AGENDA

CLEAR HILLS COUNTY

MUNICIPAL PLANNING COMMISSION MEETING

September 13, 2022

The regular meeting of the Municipal Planning Commission for the Clear Hills County will be held on Tuesday, September 13, 2022, at 9:00 a.m. in the Council Chambers, 313 Alberta Avenue, Worsley Alberta.

A)	CALL TO ORDER
B)	AGENDA A. REGULAR MEETING of September 13, 2022
C)	ADOPTION OF THE PREVIOUS MINUTES A. REGULAR MEETING of August 16, 2022
D)	BUSINESS ARISING OUT OF THE MINUTES
E)	DELEGATION
F)	BY-LAW
G)	OLD BUSINESS
H)	NEW BUSINESS A. SUBDIVISION REFFERAL – D. & A. Driedger
	B. SUBDIVISION REFFERAL – A, M, K & M Driedger
I)	CORRESPONDENCE AND INFORMATION
J)	CONFIDENTIAL ITEMS
K)	ADJOURNMENT

Initials show support - Reviewed by: Development Officer: Manager:

MINUTES OF CLEAR HILLS COUNTY MUNICIPAL PLANNING COMMISSION COUNTY COUNCIL CHAMBERS TUESDAY, AUGUST 16, 2022

PRESENT

David Janzen

Chairperson

Jason Ruecker

Deputy Chairperson Member

Danae Walmsley Abram Giesbrecht

Member

ABSENT

Nathan Stevenson

Member

ATTENDING

Allan Rowe

Chief Administrative Officer (CAO)

Audrey Bjorklund

Community Development Manager (CDM)

Bonnie Morgan

Executive Assistant (EA)

CALL TO ORDER

Chairperson Janzen called the meeting to order at 9:00 a.m.

ACCEPTANCE OF AGENDA M30-22 (08-16-22)

RESOLUTION by Member Walmsley to adopt the agenda governing the August 16, 2022, Municipal Planning Commission Meeting, as presented. CARRIED.

APPROVAL OF MINUTES Previous Regular Meeting Minutes M31-22 (08-16-22)

RESOLUTION by Member Giesbrecht to adopt the minutes of the July 12, 2022, Municipal Planning Commission Meeting, as presented. CARRIED.

Deputy Chairperson Ruecker entered the meeting at 9:02 a.m.

NEW BUSINESS
Subdivision Referral
ZZ Ventures Ltd.

Subdivision referral 22MK024 was received from Mackenzie Municipal Services Agency regarding the application for a Country Residential, first parcel out subdivision from ZZ Ventures Ltd. for NE 12-85-9-W6M (4.04 hectares – 10 acres).

M32-22 (08-16-22)

RESOLUTION by Member Giesbrecht that the Municipal Planning Commission recommend Mackenzie Municipal Services Agency approve the Country Residential, first parcel out subdivision from ZZ Ventures Ltd. for NE 12-85-9-W6M (4.04 hectares – 10 acres), subject to the following conditions:

- 1. Any outstanding property taxes to be paid in full on the land proposed to be subdivided or arrangements made which are satisfactory to the County.
- 2. All required County, Provincial and Federal Regulations to be adhered to. CARRIED.

Development Permit Application

Development Permit Application W27-22 was received from Bear Canyon Farms Holdings Ltd. to construct a 40 foot x 80 foot Kitchen/Dining addition,

MUNICIPAL PLANNING COMMISSION TUESDAY, AUGUST 16, 2022

Page 2 of 2

with the existing and new structures being joined by a 20 foot hallway, on SE 14-83-13-W6M.

M33-22 (08-16-22)

RESOLUTION by Chairperson Janzen that the Municipal Planning Commission approves Development Permit Application W27-22 from Bear Canyon Farms Holdings Ltd. to construct a 40 foot x 80 foot Kitchen/Dining addition, with the existing and new structures being joined by a 20 foot hallway, on SE 14-83-13-W6M, subject to the following conditions.

- 1. Developer to obtain a Roadside Development Permit from Alberta Transportation.
- 2. Prior to start of construction, any outstanding property taxes to be paid in full on the land proposed for development.
- 3. Minimum building setbacks from the property lines:
 - a. Front yard, 40.8m (134 feet) from the road right of way
 - b. Side yard, 15.2m (50 feet)
 - c. Rear yard, 15.2m (50 feet)
- 4. Minimum space from adjacent building(s) shall not be less than 4.5 meters (15 feet).
- 5. All structures moved in and/or constructed on site shall conform to all building code standards as set by Human Resources and Alberta Safety Codes Council.
- 6. All sewage disposal systems must comply with the Alberta Private Sewage Treatment and Disposal Regulations.

