
**TOWN OF SEDGEWICK
BYLAW NO. 579/21
TOWN OF SEDGEWICK MUNICIPAL PLANNING COMMISSION BYLAW**

**A BYLAW OF THE TOWN OF SEDGEWICK, IN THE PROVINCE OF ALBERTA, TO
ESTABLISH A MUNICIPAL PLANNING COMMISSION.**

WHEREAS, pursuant to the Municipal Government Act, RSA 2000, Chapter M-26, and amendments there to Council may by bylaw establish a Municipal Planning Commission;

NOW THEREFORE the Council of the Town of Sedgewick in the Province of Alberta, duly assembled, enacts as follows:

1. Citation

- 1.1. This bylaw may be cited as the "Municipal Planning Commission Bylaw".

2. Definitions

- 2.1. "*Act*" means the Municipal Government Act, RSA 2000, Chapter M-26, as amended;
- 2.2. "*Commission*" means the Municipal Planning Commission of the Town of Sedgewick established pursuant to this Bylaw;
- 2.3. "*Chief Administrative Officer*" means the Chief Administrative Officer as appointed by Council for the Town of Sedgewick;
- 2.4. "*Council*" means the Council of the Town of Sedgewick;
- 2.5. "*Development Authority*" means:
- 2.5.1 the Development Officer as appointed pursuant to the Land Use Bylaw and any employee to whom the Chief Administrative Officer has delegated authority to carry out the duties or functions of a Development Officer;
- 2.5.2 The Commission in respect to any matter assigned to it under the Land Use Bylaw, by Council or referred to it by the Development Officer.
- 2.6. "*Land Use Bylaw*" means the Town of Sedgewick Land Use Bylaw, Bylaw 461;
- 2.7. "*Member*" means a member of the Municipal Planning Commission appointed pursuant to this Bylaw;
- 2.8. "*Town*" means the Town of Sedgewick.

3 Establishment

- 3.1 The Municipal Planning Commission is hereby established.

4 Composition of Board and Procedural Matters

- 4.1 Members of the Commission shall consist of all sitting members of Council and no citizens at large.
- 4.2 Business of the Commission shall be permitted to take place during a regular or special meeting of Council should the meeting meet quorum of three members.
- 4.3 A Member of the Board shall not include:
- 4.3.1 A Member of the Subdivision and Development Appeal Board;
- 4.3.2 An employee of the Town.
- 4.4 The procedure of meetings of the Commission shall follow the procedure established by the Council Procedural Bylaw
- 4.5 If any member of the Commission has any interest, whether direct or indirect, in any matter before the Commission, the member shall declare such interest to the Commission before discussion of the matter, and shall not participate in the deliberations or vote upon the matter. The abstention shall be recorded in the minutes.
- 4.6 A Member of the Commission who, for any reason, is unable to attend the whole of a presentation shall not participate in the deliberations or the decision made by the Commission.
- 4.7 A decision of the majority of Members present at a duly convened meeting of the Commission shall be deemed to be a decision of the whole Commission. A decision of the Commission is not final until it is issued in writing.
- 4.8 In the event of a tie vote, the matter before the Commission shall be deemed to be denied or defeated.

5. Functions and Duties

- 5.1 To achieve the orderly, economical and beneficial development, use of land and patterns of human settlement and to maintain and improve the quality of the physical environment within which the patterns of settlement are situated in the Town;
- 5.2 To serve as Development Authority pursuant to the Act and as empowered by the Development Authority Bylaw for the Town in respect to those powers and duties assigned to the Commission under the Land Use Bylaw of the Town.
- 5.3 Development permit applications referred to the Commission shall be considered and either approved, with or without conditions, or refused in accordance with the Land Use Bylaw and the Act and any regulations made thereunder.

6. Severability

- 6.1 If any term of this Bylaw is found to be invalid, illegal, or unenforceable by a court or tribunal having the jurisdiction to do so, that term is to be considered to have been severed from the rest of this bylaw, and the rest of the bylaw remains in force unaffected by that finding or by the severance of that term.

7. Enactment

- 7.1 This Bylaw shall take effect at the date of final passing thereof.
- 7.2 Any previous bylaws establishing a Municipal Planning Commission are hereby rescinded.

First Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 18th day of February, 2021.

Second Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 18th day of February, 2021.

Third Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 18th day of February, 2021.

TOWN OF SEDGEWICK



MAYOR



CHIEF ADMINISTRATIVE OFFICER