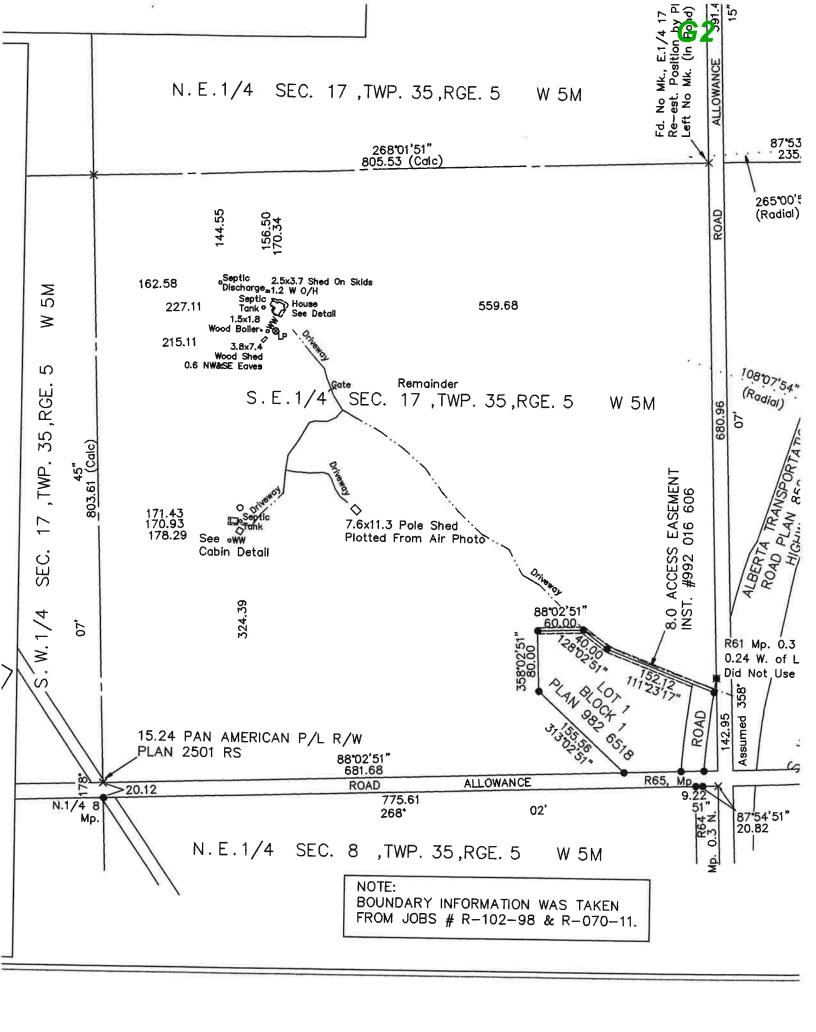
The allowable lot area in this district is 1 to 4 hectares (2.5 to 10 acres), unless otherwise approved by the Development Officer. *This applicant is proposing to redistrict* 10.0 acres.

Development, including any storage areas, would be required to meet the minimum yard setbacks, including a minimum of no development or storage within 60 metres (200 feet) from the east property boundary, and 15 metres (50 feet) from all other property boundaries.

The applicant(s) will be in attendance at the meeting to provide further details on the proposal and to answer any questions Council may have for them.

Recommendation:

That Council consider granting first reading to Bylaw 992/14 and proceed to a public hearing.





CLEARWATER COUNTY

JUN 1 0 2014

Application for Amendment to the Land Use Bylaw

Application No. 05/14

IMPORTANT NOTES ON REVERSE SIDE

	I / We hereby make application to amend the Land Use Bylaw.
	APPLICANT: THE WHOLE LIFE INSTITUTE CORPORATION
	ADDRESS & PHONE: PO. BOX 1066, NISKU, AB T9E 8A8
	REGISTERED OWNER: 1799377 ALBERTA LTD.
	ADDRESS & PHONE: P.O. BOX 1066, NISKY, AB. T98 8A8 403 667 3582
	AMENDMENT REQUESTED:
	1. CHANGE OF LAND USE DISTRICT FROM: FARM SUBSIDIARY BUS. TO: WST HUTTOWAL DISTRICT PLEGAL DESCRIPTION OF PROPERTY: SE 1/4 Sec. 17 Twp. 35 Rge. 5 W5M OR: LOT: BLOCK REGISTERED PLAN NO.: OR: CERTIFICATE OF TITLE NO.: 1/2 060 0/0 (Site Plan is attached) SIZE OF AREA TO BE REDESIGNATED: (Hectares / Acres)
	2. REVISION TO THE WORDING OF THE LAND USE BYLAW AS FOLLOWS: REZONE TROOM AGEICULTURAL TO INSTITUTIONAL DISTRICT P".
	3. REASONS IN SUPPORT OF APPLICATION FOR AMENDMENT: WE WISH TO CHANGE PRIMARY STRUCTURE OF BUSINESS TO THAT OF A TREATMENT FACILITY, WE WOULD PEQUINE RE-ZONING TO ACCOMMODITE INTERIORD NUMBER OF CLIENTS. SEE BUSINESS PLAN AND GENERAL NOTES ATTACHED.
	DATE:
Αŀ	PPLICATION FEE OF 85000 DATE PAID: June 10/14 RECEIPT NO. 100027 Klabousti SIGNATURE OF DEVELOPMENT OFFICER IF APPLICATION COMPLETE

The Whole Life Institute

Business Plan - April, 2014

Application for re-zoning from Agricultural District to Institutional District "P". Maximum number of clients to be 20. Maximum number of staff to be 10. Plan is to start off with up to 12 clients and 6 staff.

Scope of Business:

Private Treatment Center treating all forms of addiction including alcoholism, gambling and disordered eating.

Programs:

The Whole Life Institute offers a wide variety of programs under four main categories: Nutrition, 12 Step model, Individual and group counselling, and a Spiritual component. These are synergistically combined with physical activities such as hiking and yoga.

Programs will consist of 4, 6, and 8 week durations. Exact duration of stay will vary depending on needs of each individual client. Programs will be available twelve months of the year.

Clients will arrive on day one and stay the full duration of their chosen length of stay. They will not be on and off the property. Most clients will arrive on the same day by shuttle service offered by The Whole Life Institute or via a family member. Clients are dropped off and family member will leave. At no time will any clients be allowed guests or visitors of any kind.

Staff:

At any given time, there will be no less than two staff members and no more than six. Most staff will arrive on site at approximately the same time each day with the exception of the night staff member. This person would arrive at approximately 10:30 pm and leave at approximately 7:30 am. All staff will be traveling to and from local accommodations, mostly from the Sundre area. There will be one full-time staff member who will reside on property at all times. This person does not drive and will not be coming and going off property.

Traffic:

Maximum number of traffic generated by staff would be four to six vehicles per day. Average would be closer to four as there are two groups of staff members carpooling from local area. Number of client vehicles would vary and would only occur on intake days which would be at least four weeks apart. If every client got a ride, there could be up to 12 vehicles once per four week cycle. This scenario is highly unlikely as shuttle service will be used by most.

Signage:

There will never be any signage at or on The Whole Life Institute property at any time, including access from highway. The nature of this business, including the demographic of clientele that can pay private treatment center rates, is such that privacy, confidentiality and anonymity is of the highest regard.

Noise factors, dust, and smell:

There will be no noise factors, dust or smell in any way. Again, the nature of private treatment is for people to come and get well. They are here to work on themselves and regain their lives and their health. They are not here to attract attention to themselves in any way. Unless a family member knows they are here, no one will know that any clients are here at any time.