CARRIED.

AD.	JOL	JRN	IMI	ENT
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Chairperson Janzen : Planning Commission M	adjourned the August leeting at 9:08 a.m.	16, 2022,	Municipal
DATE	CHAIRPERSON		
DATE	CHIEF ADMINISTRATI	VE OFFICE	R

Clear Hills County

Request For Decision (RFD)

Meeting: Municipal Planning Commission Meeting

Meeting Date: September 13, 2022 Originated By: Audrey Bjorklund

Title: SUBDIVISION REFERRAL –David & Agnes Driedger.

File: 61-02-02

DESCRIPTION:

Subdivision referral 22MK026 was received from Mackenzie Municipal Services Agency regarding the application for a Country Residential, first parcel out subdivision from David & Agnes Driedger for SW 2-85-9-W6M (4.05 hectares – 10 acres).

BACKGROUND:

- Zoning: Agricultural District 1 (AG1)
- Road Access:
 - Existing approach to the proposed lot via Rng Rd 92
 - Existing approach to the balance of the quarter via Twp Rd 850
- Topography: flat
- No existing developments on the proposed subdivision. Balance of the quarter is undercultivate with some treed area.
- The Pipeline right of way on the map is for a discontinued pipeline, so the edge of the right of way as a property boundary is suitable, and does not trigger any additional setback distances.
- Parcel Size: Proposed parcel size is deemed appropriate for the intended use.

ATTACHMENTS:

Subdivision application

OPTIONS:

- A. Deny the request
- B. Approve the subdivision request with the conditions listed and, or the following conditions.

RECOMMENDED ACTION:

RESOLUTION BYthat the Municipal Planning Commission recommend Mackenzie Municipal Services Agency approve the a Country Residential, first parcel out subdivision from David & Agnes Driedger for SW 2-85-9-W6M (4.05 hectares – 10 acres), subject to the following conditions:

- 1. Any outstanding property taxes to be paid in full on the land proposed to be subdivided or arrangements made which are satisfactory to the County.
- 2. All required County, Provincial and Federal Regulations to be adhered to.

Initials show support - Reviewed by: Development Officer: Manager:

MACKENZIE MUNICIPAL SERVICES AGENCY SUBDIVISION COMMENTS

MUNICIPALITY: Clear Hills County	DATE RECEIVED: August 11, 2022
FILE: 22MK026	EXPIRY DATE: October 10, 2022
LEGAL: SW 2.85.9 W6M	TIME EXTENSION:
APPLICANT/AGENT: Borderline Surveys Ltd.	
PROPOSAL: The subdivision proposal is to subdivide 10 acres from accommodate a Country Residential development.	an unsubdivided quarter section to
ACREAGE IN TITLE: 160 ac	
RESERVE REQUIREMENT: Not required	
PROXIMITY TO URBAN MUNIC: Approximately 5 miles east of the	e Hamlet of Cleardale

SITE CHARACTERISTICS

PREVIOUS APPLICATIONS:

C.L.I.: 90% 2c,4w, 10% 7t,6t

TOPOGRAPHY: The subject is described as flat.

EXISTING USE/DEVELOPMENT: There are no existing developments within the proposed subdivision. The balance of the quarter section is under cultivation and has some treed areas in the northeast corner of the quarter section. There is an existing pipeline and pipeline right-of-way to the east of the proposed subdivision. Any proposed development within the subdivision will also need to adhere to any setback requirements by the Alberta Energy Regulator (AER), with respect to the pipeline and pipeline right-of-way.

ROAD ACCESS: There is an existing approach to the proposed lot via range road 92, and an existing approach to the balance of the quarter section directly from TWP 850.

SERVICING: The proposed subdivision will use a cistern for water supply and a septic field for sewage disposal. The septic field will need to meet the setback requirements to comply with the provincial regulations.

PARCEL SIZE: The parcel size is deemed appropriate for the use.

None

LEGISLATION

LAND USE BYLAW: Located in the Agricultural District -1 (AG-1). No conflicts. Section 10.4 allows for a maximum of 10 ac for a Country Residential development.

MUNICIPAL DEVELOPMENT PLAN: May be allowed.

INTER MUNICIPAL DEV. PLAN: N/A SUBDIVISION REGULATIONS: N/A

MUNICIPAL GOVERNMENT ACT: No conflicts.

