

REQUEST FOR DECISION

TITLE:	Downtown Berm East Land Designation
DATE:	April 7, 2025
PRESENTED BY:	Darryl Drohomerski, C.E.T., Chief Administrative Officer
ATTACHMENTS:	(Draft) Bylaw #09.25 – Downtown Berm Riverside East Removal of Land Designation

SUMMARY:

In order to comply with the funding agreement established with the Province of Alberta and the Government of Canada, land acquired for the flood mitigation project must be dedicated as either Environmental Reserves (ERs), Public Utility Lots (PULs), or another designation satisfactory to the Province. PULs are titled parcels of land which are owned by the Town of Drumheller and contain public utilities or municipal infrastructure. Wherever possible, land acquired for the use of berms will be converted into PUL lots as the berms are considered municipal infrastructure.

Currently, part of the east end of the Downtown Berm is located on a municipal reserve (MR) lot, described as Plan 3147 H.R., Block 34, Lot 5 (Community Reserve). In order to comply with the requirements of the flood mitigation funding agreement, the Town must remove the designation of MR and redesignate the lot as a PUL.

Bylaw #09.25 intends to remove the status of MR, while another Bylaw will be brought before Council in the near future to designate the lot as a PUL. In accordance with the requirements of 674 of the *Municipal Government Act*, the Town is required to hold a Public Hearing prior to the removal of the MR designation.

RECOMMENDATION:

That Council give first reading to Bylaw #09.25 – Downtown Berm Riverside East Removal of Land Designation, and set the Public Hearing date for Monday, May 5, 2025.

DISCUSSION:

N/A

FINANCIAL IMPACT:

The costs to convert this land are included with the Flood Mitigation project and is a requirement of the funding agreement with the Province of Alberta and the Government of Canada.

STRATEGIC POLICY ALIGNMENT:

Flood Mitigation is the key strategic priority of this Council and Administration.

COMMUNICATION STRATEGY:

Notice of the proposed Land Redesignation and Public Hearing will take place via:

- a) newspaper ads in the Drumheller Mail, running on the Wednesdays of April 16 and April 23, 2025.
- b) the Town of Drumheller website as a media release; and

c) the Town of Drumheller online calendar.

Once passed, the Town will register the designated parcels with Land Titles. As this Bylaw concerns the administration of municipal lands, notice will not be provided to the general public.

MOTION:

That Council give first reading to Bylaw #09.25 – Downtown Berm Riverside East Removal of Land Designation, as presented, and set the Public Hearing date for Monday, May 5, 2025.



Prepared by:
Mitchell Visser
Manager of Legislative
Services



Reviewed by:
Esther Quiambao
Assistant Chief Administrative
Officer



Approved by:
Darryl Drohomerski, C.E.T.
Chief Administrative Officer

TOWN OF DRUMHELLER
BYLAW NUMBER 09.25
DEPARTMENT: DEVELOPMENT AND PLANNING

Downtown Berm Riverside East Removal of Land Designation

THIS IS A BYLAW OF THE TOWN OF DRUMHELLER, in the Province of Alberta for the purpose of removing the designation of a Municipal Reserve from certain lands hereinafter described pursuant to Section 675 of the *Municipal Government Act, Chapter M-26, of the Revised Statutes of Alberta 2000*, as amended, and concurrently replacing it with the designation of a Public Utility Lot to accommodate a flood mitigation project.

WHEREAS the Town of Drumheller, the Province of Alberta and the Government of Canada have entered into an agreement to construct flood mitigation berms along portions of the Red Deer River in the Town of Drumheller to protect properties and the citizens of Drumheller from the ravages of flood waters;

AND WHEREAS one of the terms of the aforementioned agreement requires that land acquired for this flood mitigation project be dedicated as Environmental Reserves, Public Utility Lots or other designation satisfactory to the Province;

AND WHEREAS a notice to remove the Municipal Reserve designation from these lands was published in the Drumheller Mail once per week for two consecutive weeks; on _____ and again on _____, the last of such publications being at least five (5) days before the day fixed for the passing of this Bylaw;

AND WHEREAS the Council of the Town of Drumheller held a Public Hearing on the _____ day of _____ A.D., 2025, at their regular or special meeting of Council in which all interested parties were provided an opportunity to be heard;

AND WHEREAS the Council of the Town of Drumheller, after taking into consideration the representation made at the aforesaid public hearing, is satisfied that this redesignation is necessary for the completion of the flood mitigation project and that no one is adversely affected by this redesignation and the concurrent Public Utility Lot designation;

NOW THEREFORE be it resolved that the Council of the Town of Drumheller, in the Province of Alberta, does hereby enact to remove the designation of Municipal Reserve on the land depicted on Schedule – 'A' attached hereto and more particularly described as:

PLAN	3147 H.R.
BLOCK	34
LOT	5 (COMMUNITY RESERVE)

and hereby directs our Chief Administrative Officer to notify the Registrar of the South Alberta Land Titles Office that all the provisions of the *Municipal Government Act* have been complied with and to remove the designation of Municipal Reserve from the subject lands.

SHORT TITLE

This Bylaw may be cited as "Downtown Berm Riverside East Removal of Land Designation."

TRANSITIONAL

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 7th DAY OF April, 2025.