Storage:

There will be no outside storage. Snow removal, lawn care equipment, etc., will be stored in appropriate ways. No other outside storage will occur.

General Construction plans:

The current buildings that exist would allow for up to twelve people to be accommodated. The proposed plan is to construct six to ten, two-person cabins. These cabins will be identical in design and construction. They will meet or exceed any minimum building code requirements. They will be designed and finished to compliment the "log cabin" feel of our property. Clients would reside in these cabins after completion of proposed construction, allowing all existing space to become office and instructional space for staff. All new buildings and existing buildings when complete will not exceed the maximum allowable space for development on this property. Total development will not exceed 10 acres. Preliminary information from the office of Clearwater County, including aerial drawing showing allowable use of space, meets all restrictions and requirements. Individual cabin placement including proposed layout of all will be included in this application. See drawings attached.

General Comments:

We originally chose this area because of connections to family and friends. As an ownership team we have local connection to this area and community and have had such connection for many years. Our intention is not to take anything from this community or area as some people might potetially think. We are actually here to give back and to make a difference in the community and the lives of many people. We are not here to stand out or even blend in for that matter. We are here to be discreet, private and quite frankly invisible to the community in the physical sense.

We had an opportunity to meet some local neighbors and as a result, we were invited to a local community hall monthly meeting that occurred on Wednesday, May 21, 2014. We had an opportunity to introduce ourselves as a company and talk a little bit about what we plan on doing. Although the meeting started off with the typical misunderstanding about what this industry is about, we feel it ended on a very positive note, and in general felt genuinely welcome. Our intention is to have an open house, prior to opening, to invite anyone who is interested to come see our place. We are looking forward to seeing and meeting as many people as we can.

Thank you for your attention to this matter.

Any correspondence regarding this application and file should be made directly to:

Jim Bradshaw

Operations Manager, Co-Founder

The Whole Life Institute Corporation

jimbradshaw@thewholelifeinstitute.com

403.667.3582





Whole Life

"The **new** recovery standard..."

Programs

relearn, and anything you have lost as a result of person alone achieves success. We provide a full The Whole Life Institute provides a complete experience, allowing for deeper engagement with all aspects of your life. We strive for an interactive team based approach, as not one program for daily living so you can connect into everything you didn't learn, need to

Admissions

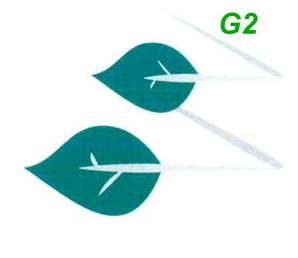
- * Another crisis in your life?
- Does someone you know or love need help with an addiction?
- * Is alcohol or addiction affecting your work?

We can help.

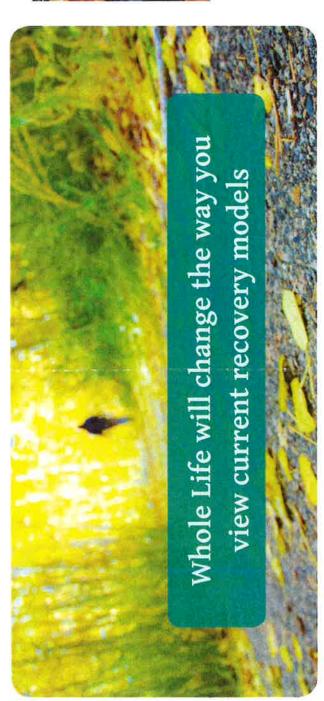
7 days a week by phone or email 24 hours a day,

A Whole Life team member is waiting to assist you.

EMAIL info@thewholelifeinstitute.com **LONG DISTANCE** 1.844.419.5433 (LIFE) **LOCAL** 1.587.779.5433 (LIFE)



Uncover, Discover, Recover.



Welcome

The Whole Life Institute changes the way we think about effective treatment and recovery from alcohol abuse, drug addictions and other behavioural disorders by addressing you as a whole. We aim to create an experience designed to change your entire lifestyle, rather than the perceived acute obstacle of the addiction.

Our synergistic program model helps individuals suffering from addiction to achieve this new lifestyle from the inside out.

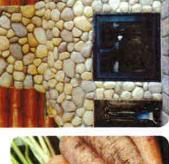
Our environment teaches us throughout life to be measured by what we do or don't have. Whether we are married, what type of job we work, what education we do or don't have or how much money we make. We have become conditioned to measure our insides by other

people's outsides. Our synergistic program model helps individuals suffering from addiction to achieve this new lifestyle from the inside out.

Our goal is to provide the right balance of nutritional, spiritual, and psychological support to help those seeking

the path to recovery.









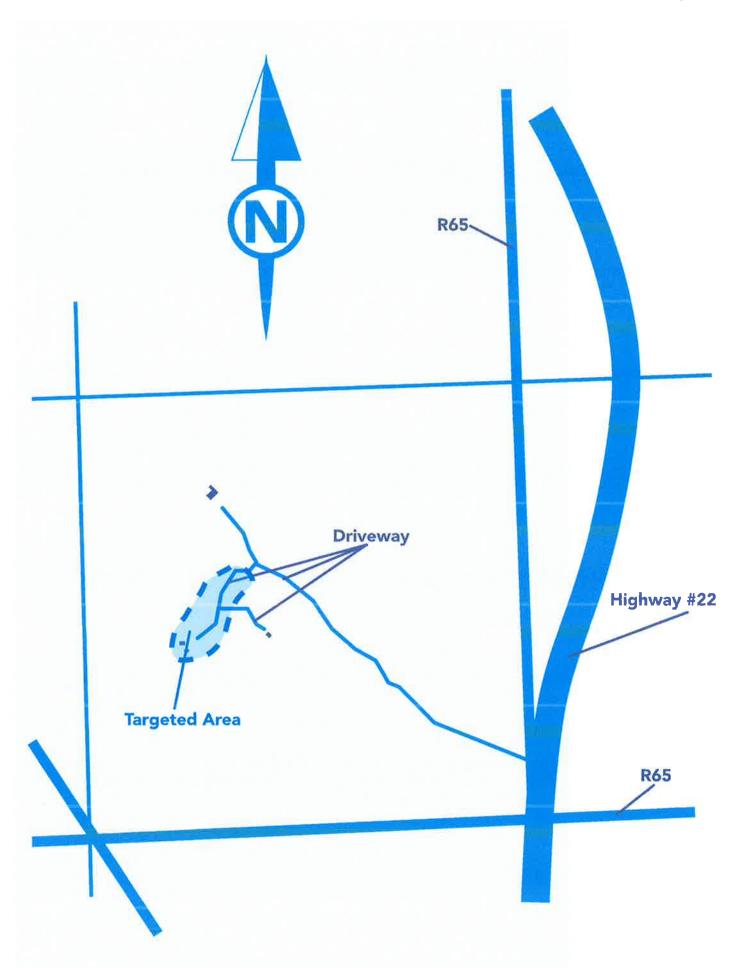
Facilities

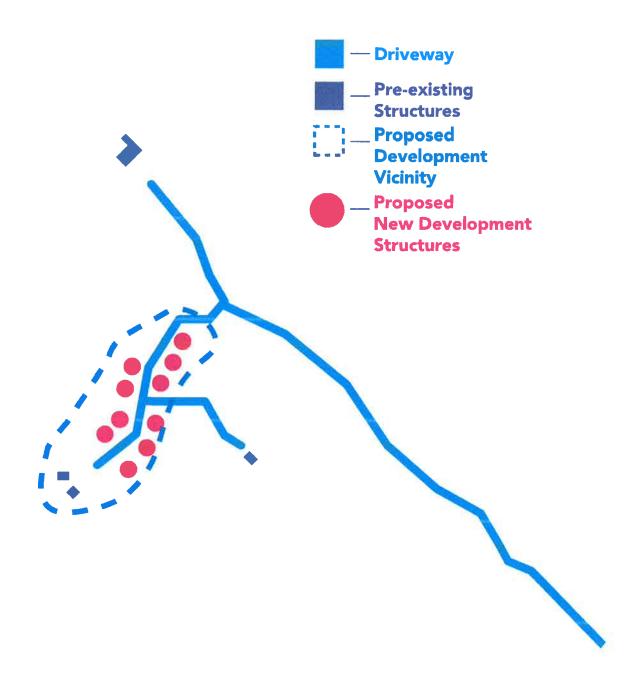
The Whole Life Institute is located on a beautiful 153 acres of secluded forest land north of Sundre, Alberta, Our modern cabin setting is the perfect environment for your recovery.