(These comments are subject to change based on additional information that may be received).

MACKENZIE MUNICIPAL SERVICES AGENCY Box 450 Berwyn AB TOH 0E0 - Phone: 780-338-3862 Fax: 780-338-3811 Email: Info@mmsa.ca

FORM 1 APPLICATION FOR SUBDIVISION

	ROFFICE USE ONLY e of Receipt for Completed Form: 4140 11, 22 File No.: 22 MKO26. Fee Submitted: 1725-00
	S FORM IS TO BE COMPLETED IN FULL WHEREEVER APPLICABLE BY THE REGISTERED OWNER OF THE LAND THAT IS THE SUBJECT OF THE APPLICATION OR BY A PERSO THORIZED TO ACT ON THE REGISTERED OWNERS BEHALF
Ŀ	Name of registered owner of land to be subdivided. Address and phone number
	David Wayne Driedger & Agnes Driedger 8ox 165, Cleardale, Alberta, T0H 3Y0
2.	(Full Name in Back Capasis) Name of agent (person authorized to act on behalf of registered owner), if any, Address and phone number
٤.	Borderline Surveys Ltd/Jason Coates/George Fehr PO Box 43, Clairmont, AB T8X 0T8 (780)538-1955
,	
3,0	LEGAL DESCRIPTION AND AREA OF LAND TO BE SUBDIVIDED:
	All/part of the SVV % Sec 2 TWP 85 Range 9 West of 6 Mendian
	Being all/parts of Lot Block Registered Plan No C.O.T. No. 192 060 116
	Total application and the second and
	Area of the above parcel of land tobe subdivided 4.05 hectares 10.0 (acres)
	Municipal Address if applicable
,	LOCATION OF AND TO BE SUPPLYING.
4	LOCATION OF LAND TO BE SUBDIVIDED: a The land is situated in the municipality of
	b Is the land situated immediately adjacent to the municipal boundary? YesNoX
	If "yes", the adjoining municipality is
	c. Is the land situated within 1.6 kitometres (1.0 miles) of the right-of-way of a highway? YesNoX
	If "yes", the Highway is Nothe Secondary Road is No
	d. Does the proposed parcel contain or is a bounded by a river, stream, lake or other body of water or by a drainage ditch or canal?
	YesNoXIf "yes", state its name
	e Is the proposed parcel within 1.5 kitometres (0.932 miles) of a sour gas facility? YesNoX
5.	EXISTING AND PROPOSED USE OF LAND TO BE SUBDIMIDED
	Describe: a. Existing use of the land <u>Agriculture</u>
	b Proposed use of the landAgriculture / Residence
	c The designated use of the land as classified under a land use bylaw Agriculture
6	PHYSICAL CHARACTERISTICS OF LAND TO BE SUBDIVIDED (WHERE APPROPRIATE)
0.	a. Describe the nature of the topography of the land (flat, rolling, steep, mixed) Flat
	b Describe the nature of the vegetation and water on the land (brush, shrubs, tree stands woodlots, etc.—sloughs, creeks, etc.) British, trees, clearcut
	C Describe the kind of soil on the land (sandy loam, clay, etc.)
7	EXISTING BUILDINGS ON THE LAND TO BE SUBDIVIDED
8	Describe any buildings and any structures on the land and whether they are to be demokshed or moved. See tentative plan
9.	WATER AND SEWER SERVICES
	If the proposed subdivision is to be served by other than a water distribution system and a wastewater collection system, describe the manner of providing water and sewage disposal
	Septic field to be installed / Cistern
10.	REGISTERED OWNER OR PERSON ACTING ON THE REGISTERED OWNER'S BEHALF
	I. Borderline Surveys Ltd/Jason Coates (Full Rame is Block Coip tols) hereby certify that
	I am the registered corner, or
	I am the agent authorized to act on behalf of the registered owner
	and that the information given on this form is full and complete as is, to the best of my knowledge, a true statement of the facts relating to this application for subdivision
	Address: PO Box 43, Clairmont, AB T8X 0T8 Signature: Haston Con XX
	Phone No. (780) 538-1955 / Cell (780) 330-9939
	Phone No. Cate: August 5, 2022

Audrey Bjorklund

From:

Jan <jan@mmsa.ca>

Sent:

August 25, 2022 11:45 AM

To:

Audrey Bjorklund

Subject:

RE: 22MK026

Hi Audrey,

I finally got confirmation from AER.