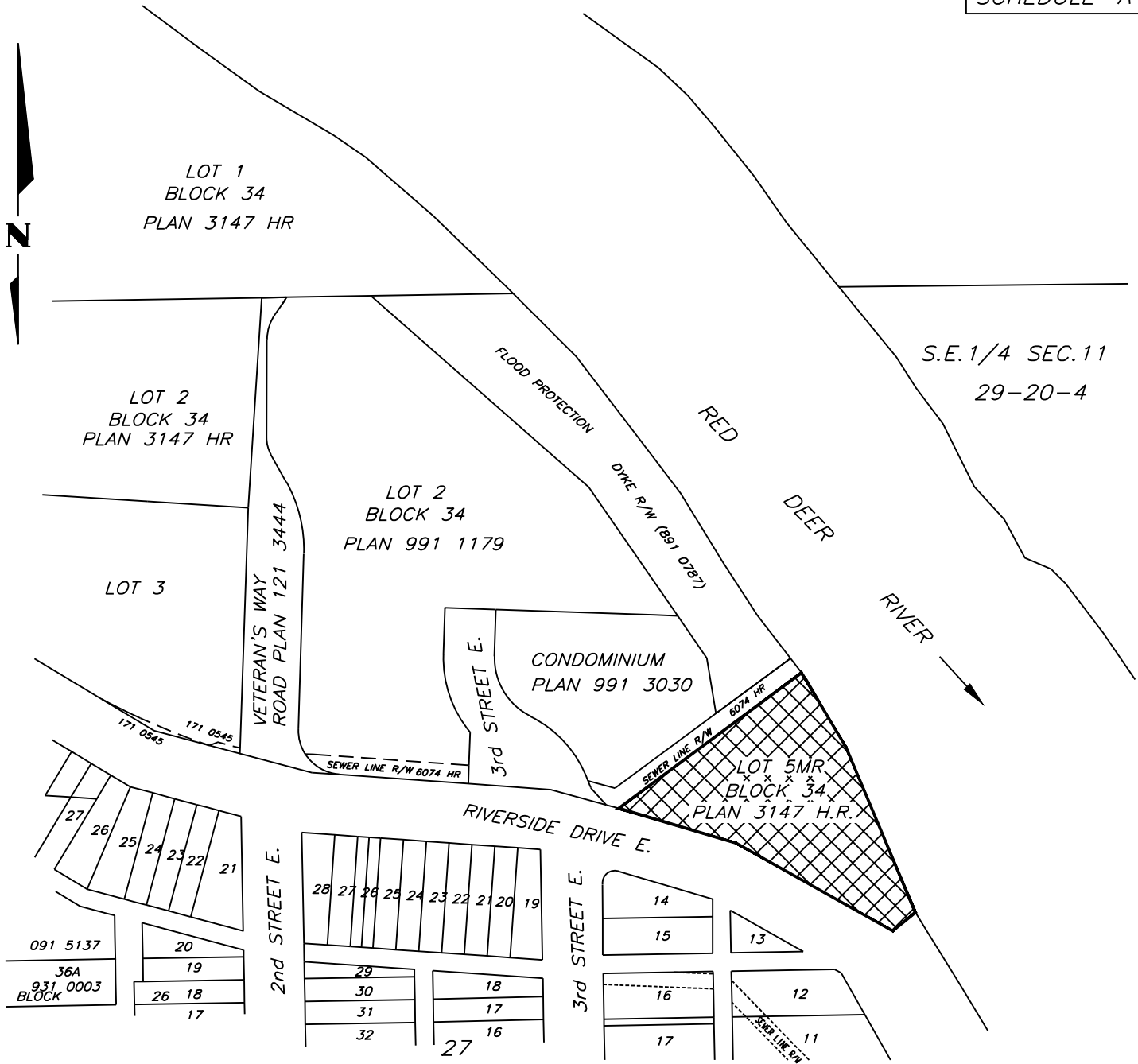
READ AND PASSED THE SECOND TIME BY THE COUNCIL OF THE TOWN OF
DRUMHELLER, THIS _____ DAY OF _____, 2025.

READ AND PASSED THE THIRD AND FINAL BY THE COUNCIL OF THE TOWN OF
DRUMHELLER, THIS _____ DAY OF _____, 2025.

MAYOR: HEATHER COLBERG

Seal

DARRYL E. DROHOMERSKI, C.E.T.
CHIEF ADMINISTRATIVE OFFICER




DRUMHELLER, ALBERTA

PLAN SHOWING AREA TO HAVE COMMUNITY RESERVE (MR) DESIGNATION REMOVED AND REPLACED BY A PUBLIC UTILITY LOT TO ACCOMMODATE FLOOD MITIGATION WORKS AFFECTING LOT 5MR, BLOCK 34, PLAN 3147 H.R.

ALL WITHIN THE
 S.E. 1/4 SEC. 11, TWP. 29, RGE. 20, W. 4M.
 SCALE= 1:2000 — 2025 — GRANT W. WALLACE, A.L.S.

LEGEND:

Areas to be have municipal reserve Status removed shown thus..... 

0	FEB. 25, 2025	ISSUED
REV.	DATE	DESCRIPTION

HUNTER WALLACE SURVEYS LTD. DRUMHELLER, ALBERTA FILE: PUL24-072-1-SCH-A