Our unique property is filled with walking trails, a private lake and other many other seasonal activities. The natural habitat is home to much wildlife and surrounded by lush forest and calming mountain air. Don't be surprised when you see the wildlife come to share the serene environment.

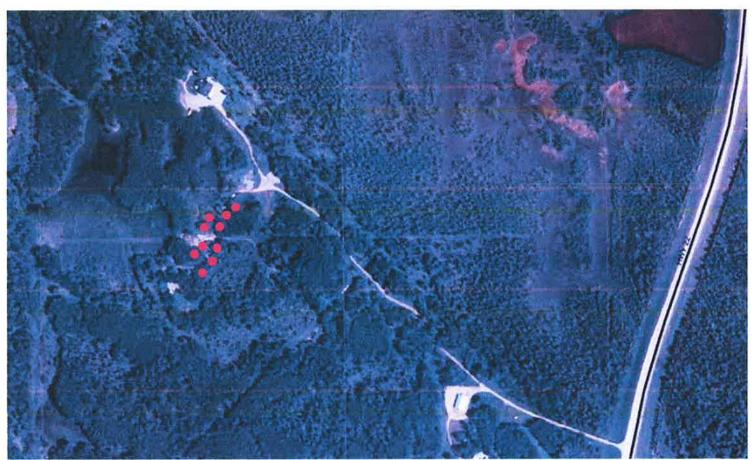














ent. We are sure that all who we made the effort to attend the omecoming in the past have been ad that they did. We know that e organizers appreciated every-

For more information regarding the weekend and fees, please contact Roy Hoven at 403 728 3359. We hope you can join us at Homecoming 2014.

ild's greatest mental health asset

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ing personal experiences and the strategies that help you bounce back from adversity.

Have fun. Make time for play and laughter. Focus on kid-centred activities - what's your child's idea of fun? Sometimes, it's important to engage in activities on their terms. Make them the expert.

Let go. Create ageappropriate opportunities for kids to try new things on their own. Independence builds the confidence and selfreliance kids need to make positive choices for themselves.

Notice, respond and support your child's mental health cues, like giving them a hug when they're down, being an active listener, or getting them professional help if need be.

For more tips and strategies that promote mental wellness, visit longlivekids.ca.

how to remove a Fight

(NC) Lyme disease is an emerging infectious disease in Canada and the risk is increasing. Canadians engaging in outdoor activities like golfing, camping, hunting, fishing, hiking, property maintenance and outdoor workers such as park officers and surveyors should be on the lookout for blacklegged ticks. They could be carrying the bacterium that causes Lyme disease.

If you find an attached tick on your skin, carefully remove it with clean tweezers. Removing the tick within 24 to 36 hours usually prevents the risk of infection. Grasp the tick's head as close to the skin as possible and pull slowly straight out until the tick is removed. Do not twist or rotate the tick and try not to squash or crush it during removal.

After removing the attached tick, wash the bite area with soap and water or disinfect it with alcohol or hand sanitizer. If mouthparts break off and remain in the skin, remove them with tweezers or, if you are unable to remove them easily, leave them alone and let the skin heal. If possible, note the day of the tick bite. Contact a doctor immediately if you develop symptoms of Lyme disease. Early treatment of Lyme disease is key.

For additional information on Lyme disease, visit Canada.ca/health



Whole Life

The Whole Life Institute Industry Open House

We would like to invite you to Alberta's newest private addictions treatment centre for a tour of our new facility. Bring a friend and come meet our Whole Life Team. Stay for a visit and enjoy a light snack or coffee with us.

JUNE 19 & 20 FROM 10AM-3PM OR JUNE 21 FROM 10AM-2PM

PLEASE RSVP TO INFO@THEWHOLELIFEINSTITUTE.COM
FOR DIRECTIONS

LOCAL 1.587.779.5433 (LIFE) LONG DISTANCE 1.844.419.5433 (LIFE) thewholelifeinstitute.com

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answer

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BYLAW NO. 992/14

A Bylaw of Clearwater County, in the Province of Alberta, for the purpose of amending the Land Use Bylaw, being Bylaw No. 714/01.

PURSUANT to the Authority conferred upon it by the Municipal Government Act, Revised Statutes of Alberta, 2000, Chapter M-26 and amendments thereto, and;

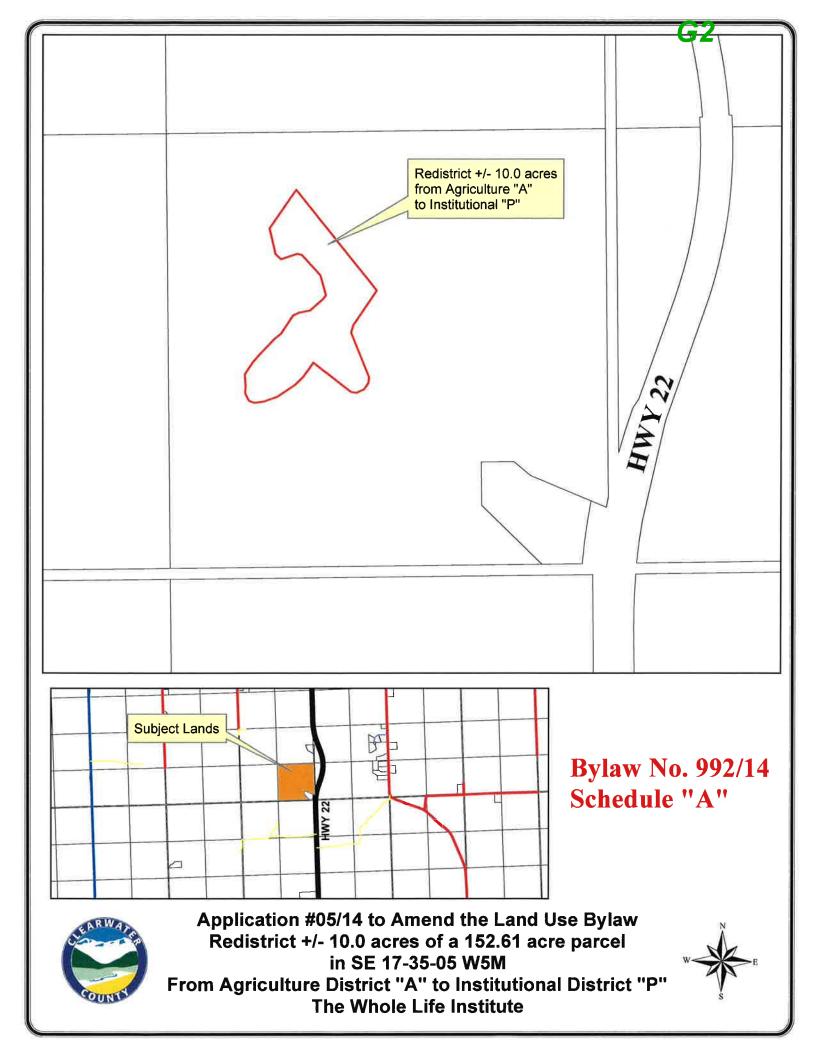
WHEREAS, a Council is authorized to prepare, to adopt, and to amend a Land Use Bylaw to regulate and control the use and development of land and buildings within the Municipality;

WHEREAS, the general purpose of the Institutional District "P" is to permit and regulate the development of private or public facilities intended to provide cultural, social, religious, educational or rehabilitative services.