If it has been discontinued, based on the OneStop AER map viewer

(<u>https://extmapviewer.aer.ca/Onestop/Public/index.html</u>), the setback for a residence would be equal to the Pipeline R/W, not necessarily 100m setback from the pipeline. If the landowner proposes any developments, the distance of the setback is up to the pipeline Right-of-Way – meaning developments shall not cross the pipeline R/W.

Asset: Pipelines

Description

Papeline Licence Number: 37079
Papeline Segment Line Number: 1
Current Licence Status: Issued
Current Licence Name: Blue Sky Resources Utd.
Substance Category 1: Natural Gas
Substance Category 2
Substance Category 3

Hyperinks

Asset Beport

Details.

Pipeline Licence Number 37079

Contest Status
Discontinued

Current Deence States

issued

Correct Exercise Curve Blue Sky Resources Ltd.

issence lasse Date Sep 4, 2001 12:00 AM

Espeliale Segment Late Newtoer

Substance Category > Natural Gas

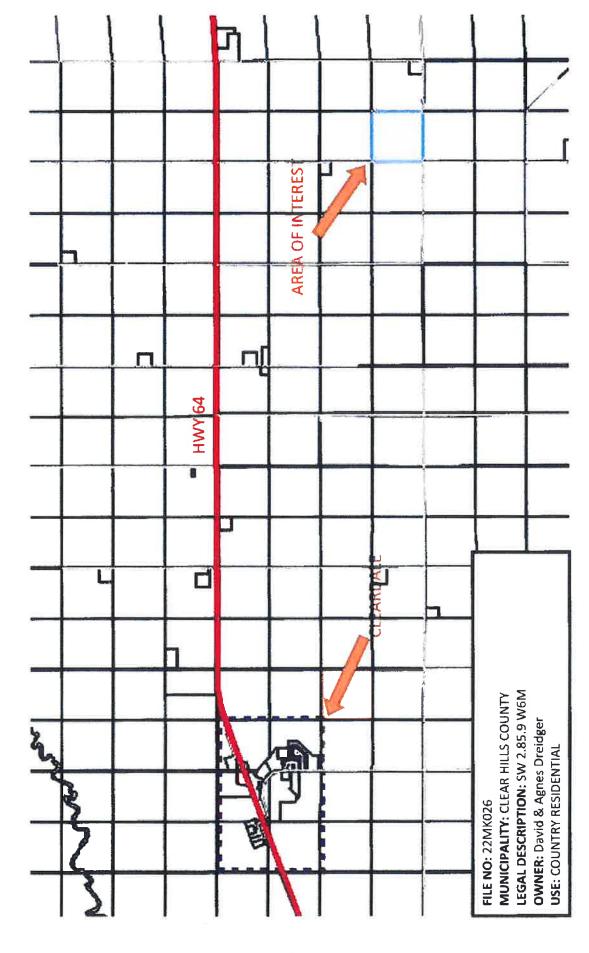
Substance Category 1

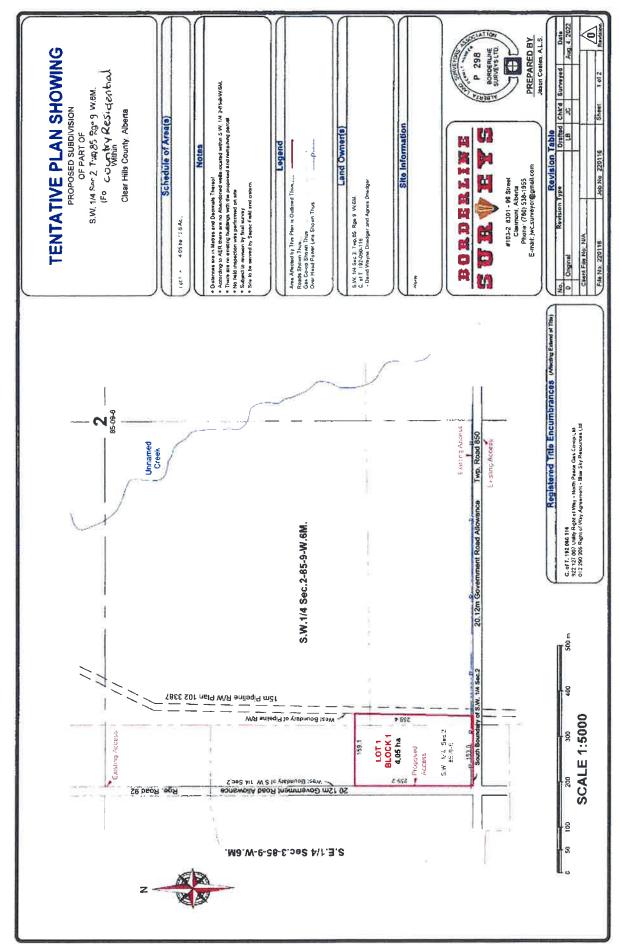
N/A Substance Calegory 5

N/A

Based on AER map viewer (see above screenshot), the pipeline has been discontinued, and therefore would follow the setback distance to the pipeline R/W.

