

**TOWN OF FORT MACLEOD
IN THE PROVINCE OF ALBERTA
BYLAW NO. 2009**

A Bylaw to amend Bylaw 1969 by changing the legal description of the road closure

AND WHEREAS the Municipal Government Act, Chapter M26.1, Revised Statutes of Alberta 2000, as amended and Section 63(2)(i) permits changes to the substance of the bylaw to bring out more clearly what is considered to be the meaning of Bylaw 1969.

The legal description of Bylaw 1969 is described as:

PLAN 1327JK

All that portion of Perkins Street and corner cutoff
Forming a part of Lot 17, Block 32, Plan _____
Containing 0.441 Hectares (1.09 Acres)
Excepting thereout all mines and minerals

PLAN 821 1014

The corner cutoff at the intersection of Perkins Street and Manning Avenue
Forming a part of Lot 17, Block 32, Plan _____
Containing 0.001 Hectares (0.002 Acres)
Excepting thereout all mines and minerals

The legal description is amended in Bylaw 2009 by changing the legal description and is described as:

FIRSTLY:

PLAN 1327JK

All that portion of Perkins Street and corner cutoff
Forming a part of Lot 17, Block 32, Plan _____
Containing 0.146 Hectares (0.36 Acres)
Excepting thereout all mines and minerals

SECONDLY:

PLAN 821 1014

Manning Avenue and corner cutoff at the intersection
of Perkins Street and Manning Avenue
Forming a part of Lot 18, Block 32, Plan _____
Containing 0.001 Hectares (0.002 Acres)
Excepting thereout all mines and minerals

THIRDLY:

PLAN 1327JK

All that portion of Perkins Street
Forming a part of Lot 18, Block 32, Plan _____
Containing 0.296 Hectares (0.73 Acres)
Excepting thereout all mines and minerals

This Bylaw shall come into force and effect on the date of final passing.

Bylaw 1969 is hereby amended.

Read a first time this ____ day of _____, 20____.

Read a second time this ____ day of _____, 20____.

Read a third and final time this ____ day of _____, 20____.

_____,
Mayor, Brent Feyter

_____,
CAO, Anthony Burdett

SKETCH PLAN SHOWING AREA REQUIRED FOR ROAD CLOSURE

PLAN 1327 J.K.

BOYLE AVENUE

BLOCK 1

LOT 1R

1MR
PLAN 821 1014

24.38

LOT 3

LOT 4

BLOCK 32

PLAN 811 0869

LOT 5

LOT 2
BLOCK 42
PLAN 821 1014

174.05

PERKINS STREET
PLAN 1327 J.K.

178.85

AREA =
0.442 ha
(1.09 Ac.)

LOT 6

R/W PLAN R.W. 390

R/W PLAN 1327 J.K.

New Lot 17 Block 32
Obtains 0.146
hectares of Perkins
Street and corner
cutoff

6.41

33.74

6.46

MANNING AVENUE
PLAN 821 1014

MANNING AVENUE

AREA REQUIRED FROM PLAN 821 1014= 0.001 ha
AREA REQUIRED FROM PLAN 1327 J.K.= 0.441 ha
TOTAL= 0.442 ha

Drawn: MJ	Checked: ZJP	Scale: 1 : 1000 (metric)
Date: DECEMBER 15, 2023	JOB	23-15913SK

brown okamura & associates ltd.
2830 - 12 Avenue North, Lethbridge, Alberta T1H 5J9



AMENDING A ROAD CLOSURE BYLAW

Why an Amended Bylaw is Required

Road closure bylaws may require an amendment after they have been endorsed by the Minister of Transportation and have received third and final reading by the county/ municipality/ town because the description, sketch or plan have been rejected by Land Titles.

Procedure

- 1) Prepare a new bylaw to amend the original closure bylaw using the format on the following page.
- 2) Submit an original copy of the amending bylaw to Land Titles with Form 31 (*Land Titles Act*) for registration.
- 3) Email a copy of the signed amended bylaw and registration number for the road closure to:
Trans.Edm-rdclosures@gov.ab.ca

SAMPLE of AMENDING BYLAW

[Municipality] of [Name and Number if applicable]
Bylaw [New Number]

A Bylaw to amend Bylaw {number of bylaw being amended} by {changing the legal description of the road closure/sketch/plan}

AND WHEREAS the *Municipal Government Act*, Chapter M26.1, Revised Statutes Of Alberta 2000, as amended and Section 63(2)(i) permits changes to the substance of the bylaw to bring out more clearly what is considered to be the meaning of Bylaw {number of bylaw being amended}

The legal description of Bylaw [number of bylaw being amended] is described as:

[Insert original description]

The legal description is amended in Bylaw {New Number} by changing the legal description and is described as:

[Insert new description]

EXCEPTING THEREOUT ALL MINES AND MINERALS

This Bylaw shall come into force and effect on the date of final passing.