NOW, THEREFORE, upon compliance with the relevant requirements of the Municipal Government Act, the Council of the Clearwater County, Province of Alberta, duly assembled, enacts as follows:

That +/- 10.0 acres of PT SE 17-35-05 W5M as outlined in red on the attached Schedule "A" be redesignated from the Agriculture District "A" to the Institutional District "P".

READ A FIRST TIME this	day of	_,A.D., 2014.
	REEVE	
	MUNICIPAL MANAGER	
PUBLIC HEARING held this		
READ A SECOND TIME this READ A THIRD AND FINAL TIME		
	REEVE	
	MUNICIPAL MANAGER	



13.4 (9) INSTITUTIONAL DISTRICT "P"

THE PURPOSE OF THIS DISTRICT IS TO PERMIT AND REGULATE THE DEVELOPMENT OF PRIVATE OR PUBLIC FACILITIES INTENDED TO PROVIDE CULTURAL, SOCIAL, RELIGIOUS, EDUCATIONAL OR REHABILITATIVE SERVICES.

A. PERMITTED USES

1. Farming, except intensive agriculture

B. DISCRETIONARY USES

- 1. Arts or culture centre
- 2. Buildings for cooking, dining, assembly, crafts and recreation
- 3. Church, without manse within hamlets
- 4. Church, with or without one attached manse outside of hamlets
- 5. Cemetery
- 6. Correction, detention or remand facilities
- 7. Detached manse associated with a church on the same lot
- 8. Social care facility
- 9. Guest and patron lodge or cabins associated with a permitted use
- 10. Institutional, religious or private youth camp, retreat or outdoor education facility
- 11. Keeping of livestock for use in association with a permitted use including shelters and enclosures for the same
- 12. Museum
- 13. Private campground facilities for parking holiday trailers/recreation vehicles occupied by guests or temporary staff involved with a permitted use for periods of 30 days or less
- 14. Public or private open space
- 15. Public or quasi-public building in character with one or more of the approved uses
- 16. School or college whether public or private
- 17. Single family residence if ancillary to the principal use
- 18. Other ancillary buildings or uses

C. ALLOWABLE LOT AREA

1 to 4 hectares (2.5 to 10 acres), unless otherwise approved by the Development Officer except in hamlets where lots shall be at least 300 square metres (3,500 sq. ft.) and have a frontage width of at least 10 metres (35 feet).

D. MINIMUM TOTAL FLOOR AREA

As required by the Development Officer.

E. MINIMUM DEPTH OF FRONT YARD

15 metres (50 feet) on an internal road and otherwise as required pursuant to Section 10.3 and Figures 1 to 7 of the Supplementary Regulations.

NOTE: Existing lots which cannot comply with the foregoing and created prior to this Bylaw coming into effect shall meet setback requirements as determined by the Development Officer.

F. MINIMUM WIDTH OF SIDE YARD

3 metres (10 feet) except in the case of a corner site where the side yard adjacent to a public road may be determined pursuant to Section 6.4.

G. MINIMUM DEPTH OF REAR YARD

7.5 metres (25 feet) unless otherwise approved by the Development Officer.

H. DESIGN, CHARACTER AND APPEARANCE OF BUILDINGS

- 1. All buildings added to a lot shall be new unless otherwise approved by the Development Officer.
- 2. The architecture, construction materials and appearance of buildings and other structures shall be to accepted standards and shall, where reasonable, complement the natural features of the site to the satisfaction of the Development Officer.
- 3. Ancillary structures and additions shall be designed to complement the main building.

I. MAXIMUM ALLOWABLE DENSITY

As approved by the Development Officer.

J. OFF-STREET PARKING

As stated in this Bylaw unless otherwise approved by the Development Officer.

K. LANDSCAPING

- 1. Approval to develop may be made subject to the Development Officer accepting a landscaping plan.
- 2. The Development Officer may require measures to retain natural vegetation and to protect sensitive soils on the site.
- 3. Any development may be subject to screening from view by vegetation or other screening of a visually pleasing nature as required by the Development Officer.
- 4. Where two or more buildings are located on a lot, the separation of distances between them may be at the discretion of the Development Officer.

5. For any developed area, the minimum surface area that may be retained free of buildings, roads, parking lots and other fixed roof or hard surface installations shall be 65% of the total lot, unless otherwise approved by the Development Officer.



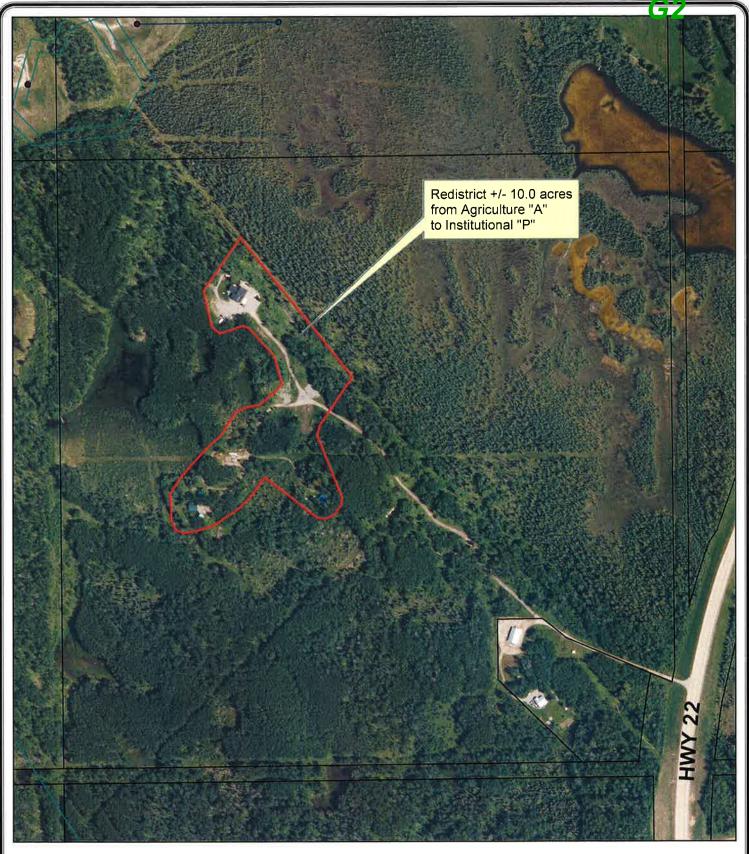


Application #05/14 to Amend the Land Use Bylaw

Redistrict +/- 10.0 acres of a 152.61 acre parcel
in SE 17-35-05 W5M

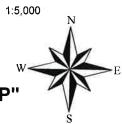
From Agriculture District "A" to Institutional District "P"