"LOCATION" MAP







Clear Hills County

Request For Decision (RFD)

Meeting: Municipal Planning Commission Meeting

Meeting Date: September 13, 2022 Originated By: Audrey Bjorklund

Title: SUBDIVISION REFERRAL -Amos, Maria, Klaus & Maria Driedger

File: 61-02-02

DESCRIPTION:

Subdivision referral 22MK029 was received from Mackenzie Municipal Services Agency regarding the application for a Farmstead Seperation, first parcel out subdivision from Amos, Maria, Klaus & Maria Driedger for NW 7-85-8-W6M (4.0 hectares – 10.1 acres).

BACKGROUND:

- Zoning: Agricultural District 1 (AG1)
- Road Access:
 - Existing approach to the existing farmstead via Rng Rd 90
 - Existing approach to a second existing farmstead and the balance of the quarter via Hwy 64
- Topography: flat
- Parcel Size: Proposed parcel size is deemed appropriate for the intended use.

ATTACHMENTS:

Subdivision application

OPTIONS:

- C. Deny the request
- D. Approve the subdivision request with the conditions listed and, or the following conditions.

RECOMMENDED ACTION:

RESOLUTION BYthat the Municipal Planning Commission recommend Mackenzie Municipal Services Agency approve the Farmstead Seperation, first parcel out subdivision from Amos, Maria, Klaus & Maria Driedger for NW 7-85-8-W6M (4.0 hectares – 10.1 acres), subject to the following conditions:

- 3. Any outstanding property taxes to be paid in full on the land proposed to be subdivided or arrangements made which are satisfactory to the County.
- 4. All required County, Provincial and Federal Regulations to be adhered to.

MACKENZIE MUNICIPAL SERVICES AGENCY
Box 450 Berwyn AB T0H 0E0 - Phone: 780-338-3862 Fax: 780-338-3811 Email: Info@mmsa.ca

