

TOWN OF THREE HILLS

Bylaw 1512-26

A BYLAW OF TOWN OF THREE HILLS, IN THE PROVINCE OF ALBERTA, TO ESTABLISH A SUBDIVISION AND DEVELOPMENT APPEAL BOARD.

WHEREAS the *Municipal Government Act*, RSA 2000, Chapter M-26, as amended requires a municipality to establish a subdivision and development appeal board by bylaw or to authorize the municipality to enter into an agreement with one or more municipalities to establish an intermunicipal subdivision and development appeal board;

AND WHEREAS the Council of the Town of Three Hills considers it beneficial to enter into an agreement with Red Deer County for the purpose of Red Deer County providing subdivision and development appeal board services for Three Hills.

NOW THEREFORE the Council of the Town of Three Hills duly assembled enacts as follows:

SHORT TITLE

- 1) The title of this bylaw shall be the "SDAB Services Bylaw."

DEFINITIONS

- 2) Except as otherwise provided, words in this Bylaw shall have the meanings prescribed in the *Municipal Government Act*, RSA 2000, Chapter M-26, as amended.
- 3) In this Bylaw, the following terms shall have the meanings shown:
 - a) "Act" means *the Municipal Government Act*, RSA 2000, Chapter M-26 as amended from time to time, together with all Regulations passed.
 - b) "Agreement" means the Subdivision and Development Appeal Board Services Agreement executed by the Municipality and Red Deer County and amended from time to time.
 - c) "Board" means the Subdivision and Development Appeal Board established pursuant to the Agreement and this Bylaw.
 - d) "CAO" means the Chief Administrative Officer appointed by Council of Town of Three Hills under section 205 of the Act.
 - e) "Member" means a person appointed to the Board.

- f) "Municipality" means the Town of Three Hills.
- g) "Red Deer County CAO" means the Chief Administrative Officer appointed by Red Deer County Council under section 205 of the Act.

ESTABLISHMENT

- 4) The Board is established for the purpose of exercising the functions of the Subdivision and Development Appeal Board in accordance with the Act and for the provision of services to the Municipality, by Red Deer County.

AGREEMENT

- 5) The CAO is hereby delegated the authorization to enter into an Agreement with Red Deer County to establish and provide services of the Board respecting matters including but not limited to:
 - a) working boards (hearing directives or procedures of the Board),
 - b) membership of the Board,
 - c) appointment of Members,
 - d) training of Members,
 - e) eligibility to be a Member,
 - f) meetings and hearings of the Board,
 - g) panels of the Board,
 - h) conflict of Interest, Bias, and Confidentiality of Members,
 - i) remuneration for Members, and
 - j) general provisions such as hearings may be in person, by telephone or video; public notice of hearings will be provided on the Coordinator's website,
 - k) presiding officers,
 - l) preliminary hearings,
 - m) administration and records
 - n) appointment, powers, and duties of the clerk,
 - o) the appointment and removal of Members and the Clerk in accordance with the Act and the Agreement, and
 - p) severability.

POWERS AND DUTIES OF BOARD

- 6) The Board shall hear and decide upon appeals made with respect to a decision made by the Municipality's Subdivision Authority and the failure or refusal to make a decision by the Municipality's Subdivision Authority in accordance with the Act.
- 7) The Board shall hear and decide upon appeals made against a decision or order made by the Municipality's Development Authority and the failure or refusal to make a decision by the Municipality's Development Authority in accordance with the Act.



8) The Board shall hear and decide upon appeals made against a Stop Order made by the Municipality's Development Authority.

FILING AN APPEAL

9) A person may appeal to the Board in accordance with the Act.

10) Appeals must be filed with the Municipality.

11) A notice of appeal shall be deemed to be filed with the Board on the date the complete notice of appeal and appeal fee is received in the Municipality.

APPEAL FEES

12) Appeal fees are set as per the Master Rates and Fees Bylaw as amended from time to time.

13) Appeal fees must be paid to the Municipality.

SEVERABILITY

14) Every provision of this Bylaw is independent of all other provisions and if any provision of this Bylaw is declared invalid for any reason by a court of competent jurisdiction, all other provisions of this Bylaw shall remain valid and enforceable.

TRANSITION AND EFFECTIVE DATE

15) Bylaw No. 1429-18 is hereby repealed.

16) The terms of current board members are ended upon this bylaw coming into force.

17) This Bylaw comes into force on the date of third reading and signing.

18) Where, prior to the coming into force of this Bylaw, a subdivision appeal, development appeal, or appeal from a stop order, was filed with or assigned to another subdivision and development appeal board of Town of Three Hills, and remains outstanding, the appeal shall continue before the Board established under this Bylaw.

19) For greater certainty:

a) the appeal shall be treated as if it had been properly filed with the Board on the date it was originally filed;

b) all materials, records, fees, and steps taken in relation to the appeal before this Bylaw came into force remain valid; and

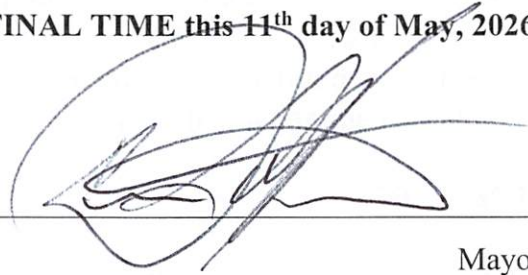


c) the Board may hear, determine, and dispose of the appeal in accordance with the Act and this Bylaw.

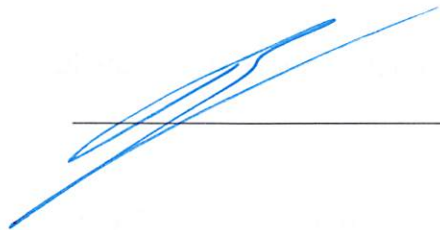
READ A FIRST TIME this 11th day of May, 2026.

READ A SECOND TIME this 11th day of May, 2026.

READ A THIRD AND FINAL TIME this 11th day of May, 2026.



Mayor



CAO