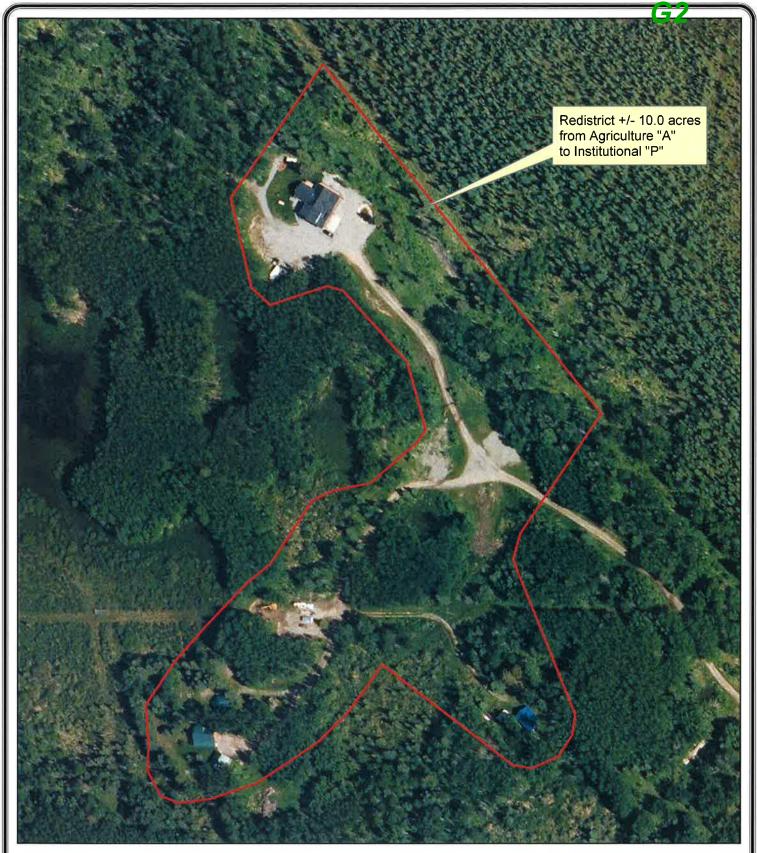
The Whole Life Institute
Adjacent Landowner Map





Application #05/14 to Amend the Land Use Bylaw
Redistrict +/- 10.0 acres of a 152.61 acre parcel
in SE 17-35-05 W5M
From Agriculture District "A" to Institutional District "P"
The Whole Life Institute

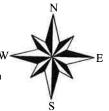




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Application #05/14 to Amend the Land Use Bylaw
Redistrict +/- 10.0 acres of a 152.61 acre parcel
in SE 17-35-05 W5M
From Agriculture District "A" to Institutional District "P"
The Whole Life Institute





Agenda Item

Project: Application No. 03/14 to amend the Land Use Bylaw – Public Hearing 11:00 a.m. Delegation				
Presentation Date: June 24, 2014				
Department: Planning Author: Marilyn Sanders				
Budget Implication: ⊠ N/A □ Funde	ed by Dept. Reallocation			
Strategic Area: N/A	Goal: N/A			
Legislative Direction: □None				
☐ Provincial Legislation				
☑ County Bylaw or Policy Municipal Development Plan (MDP) &				
	Land Use Bylaw (LUB)			
Recommendation: Pending the results of the public hearing, it is recommended Council grant 2 nd and 3 rd readings to Bylaw 987/14				
Attachments List: Application to Amend Land Farmland Assessment Rating Aerial Photo, By Facility District "RF", Aerial Photo				

Background:

Larry and Terri Cameron, operating as The Prairie Creek Inn Ltd. currently hold title to the SW 04-38-07-W5M, containing 151.78 acres. The Cameron's have made application to redistrict approximately 43.66 acres in the eastern half of the quarter section from the Agriculture District "A" to Recreation Facility District "RF".

The subject lands are located approximately 8.5 miles south of the Town of Rocky Mountain House one half mile west of the intersection of the Everdell Road and the Prairie Creek Road. The Prairie Creek Road (paved) forms the south boundary of the subject lands and a developed municipal road allowance (gravel) forms the west boundary. A first parcel out subdivision was created in the north central portion of the quarter section with access to the road along the west side of the property. Prairie Creek meanders along the east and north boundaries of the subject lands.

The 151.78 acres currently has 20.0 acres within the Recreation Facility District "RF" and the remaining 131.78 acres Agriculture District "A". The agricultural land does not contain any building sites. The Recreation Facility District "RF" lands contains The Prairie Creek Inn. This recreational development includes the lodge with restaurant, residence and guest cabins. These improvements are located in the northeasterly portion of the quarter section. Access to the existing building site is through a long driveway from an approach onto the Prairie Creek Road. The subject lands are

comprised of grey wooded soils with gently rolling to rolling topography. There appears to be approximately 90 acres of cultivation in two separate fields with the balance being primarily comprised of native tree cover. The specific area to be rezoned is mostly tree covered except a pocket of land north of an existing lease site. Approximately 37 acres of the 43.66 acres has a Farmland Assessment Rating of 8.0% or is driveway leaving approximately 7.0 acres with an assessment rating of over 40%.

The proposal will increase the recreationally districted lands to 63.66 leaving 88.12 acres Agriculture District "A". The Cameron's have made application (File 21/3291) to subdivide this land in order to separate their business interests from the agricultural land. The subdivision application is on hold, pending the outcome of this redistricting application.

Planning Direction:

The application is subject to the provisions of the Municipal Development Plan (2010) and Land Use Bylaw.

The MDP provides eight guiding principles, one of which is to "recognize tourism is a vital part of the County's economy, while allowing residents opportunities to enjoy the abundant natural and built recreational resources throughout the County".

MDP Policy 4.2.4

Clearwater County shall consider agriculture as the primary land use within the County. However, subject to Policy 4.2.4 non-agricultural land uses may be allowed.

MDP Policy 4.2.4

In evaluating development proposals that affect agricultural land, the agricultural quality of the land is one of a number of factors that Clearwater County shall consider. There are seven factors including:

- (a) the nature and extent to farming activities in the local area with a focus on the immediate area;
- (b) the location, number and type of existing and planned non-farm land uses located and proposed to be located in the local area;
- (c) the predicted impact on sustainable agricultural production in the local area resulting from the proposal;
- (d) the Farmland Assessment rating of the land within the title to be subdivided or developed'
- (e) the Farmland Assessment Rating of adjacent lands;
- (f) the proposed use of land; and
- (g) the reasonable availability of optional locations for the proposed subdivision or development.

MDP Economic Development Goal 8.1.4 is to promote the County as a tourist destination.

MDP Tourism Policy 8.2.30

Clearwater County encourages tourism land uses to locate in the County and may facilitate appropriate tourism land uses in suitable locations.

The Clearwater County Land Use Bylaw addresses the uses allowed in the Recreation Facility District "RF". The purpose of the Recreation Facility District "RF" is to accommodate and regulate the development of major or intensive recreational buildings and uses. The uses existing on the subject lands are discretionary uses in the Recreation Facility District "RF" which have all been approved.

First Reading:

At the regular Council meeting held on May 13, 2014, Council reviewed and gave first reading to Bylaw 987/14. As required by legislation, comments were invited from the adjacent landowners and referral agencies. Upon consideration of the representations made at the Public Hearing, Council may consider whether or not to grant second and third readings to the bylaw.