FORM 1
APPLICATION FOR SUBDIVISION

ate	e of Receipt for Completed Form: AuG. 30, 2022 File No.	
IIS JTI	S FORM IS TO BE COMPLETED IN FULL WHEREEVER APPLICABLE BY THE REC THORIZED TO ACT ON THE REGISTERED OWNERS BEHALF	EGISTERED OWNER OF THE LAND THAT IS THE SUBJECT OF THE APPLICATION OR BY A PERSON
	Name of registered owner of land to be subdivided	Address and phone number:
	Almos Jacob & Maria Janzen Driedger Klaus Peter & Mana Zacharias Driedger	Box 50, Cleardale, Alberta, T0H 3Y0
	Name of agent (person authorized to act on behalf of registered owner), if any:	Address and phone number:
	Borderline Surveys Ltd/Jason Coates	PO Box 43, Clairmont, AB T8X 0T8 (780)538-1955
	(Futl Name in Block Capitals)	
	LEGAL DESCRIPTION AND AREA OF LAND TO BE SUBDIVIDED:	
	All/part of the <u>NW </u>	Range 8 West of 6 Meridian
	Being all/parts of LotBlockRegistered	ed Plan NoC.O.T. No
	Area of the above parcel of land to be subdivided 4.07 hectares	s 10.1 (acres)
	Municipal Address if applicable	
	LOCATION OF LAND TO BE SUBDIVIDED:	
	a. The land is situated in the municipality of Clear Hills	
	b. Is the land situated immediately adjacent to the municipal boundary?	YesNoX
	ff 'yes', the adjoining municipality is	
	c. Is the land situated within 1.6 kilometres (1.0 miles) of the right-of-way	y of a highway? Yes X NoNo
	If 'yes', the Highway is NoHyw 64the Secondary	ry Road is No
	d. Does the proposed parcel contain or is it bounded by a river, stream, la	
	YesNoXIf "yes", state its nan	me;
	e. Is the proposed parcel within 1.5 kilometres (0.932 miles) of a sour gas	ıs facility? YesNoX
	EXISTING AND PROPOSED USE OF LAND TO BE SUBDIVIDED Describe:	
	a Existing use of the land <u>Agriculture</u>	
	b. Proposed use of the land Residential / Agriculture	
	c. The designated use of the land as classified under a land use bylaw	Agriculture
	PHYSICAL CHARACTERISTICS OF LAND TO BE SUBDIVIDED (WHERE APPRO	OPRIATE)
	a Describe the nature of the topography of the land (flat, rolling, steep, m	mixed)Flat
	Describe the nature of the vegetation and water on the land (brush, sh	hrubs, tree stands, woodlots, etc – sloughs, creeks, etc) <u>Brush</u> , tree
	c Describe the kind of soil on the land (sandy, loam, clay, etc) Clay	<u>y</u>
	EXISTING BUILDINGS ON THE LAND TO BE SUBDIVIDED	
	Describe any buildings and any structures on the land and whether they are to be of	demolished ormoved <u>See Tentative Plan</u>
	WATER AND SEWER SERVICES	n if
		em and a wastewater collection system, describe the manner of providing water and sewage disposal c pumpout, Summer, Water Dugout, Winter, Shed with Tank
	REGISTERED OWNER OR PERSON ACTING ON THE REGISTERED OWNERS	'S BEHALF
	I, Borderline Surveys Ltd/Jason Coates (Full Name in Bloc	hereby certify that
	I am the registered owner, or	
	I am the agent authorized to act on behalf of the registered	d owner
		of my knowledge, a true statement of the facts relating to this application for subdivision.
	Address: PO Box 43, Clairmont, AB T8X 0T8	Signature: Jason Coast
	Phone No.: (780) 538-1955 / Cell (780) 330-9939	Date: August 22-2022
		12

MACKENZIE MUNICIPAL SERVICES AGENCY SUBDIVISION COMMENTS

MUNICIP.	ALITY:	Clear Hills County	DATE RECEIVED: August 30, 2022	
FILE:	:22MK029		EXPIRY DATE: October 29, 2022	
LEGAL: _	GAL:NW 7.85.8 W6M		TIME EXTENSION:	
APPLICANT/AGENT:		Borderline Surveys Ltd.		

PROPOSAL: The subdivision proposal is to subdivide 10.1 acres from an unsubdivided quarter section to accommodate an existing farmstead.

ACREAGE IN TITLE: 155.95 ac

RESERVE REQUIREMENT: Not required.

PROXIMITY TO URBAN MUNIC: Approximately 7 miles east of Cleardale

PREVIOUS APPLICATIONS: None.

SITE CHARACTERISTICS

C.L.I.: 100% 2c 4w

TOPOGRAPHY: The subject land is described as flat.

EXISTING USE/DEVELOPMENT: Within the proposed parcel, there is an existing mobile home, and multiple sheds. A dugout (water source) is located on the north edge of the proposed parcel. The balance of the quarter section is cultivated, with treed areas and bush throughout the quarter section.

ROAD ACCESS: There is an existing approach via range road 90 to the west of the proposed subdivision. There is another existing approach via Highway 64 which provides access to an existing farmstead. Access to the balance of the quarter section will need to be determined.

SERVICING: The dugout is used as the water source in summer months, and a water shed with a tank is used as the water source in winter months. There is an existing open discharge which is proposed to be relocated to meet current regulations.

PARCEL SIZE: The proposed parcel size is deemed appropriate for the intended use.

LEGISLATION

LAND USE BYLAW: Located in the Agricultural District -1 (AG-1). No conflicts. The parcel size for a farmstead separation is a minimum of 3 acres and a maximum of 10 acres, for the AG-1 District.

MUNICIPAL DEVELOPMENT PLAN: May be allowed.

INTER MUNICIPAL DEV. PLAN: N/A

MATTERS RELATED TO SUBDIVISION AND DEVELOPMENT REGULATIONS: Application will be referred to Alberta Transportation for their comments.

MUNICIPAL GOVERNMENT ACT: No conflicts.

(These comments are subject to change based on additional information that may be received)

Area of Interest **LOCATION MAP** Hury 64 T Owner: Almos & Maria Driedger, Klaus & Maria Driedger Legal Description: NW 7.85.8 W6M Cleardale Municipality: Clear Hills County Use: Farmstead Separation File Number: 22MK029 3

