



## NOTICE OF PUBLIC HEARING

### PROPOSED BYLAW 01.21

**PURPOSE:** To consider a bylaw to change the boundary of an Environmental Reserve (E.R.) and allow part of this property to be used for other purposes. A portion of the old public works site was designated E.R. but was never used for this purpose. This bylaw aims to correct this and allow the land to be developed into future housing.

Pursuant to Sections 675, 606 and 230 of the Municipal Government Act, Chapter M-26 of the Revised Statutes of Alberta 2000 the Council of the Town of Drumheller intends to consider a Bylaw to remove a portion of Lot 19 E.R., Block 3, Plan 811 1554 presently designated an Environmental Reserve and use it for other purposes. This proposed Bylaw is below.

Any person adversely or otherwise affected by this action and wishing to address Council relating to this matter shall contact [cao@drumheller.ca](mailto:cao@drumheller.ca) or 403-823-1339 to make arrangements to attend the Council meeting on the 25<sup>th</sup> day of January 2021 at 5:30pm

Alternatively; written concerns may be delivered to Legislative Services 224 Centre Street Drumheller, AB T0J 0Y4 or emailed to [cao@drumheller.ca](mailto:cao@drumheller.ca); submissions will be received up to Thursday January 21<sup>th</sup>, 2021 at 12:00pm. This meeting is being held to provide the public at large an opportunity to be heard in accordance to the provision of the Municipal Government Act.

First Publication: Wednesday January 13, 2021  
Second Publication: Wednesday January 20, 2021



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Chief Administrative Officer

**TOWN OF DRUMHELLER**

**BYLAW NUMBER 01.21**

**THIS IS A BYLAW OF THE TOWN OF DRUMHELLER**, in the Province of Alberta for the purpose of changing the boundaries of an Environmental Reserve pursuant to Section 676(1)(d) of the Municipal Government Act, Chapter M-26, Revised Statutes of Alberta 2000 to satisfy a concern relating to the dedication of an Environmental Reserve in 1981 and to allow part of this property to be used for other purposes.

**WHEREAS:** Lot 19 E.R. (Environmental Reserve) in Block 3 containing 6.80 Acres was created by Subdivision Plan No. 811 1554; and

**WHEREAS:** Section 664 of the said Municipal Government Act; states that Environmental Reserve is only required to be dedicated if the land is:

- (a) a swamp, gully, ravine, coulee or natural drainage course, or
- (b) is land subject to flooding or unstable, or
- (c) is along the bed of a body of water, and

**WHEREAS:** the land within the said Lot 19 E.R. (Environmental Reserve), Block 3, Plan 811 1554 is not a swamp, gully, ravine, coulee, natural drainage course, is not subject to flooding nor is along the bed of any body of water; and

**WHEREAS:** Subdivision Plan 811 1554 also dedicated an additional 15.17 Acres of Environment Reserve and 1.90 Acres of Municipal Reserve in this area; and

**WHEREAS:** the Council of the Town of Drumheller now finds portions of this land is not required for Environmental Reserve and after considering the foregoing and the vast amount of Environment Reserve already in this vicinity now finds a better use for this land which we believe to be in long term best interests of the citizens of the Town of Drumheller; and

**WHEREAS:** a notice will be published in the Drumheller Mail once a week for two consecutive weeks on January 13, 2021 and again on January 20, 2021 the last of such publications being at least five days before the day fixed for the passing of this Bylaw, and a notice was mailed to adjacent owners advising them of this Bylaw including the date and location of a meeting to be held where concerns can be heard or alternatively the name and address where any concerns may be sent; and

**WHEREAS:** the Council of The Town of Drumheller was not petitioned for an opportunity to be heard by any person prejudicially affected by this Bylaw;

**NOW THEREFORE;** be it resolved that THE COUNCIL of the TOWN OF DRUMHELLER in the Province of Alberta does hereby enact to correct this concern by amending the boundaries of the said Environment Reserve as shown on the attached plan marked "Schedule A" and more particularly described as:

'THAT PORTION OF LOT 19 E.R., BLOCK 3, PLAN 811 1554 THAT LIES WITHIN'

PLAN .....

BLOCK 1

LOT 39

EXCEPTING THEREOUT ALL MINES AND MINERALS.

**TOWN OF DRUMHELLER**

**BYLAW NUMBER 01.21**

and hereby requests the Registrar of the South Alberta Land Titles District to cancel the Certificate of Title to the subject lands insofar as it affects the subject Lot 39 and issue a new title to the Town of Drumheller, a Municipal Body Corporate with a mailing address of: 224 Centre Street, DRUMHELLER, Alberta T0J 0Y4 and to amend the remaining Certificate of Title to the said Lot 19 E.R. accordingly.

THIS BYLAW takes effect on the day it is registered in the Land Titles Office.

READ AND PASSED THE FIRST TIME BY THE  
COUNCIL OF THE TOWN OF DRUMHELLER this                      day of                      A.D.

\_\_\_\_\_  
MAYOR: HEATHER COLBERG                      Seal                      \_\_\_\_\_  
DARRYL E. DROHOMERSKI, C.E.T.  
CHIEF ADMINISTRATIVE OFFICER

READ AND PASSED THE SECOND TIME BY THE  
COUNCIL OF THE TOWN OF DRUMHELLER this                      day of                      A.D.

\_\_\_\_\_  
MAYOR: HEATHER COLBERG                      Seal                      \_\_\_\_\_  
DARRYL E. DROHOMERSKI, C.E.T.  
CHIEF ADMINISTRATIVE OFFICER

READ AND PASSED THE THIRD TIME BY THE  
COUNCIL OF THE TOWN OF DRUMHELLER this                      day of                      A.D.

\_\_\_\_\_  
MAYOR: HEATHER COLBERG                      Seal                      \_\_\_\_\_  
DARRYL E. DROHOMERSKI, C.E.T.  
CHIEF ADMINISTRATIVE OFFICER

—DRUMHELLER, ALBERTA—

PLAN SHOWING PARTIAL CLOSURE OF  
LOT 19 E.R. (ENVIRONMENTAL RESERVE),  
BLOCK 3, PLAN 811 1554  
WITHIN THE  
N.E.1/4 SEC.2, TWP,29, RGE.20, W.4M.



—SCALE= 1:300 ————— DECEMBER, 2020 —

LEGEND:

Distances are in metres and decimals thereof.

Area affected by this plan is shown thus... 