April 8, 2014

Marilyn Sanders Senior Planner Clearwater County P.O. Box 550, 4340 – 47 Ave Rocky Mountain House, AB T4T 1A4

Dear Marilyn,

We, Larry and Terri Cameron, operating as The Prairie Creek Inn Ltd, are submitting this Application for Amendment to the Land Use Bylaw to convert 43.66 acres of our land from agricultural to recreational zoning. We request this change for a number of reasons as below:

- We require additional recreational land to allow for future expansion of the business. Current boundaries are restrictive and not conducive to the natural terrain and contours of the land with respect to proposed new building sites and roadways that have already been permitted by the County, or may be planned by the business in the future.
- Current boundaries do not allow for an ideal buffer zone between the recreational use land and the agricultural use land. We would like patrons of the business to explore the land via walking trails and nature hikes without impacting agricultural lands and lessees.
- Proposed new zoning allows for better placement of a secondary access road to the business that is currently impeded by the steep terrain and the building sites planned.
- Proposed new zoning allows for a larger ecological reserve area to protect wildlife, vegetation and natural resources which is an asset to the recreational business and greatly appreciated by its patrons, but not necessarily conducive to agricultural use.
- Proposed new zoning allows a larger buffer zone to protect the watershed from negative agricultural impact, ie pesticides, fertilizers, heavy machinery and livestock in Prairie Creek.
- Proposed land with its deep gullies, hills, heavily treed areas and open fields previously used as a borrow pit, leave agricultural value nil or negligible but recreational use ideal.
- Proposed new zoning will increase the viability, marketability and value of our tourism business and will help it to continue to grow responsibly and in full alignment with Clearwater County's strategic goals to recognize tourism as a vital part of the County's economy, quality of life and use of its beautiful natural resources.

Please call us at 403-844-2672 if you require any other information.

Sincerely,

Terri Cameron, President

Larry Cameron, Secretary/Treasurer



CLEARWATER COUNTY

Application for Amendment to the Land Use Bylaw

Application No. 03/14

Application 140.
I / We hereby make application to amend the Land Use Bylaw.
APPLICANT: THE PRAIRIE CREEK INN TERRI & LARRY CAMERON
ADDRESS & PHONE: BOX 22, SITE 12, RRZ ROCKY MTN HOUSE T4T 242 403 844 2672
REGISTERED OWNER: THE PRAIRIE CREEK INN LTD. 403 844 26/2
ADDRESS & PHONE: SAME AS ABOVE
AMENDMENT REQUESTED: 1. CHANGE OF LAND USE DISTRICT FROM: AGRICULTURAL TO: RECREATIONAL LEGAL DESCRIPTION OF PROPERTY: SW 1/4 Sec. 4 Twp. 37 Rge. 7 W5M OR: LOT: BLOCK REGISTERED PLAN NO (Site Plan is attached) SIZE OF AREA TO BE REDESIGNATED: 43.66 (Hectares / Acres)
2. REVISION TO THE WORDING OF THE LAND USE BYLAW AS FOLLOWS: TO CONVERT 43.66 ACRES FROM AGRICULTURAL ZONING TO RECREATIONAL ZONING.
3. REASONS IN SUPPORT OF APPLICATION FOR AMENDMENT: SEE LETTER ATTACHED.
DATE: APRIL 8 , 20 / 4 APPLICANT'S SIGNATURE This personal information is being collected under the authority of the Municipal Government Act, Being Chapter M-26, R.S.A. 2000 and will be used to process the Land Use Bylaw amendment application. It is protected by the privacy provisions of the Freedom of Information and Protection of Privacy Act, Chapter F-25, R5A, 2006. If you have any questions about the collection of this personal information, please contact Clearwater County, P.O. Box 550, Rocky Mountain House AB T4T 1A4.
APPLICATION FEE OF 2538. DATE PAID: APRIL 15.2014 RECEIPT NO. 98413 SIGNATURE OF DEVELOPMENT OFFICER IF APPLICATION COMPLETE IMPORTANT NOTES ON REVERSE SIDE

BYLAW NO. 987/14

A Bylaw of Clearwater County, in the Province of Alberta, for the purpose of amending the Land Use Bylaw, being Bylaw No. 714/01.

PURSUANT to the Authority conferred upon it by the Municipal Government Act, Statutes of Alberta, 2000, Chapter M-26.1 and amendments thereto, and;

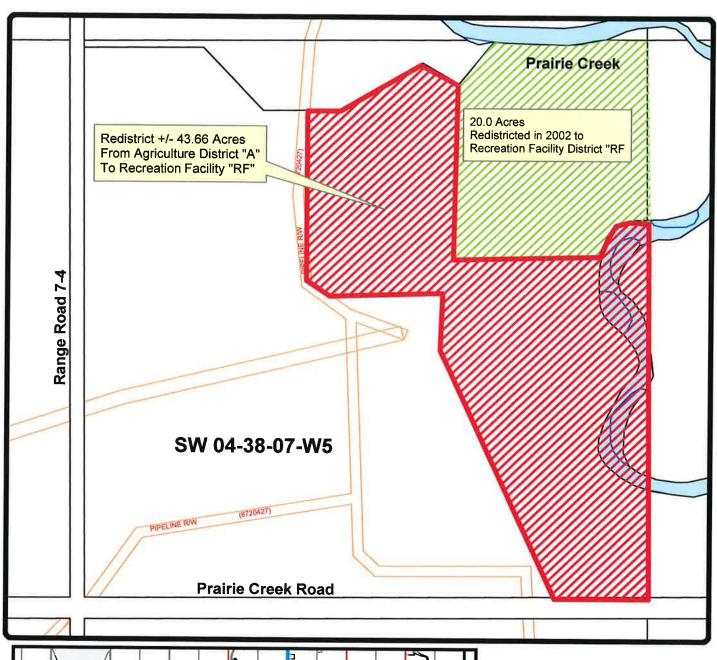
WHEREAS, a Council is authorized to prepare, to adopt, and to amend a Land Use Bylaw to regulate and control the use and development of land and buildings within the Municipality;

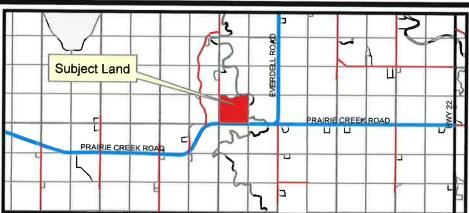
WHEREAS, the general purpose of the Recreation Facility District "RF" is to accommodate and regulate the development of major or intensive recreational buildings and uses;

NOW, THEREFORE, upon compliance with the relevant requirements of the Municipal Government Act, the Council of the Clearwater County, Province of Alberta, duly assembled, enacts as follows:

That +/- 43.66 acres of PT SW 04-38-07-W5M as outlined in red on the attached Schedule "A" be redesignated from the Agriculture District "A" to the Recreation Facility District "RF".

