



October 13th, 2015

Agenda

Special Monthly Meeting – Call to Order – 4:00 PM

Adoption of Agenda –

**Minutes –Regular Meeting of Council – September 17th, 2015 - Attached
*Matters Arising:***

**Minutes - Special Meeting of Council – September 29th, 2015 - Attached
*Matters Arising:***

**Minutes - Special Meeting of Council – October 9th, 2015 – Attached
*Matters Arising:***

Business:

- | | |
|-------------------------------------|----|
| 1) Procedures – Open Discussion | B1 |
| 2) Land Development – NE8-44-12 W4M | B2 |

Adjournment -

Request for Decision (RFD)

Topic: Land Development – PRT NE 8-44-12 W4M
Initiated by: October 9th, 2015 Special Council Meeting
Prepared by: Amanda Davis
Attachments: Bylaw #520 Amending LUB - revised

Recommendations:

1. That Council rescind motion 2015.09.247.

AND

2. That Council rescind motion 2015.10.254.

AND

3. That Council give first reading to Bylaw #520 whereby rezoning PRT Ne8-44-12 W4M from Institutional to Direct Control.

AND

4. That a public hearing be held on October 29th, 2015 at _____ PM to address Bylaw #520.

Background:

At the September 29th, 2015 special council meeting the following motion was made in regards to the rezoning of PRT NE8-44-12 W4M:

2015.09.247 - MOTION by Clr. W. Dame that Council give first reading to Bylaw #520 whereby rezoning PRT NE8-44-12 W4M from "I" Institutional to "R2" Residential Multi Family District. CARRIED.

On October 9th, 2015 a special council meeting was held and the following motion was made in regards to the rezoning of PRT NE8-44-12 W4M:

2015.10.254 MOTION by Clr. E. Skoberg to amend motion 2015.09.248 at the September 29th, 2015 special meeting of Land Use Bylaw #520 to indicate Direct Control (DC) rather than R2; and further direct administration to modify and publish a public notice indicating the change as DC of Council; and further, directing administration to prepare a letter of notification to Flagstaff Regional Housing Group when completed; and further to direct administration to provide Council with the notification to FRHG for approval prior to sending. CARRIED.

Current:

Motion 2015.10.254 cannot proceed as directed by council for the following reason:

1. A Public Hearing cannot be held on October 22nd for the rezoning of NE8-44-12 W4M under council's motion of October 9th, 2015. In accordance with S. 606 ss.5 of the MGA there must be five (5) consecutive days following the second public notice before a public hearing can commence.
 - a. The MOTION to give 1st reading to Bylaw #520 must be rescinded. Council may not hold a public hearing with an alternate intent from the original decision with regards to Part 17 of the MGA.

Should Council wish to proceed with the rezoning of PRT NE8-44-12 W4M the following is required:

1. A motion is required to rescind motion 2015.09.247 whereby giving 1st reading to Bylaw #520 from Institutional to R2.
 - a. This action will also rescind the public hearing scheduled for October 22nd, 2015.

2. A motion is required to rescind motion 2015.10.254 so that the appropriate reading can be given to a “new” amending bylaw #520.
 - a. A Public Hearing will be required – the recommended date would be October 29th, 2015 – keep in mind, only the councillor’s present at the public hearing are permitted to vote on the bylaw after 1st reading.

In addition, it is advisable for council to consider a press release to the public. Should the closure of the Flagstaff Lodge be inevitable and should the FRHG board not have an appetite to consider a private sale of the building an explanation to the public is necessary.

**Town of Sedgewick
Bylaw #520**

Province of Alberta

A Bylaw of the Town of Sedgewick in the Province of Alberta for the purpose of amending Land Use Bylaw #461.

WHEREAS it is desirable to amend the Land Use Bylaw 461, as amended;

And Whereas Council has held a public hearing as required by Section 692 of the *Municipal Government Act, R.S.A. 2000, cM-26*, as amended.

Now therefore, the Council of the Town of Sedgewick, duly assembled, enacts the following;

1. The Land Use Bylaw of the Town of Sedgewick #461 is hereby amended as follows:
 - a. That PRT NE8-44-12 W4M be rezoned from "I" Institutional to "DC" Direct Control.

That this bylaw shall come into force and take effect upon receiving third reading.

Read a First time this 13th Day of October, A.D. 2015.

Perry D. Robinson, Mayor

Amanda Davis, CAO

Read a Second time this ___ Day of _____, A.D. 2015

Read a Third time this ___ Day of _____, A.D. 2015

Perry D. Robinson, Mayor

Amanda Davis, CAO