Bylaw {number of bylaw being amended} is hereby amended.

Read a first time this ____ day of _____, 20____.

Chief Elected Official

Chief Administrative Official

Read a second time this ____ day of _____, 20____.

Read a third and final time this ____ day of _____, 20____.

Chief Elected Official
<seal>

Chief Administrative Official

TOWN OF FORT MACLEOD
in the Province of Alberta
BYLAW NO. 1969

Being a bylaw of the Town of Fort Macleod for the purpose of closing to public travel and creating title to and disposing of portions of a public highway in accordance with section 22 of the Municipal Government Act, chapter M26, revised statutes of Alberta 2000, as amended.

AND WHEREAS, the lands hereafter described are no longer required for public travel,

AND WHEREAS, application has been made to Council to have the roadway closed,

AND WHEREAS, the Council of the Town of Fort Macleod deems it expedient to provide for a bylaw for the purpose of closing to public travel certain roads or portions thereof, situated in the said municipality and thereafter creating title to and disposing of same,

AND WHEREAS, notice of intention of Council to pass a bylaw has been given in accordance with Section 606 of the Municipal Government Act,

AND WHEREAS, Council was not petitioned for an opportunity to be heard by any person claiming to be prejudicially affected by the bylaw

NOW THEREFORE BE IT RESOLVED that the Council of The Town of Fort Macleod in the Province of Alberta does hereby close to Public Travel and creating title to and disposing of the following described highways, subject to rights of access granted by other legislation.

FIRSTLY:

PLAN 1327JK


ALL THAT PORTION OF PERKINS ST. AND CORNER CUTOFF
FORMING A PART OF LOT 17, BLOCK 32, PLAN _____
CONTAINING 0.441 HECTARES (1.09 ACRES)
EXCEPTING THEREOUT ALL MINES AND MINERALS

SECONDLY:

PLAN 821 1014

THE CORNER CUTOFF AT THE INTERSECTION OF PERKINS STREET AND MANNING AVENUE
FORMING A PART OF LOT 17, BLOCK 32, PLAN _____
CONTAINING 0.001 HECTARES (0.002 ACRES)
EXCEPTING THEREOUT ALL MINES AND MINERALS

Received first reading this 13th day of February, 2023


Brent Feyter, Mayor
(Seal)

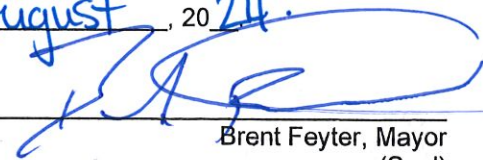

Anthony Burdett, CAO

Approved this 12 day of July, 2024


Minister of Transportation
and Economic Corridors

Received second reading this 26th day of August, 2024

Received third reading and finally passed this 26th day of August, 2024.


Brent Feyter, Mayor
(Seal)


Anthony Burdett, CAO

SKETCH PLAN SHOWING AREA REQUIRED FOR ROAD CLOSURE

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BOYLE AVENUE

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1MR
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24.38

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R/W PLAN 1327 J.K.

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**Council Resolutions
Regular Council Meeting**

Agenda Number: H.1.
Resolution Number R.2024.172
Title: Bylaw 1969: Perkins Street Road Closure (2nd & 3rd reading)
Date: Monday, August 26, 2024



Moved by: Councillor Fox

That Bylaw 1969, being a Bylaw in the Town of Fort Macleod in the Province of Alberta to close the road to public travel and create a title to and dispose of the following described highways subject to rights of access granted by other legislation:

Firstly:

Plan 1327JK

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Forming a part of Lot 17, Block 32, Plan _____

Containing 0.441 Hectares (1.09 Acres)

Excepting thereout all mines and minerals

Secondly:

Plan 821 1014

The corner cutoff at the intersection of Perkins Street and Manning Avenue

Forming a part of Lot 17, Block 32, Plan _____

Containing 0.001 Hectares (0.002 Acres)

Excepting thereout all mines and minerals;

Hereby given second reading.

CARRIED

**Council Resolutions
Regular Council Meeting**

Agenda Number: H.1.
Resolution Number R.2024.173
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Date: Monday, August 26, 2024



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The corner cutoff at the intersection of Perkins Street and Manning Avenue

Forming a part of Lot 17, Block 32, Plan _____

Containing 0.001 Hectares (0.002 Acres)

Excepting thereout all mines and minerals

Hereby given third reading, and finally declared passed.

CARRIED