READ A FIRST TIME this	day of	_A.D., 2014.
	REEVE	
	MUNICIPAL MANA	GER
PUBLIC HEARING held this	day of	A.D., 2014.
READ A SECOND TIME this	day of	A.D., 2014
READ A THIRD AND FINAL TIME	ME this day of	A.D., 2014
	REEVE	
	MUNICIPAL MANA	GER





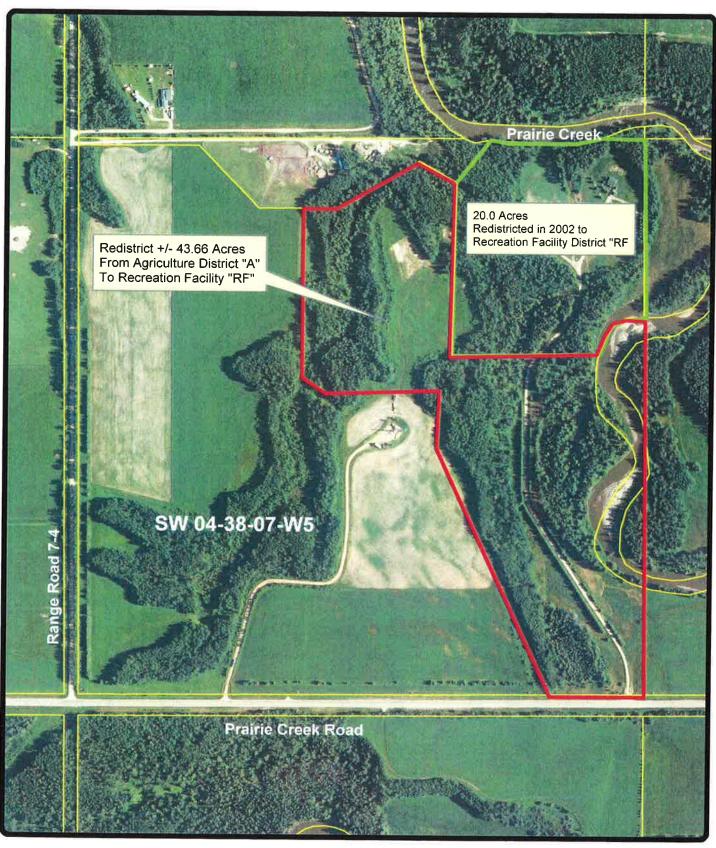
Bylaw 987/14 Schedule "A"

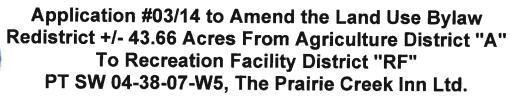
Application #03/14 to Amend the Land Use Bylaw Redistrict +/- 43.66 Acres From Agriculture District "A"

To Recreation Facility District "RF"

PT SW 04-38-07-W5, The Prairie Creek Inn Ltd.









Clearwater County

Councilor and Board Member Remuneration Statement

Name of Councilor / Board Member	Pat Alexander	**************************
	Payment Periods	

January

For the Year of2014.....

February

May

June

March

April

July

August

September

October

November

December

Supervision Rate – \$550.00 Monthly

Reeve Supervision Rate - \$850.00 Monthly

		ve Supervisio			X		
Date	Type of Meeting Attended	First 4 Hours \$152.00	Next 4 Hours \$121.00	Next 4 Hours \$121,00	Regular Council Meeting \$276.00	Lunch \$16.00	Mileage (\$0.54 / kr
Apr 1	By-Law Review	X					74
Apr 2	RPAP	X					74
Apr 3	Pro-Chuck	X					74
Apr 8	Council				X		74
Apr 9	Hospital Comm	X					74
Apr 9	CREMA		X				
Apr 10	NSWA	X	X	X			
Apr 12	Ag Society	X					62
Apr 14	A+P	X	X				74
Apr 16	NSWA	X	X	X		X	392
Apr 22	Council				X		74
Apr 29	CAO Caroline	X					133

{more Space on Back of Page}

Remuneration Calculation

9 Meetings @ \$152.00= 1368.00 6 Meetings @ \$121.00= 726.00 2 Meetings @ \$276.00= 552.00 Supervision= 850.00	/ Kms @ \$0.54 / Lunch @ \$16.00	4= <u>59670</u>)= <u>/6.00</u>
TOTAL= 3496.00	TOTAL	= 612.70

Signature (Councilor / Board Member)



20

20

20

Clearwater County

Councilor and Board Member Remuneration Statement

For	the	Year	of	2014
-----	-----	------	----	------

Name of Councilor / Board Member ...Jim Duncan.....

Payment Periods

January

February

May

June

March

April

July

August

September

May 22

May 27

May 27

Ag Rec Building
Regular Council

North Sask. Consultations

October

Type of Meeting Attended

November

December

Regular Council

X

Supervision Rate – \$550.00 Monthly Reeve Supervision Rate - \$850.00 Monthly

First 4 Hours Next 4 Hours Next 4 Hours

Date	Type of Meeting Attended	\$152.00	\$121.00	\$121.00	Meeting \$276.00	Lunch \$10.00	\$0.54 / km
May 1	Landcare-Trails Initiative	X					40
May 5	FCSS	X					40
May 6	Land Use Conference	X	Hotes	e Rocepts	attedod.	X	62
May 7	Land Use Conference	X				X	0
May 8	Land Use Conference	X					116
May 9	Nordegg Information Session	X					40
May 12	Nordegg Tour, Meet Chamber of Commerce	X	X				40
May 13	Regular Council				X		40
May 13	Pow Wow Committee	X					40
May 14	Rec Board Meeting	X					40
May 21	SDAB Hearing	X					40
May 22	Clearwater Trails- Sasquatch	X					20

{more Space on Back of Page}

X

X

Remuneration Calculation

13 Meetings @ \$152.00= 1976.00	578.00 Kms @ \$0.54= 312.12 2 Lunch @ \$16.00= 32.00
Supervision= \$550.00 Sub Total= TOTAL= 3/97.00	Hotel = \$200.96 Sub Total= 344.12 TOTAL=
Jun Dur	לייכנע

The Westin Edmonton

10135 100 St

Edmonton, AB T5J 0N7

Canada

Tel: 780-426-3636 Fax: 780-428-1454

Jim Duncan

Page Number: 1

Invoice Nbr: 1000170668

Box 550

Guest Number: 848682

Arrive Date: 06-MAY-14 18:20

Rocky Mountain House, AB T4T 1A4Folio ID

: A

Depart Date: 08-MAY-14 10:56

Canada

No. Of Guest: 1

Room Number: 419

Email: THAIGHT@CLEARWATERCOUNTY. Room Rate : 179.00

Club Account:

ALE06A - Alberta Land Use Inte

Tax Invoice

Tax ID: 815461330RT0001

The Westin Edmonton 08-MAY-14 10:56 BRADSMO

Date	Reference	Description	Charges	Credits
06-MAY-14	DEPOSIT	Deposit Applied		-200.96 MC
06-MAY-14	RT419	Room Charge	179.00	
06-MAY-14	RT419	GST	9.22	
06-MAY-14	RT419	DMF	5.37	4
06-MAY-14	RT419	Tourism Levy	7.37	٩
07-MAY-14	RT419	Room Charge	179.00	
07-MAY-14	RT419	GST	9.22	
07-MAY-14	RT419	DMF	5.37	
07-MAY-14	RT419	Tourism Levy	7.37	
08-MAY-14	VI	Visa		-200.96
		** Total	401.92	-401.92
		*** Balance	0.00	

Continued on the next page_

The Westin Edmonton

10135 100 St

Edmonton, AB T5J 0N7

Canada

Tel: 780-426-3636 Fax: 780-428-1454

Jim Duncan Page Number: 2 Invoice Nbr: 1000170668

Box 550 Guest Number: 848682 Arrive Date: 06-MAY-14 18:20

Rocky Mountain House, AB T4T 1A4Folio ID : A Depart Date: 08-MAY-14 10:56

No. Of Guest: 1

Room Number: 419

Email: THAIGHT@CLEARWATERCOUNTY. Room Rate : 179.00

CA Club Account:

ALE06A - Alberta Land Use Inte

As a Starwood Preferred Guest, you could have earned 716 Starpoints for this visit. Please provide your member number or enroll today.

