

**TOWN OF MORINVILLE
PROVINCE OF ALBERTA
SUBDIVISION AUTHORITY BYLAW
Bylaw 7/2022
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A BYLAW OF THE TOWN OF MORINVILLE, IN THE PROVINCE OF ALBERTA, TO ESTABLISH THE MORINVILLE SUBDIVISION AUTHORITY.

WHEREAS, Section 623 of the *Municipal Government Act*, R.S.A., 2000, c. M-26 enables a municipality to by bylaw establish a subdivision authority to exercise subdivision powers on behalf of the municipality;

NOW THEREFORE, the Municipal Council of the Town of Morinville, Alberta, duly assembled, hereby enacts as follows:

1.0 BYLAW TITLE

- 1.1 This Bylaw shall be cited as the "Subdivision Authority Bylaw".

2.0 DEFINITIONS

- 2.1 "**Chief Administrative Officer**" means the Chief Administrative Officer of the Municipality appointed by Council;
- 2.2 "**Council**" means the duly elected officers of the Municipality;
- 2.3 "**Manager of Planning & Economic Development**" means the person appointed to that position by the Chief Administrative Officer;
- 2.4 "**Land Use Bylaw**" means the Land Use Bylaw established through the Municipality's *Morinville Land Use Bylaw* pursuant to the *MGA*;
- 2.5 "**Municipal Government Act (MGA)**" means the *Municipal Government Act*, R.S.A. 2000 Chapter M-26 as amended or legislation substituted, therefore;
- 2.6 "**Municipality**" means the municipal corporation of the Town of Morinville;
- 2.7 "**Subdivision Authority**" means the Subdivision Authority established through this Bylaw to exercise subdivision powers on behalf of the Municipality pursuant to the *MGA*;

3.0 ESTABLISHMENT

- 3.1 For the purposes of this Bylaw, the Subdivision Authority shall be the Manager of Planning & Economic Development or a designate, and with their duties and responsibilities as described elsewhere in this Bylaw.

4.0 POWERS AND DUTIES

- 4.1 The Subdivision Authority is hereby granted those powers and duties as set out in the *MGA*, any regulations made thereunder, and any other applicable statute or regulation.
- 4.2 The Manager of Planning & Economic Development, or a designate, shall be responsible for the processing of applications for subdivision approval.
- 4.3 The signing authority for all subdivision-related matters shall be the Manager of Planning & Economic Development or a designate.

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- 4.4 Upon endorsement of a subdivision plan, the Manager of Planning & Economic Development, or a designate, is authorized to accept minor modifications from an approved plan of subdivision provided that:
- a) the number of parcels does not increase or decrease with the exception of Public Utility Lots;
 - b) the area of municipal, school, or environmental reserve does not change;
 - c) roadway standards of the Municipality are not compromised;
 - d) such minor adjustments comply with municipal bylaws; and
 - e) they are satisfied that, from a planning perspective, it is appropriate to proceed under the provisions of this Section.
- 4.5 The Subdivision Authority is hereby granted the power to extend the period of time for endorsement and registration of an approved subdivision in accordance with the *MGA*.
- 4.6 A subdivision applicant requesting an extension of the approval period for a subdivision endorsement or registration can, instead of having the Subdivision Authority consider and decide the time extension request, specify that their request be considered and decided by Council.

5.0 SEVERABILITY

- 5.1 If any Section or parts of this bylaw are found in any court of law to be illegal or beyond the power of Council to enact, such Section or parts shall be deemed to be severable and all other Sections or parts of this bylaw shall be deemed to be separate and independent there from and to be enacted as such.

COMING INTO FORCE AND REPEAL OF BYLAWS

That this Bylaw shall come into full force and effect upon the final passing thereof.

That Bylaw 3/2020 and Bylaw 6/2016 are hereby repealed.

READ a first time in Council this 14th day of June, 2022.

READ a second time in Council this 12th day of July, 2022.

READ a third time in Council and finally passed this 12th day of July, 2022.

ORIGINAL SIGNED _____

Simon Boersma
Mayor

ORIGINAL SIGNED _____

Michelle Hay /
Interim Chief Administrative Officer