Tell us about your stay. www.westin.com/reviews

EADENCE	SUMMARY	REPORT
EVECTOR	POLITIVE	KELOKI

Canada

Date	Room	GST	Tour Levy	Food\Bev	Phone	Other	
06-MAY-14	179.00	9.22	7.37	0.00	0.00	-195.59	
07-MAY-14	179.00	9.22	7.37	0.00	0.00	5.37	
08-MAY-14	0.00	0.00	0.00	0.00	0.00	0.00	2
							<i>6</i> 5
Total	358.00	18.44	14.74	0.00	0.00	-190.22	4
Date	Total	Payment					
06-MAY-14	0.00	0.00					
07-MAY-14	200.96	0.00					
08-MAY-14	0.00	-200.96					
Total	200.96	-200.96					

Clearwater County

Councilor and Board Member Remuneration Statement

For the Y	Tear of	2014	In	Pr (-	701.	1 11		
Name of	Councilor / I	Board Member	(171		BAKK	+		••
			Payme	ent Periods				
January February			May	Ju	June			
Ma	arch	April		July	August			
Septe	ember	October	No	vember	Decer	nber		
		C		\$550 f	Monthly			
			pervision Ra		50.00 Monthly	7		
Date	Type of Me	eeting Attended	First 4 Hours \$152.00	Next 4 Hours \$121.00	Next 4 Hours \$121.00	Regular Council Meeting \$276.00	Lunch \$16.00	Mileage @ \$0.54 / km
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Marily	LAND IN	ISTITUTE.	L	2			CAPT	
Marshi		NSTITUTE	~	2			yet.	
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Weis 11	NORDEG	6	L					92
n. 13/11	Counci					i_		92
Marialia	AG Soc	FTY			L			22
Dans/14	RORM	106		· ·	-		4	478
no de la	RORW	A.	v				-	205
Me12/114	CHRISTIAN	ISON HOMES						92
May 21/14	WESTVI	EW		1				
M23/1	45 POG	?	Ŀ	U				90
Men 74 /19	SERG 1	130D.						90
May 27/14	Counci	16.					_==	92
1.77		25.5	more Space on	The Common of	100			
	1101			ion Ca	lculatio	n		
13	Westings		976.00	191	27	Kms @ \$0.5	4= 1026.	54
			452.00			Kms @ \$0.5 Lunch @ \$16.0	0= 96.00	
				SUPPEC	receipt = 19 eceipt = 420	69		
	-	@ \$276.00=5 Supervision=5	50.00	Hotel o	eceipt = \$ 20	00.96	× 	
	7	TOTAL= 4	602.00	FIOIET	eccipi 2	TOTAL	= 1122.	54
					00	12		
Signatu	re {Counci	lor / Board M	[ember] <	Ele	11			\$1388000
J	•		****					

- Page 2 -

			m50 2			<u> </u>			
Date	Type of Meeting Attended	First 4 Hours \$152.00	Next 4 Hours \$121.00	Next 4 Hours \$121.00	Regular Council Meeting \$276.00	Lunch \$16.00	Mileage @ \$0.54/ km		
Mey30/14	RDRMUG.	L	~				174		
Marzaly	SPIRT					22			
May 29/1	RDRMUG. SPIRT SAFETY	L				72 92			
	11-								
	199								
					-				
						-			
	- 14/14								

The Sherlock Holme's Pub 10012 Avenue NW #101A Sherlock Holmes Pub Downtown

Edmonton, AB Phone:780 426 7784 Fax:780 421 8072 GST#R100313519 Table #2-4

Trans #: 49257 5/7/2014 7:10 PM Serv: ERROL C # Cust:1

Quan Descript Cost

1 POP - PINT \$2.75
1 STEAK SANDWICH 80z \$16.00

Net Total: \$18.75 GST \$0.94

TOTAL: \$19,69

Food: \$16.00 Beverage: \$2.75

Visit us at sherlockshospitality com Follow us on Twitter @sherlocksdtown Please don't drink and drive The Westin Edmonton 10135 100 St Edmonton, AB T5J 0N7 780-426-3636 http://www.westin.com/edmonton



HOTELS & RESORTS

Graham, Earl Page Number 1 Invoice Nbr 1000170667

PO BOX 820 Guest Number 848676 Arrive Date 05-06-2014 18:17 CAROLINE, AB TOM 0M0 Folio ID A Depart Date 05-08-2014 14:51

No. Of Guest 1 Agent MCANROB Room Number 416

Invoice

Date	Reference	Description	Charges	Credits	
05-06-2014	RT416	Room Charge	\$179.00		
05-06-2014	RT416	GST	\$9.22		
05-06-2014	RT416	D MF	\$5.37		
05-06-2014	RT416	Tourism Levy	\$7.37		
05-06-2014	DEPOSIT	Deposit Applied		\$-200.96	MC
05-07-2014	RT416	Room Charge	\$179.00		
05-07-2014	RT416	GST	\$9.22		
05-07-2014	RT416	DMF	\$5.37		
05-07-2014	RT416	Tourism Levy	\$7.37		
05-08-2014	VI	Visa		\$-200.96	
		** Total	\$401.92	\$-401.92	
		** Balance	\$0.00		

EXPENSE SUMMARY REPORT

Currency: CAD

Date	Room	GST	Tour Levy	Food\Bev	Phone	Other	Total	Payment
05-06-2014	\$179.00	\$9.22	\$7.37	\$0.00	\$0.00	\$5.37	\$200.96	\$-200.96
05-07-2014	\$179.00	\$9.22	\$7.37	\$0.00	\$0.00	\$5.37	\$200.96	\$0.00
05-08-2014	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$-200.96
Total	\$358.00	\$18.44	\$14.74	\$0.00	\$0.00	\$10.74	\$401.92	\$-401.92

As a Starwood Preferred Guest you have earned at least 716 Starpoints for this visit A42977731199

Thank you for choosing Starwood Hotels We look forward to welcoming you back soon! Tell us about your stay. www.westin.com/reviews

Tell us about your stay. www.westin.com/reviews

Clearwater County

Councilor and Board Member Remuneration Statement

	Tear of20							
Name of	Councilor / Bo	ard Member	Payme	ent Periods	<u>NaKi</u>	•••••	•••••	••
January February		May			June			
March April		July		Aug	ust			
Septe	ember	October	No	vember	Decer	nber		
			pervision R		0 Monthly 50.00 Monthly	V		
Date	Type of Meeti		First 4 Hours \$152.00	Next 4 Hours \$121.00	Next 4 Hours \$121.00	Regular Council Meeting \$276.00	Lunch \$16.00	Mileage @ \$0.54 / km
May 9	Nordega	Ed						70
MayIL		needing / Tour		/				70
may 13	Council	Ji						70
may 29	SDAB			/				70
may 22	Community	Futures						110
may 27	Louncil							70
		1000						
						71		
		116						
			(more Space or nunerat	9.22	lculatio	n		
4 2 2	Meetings @ Meetings @ Meetings @ Meetings @	\$152.00= \$121.00= \$276.00= Supervision=	608.00 242.00 552.00	_46	20	Kms @ \$0.5 Lunch @ \$16.0	4= <u>248</u> 0= <u>@</u>	40_
	T	DTAL= _/	1952.00			TOTAL	j= 248.4	lo
Signatu	re {Councilo	r / Board M	Iember}	Cut	Mul		••••••	•••••