

TOWN OF CARDSTON REQUEST FOR DECISION FORM

MEETING DATE: March 12, 2024
SUBMITTED BY: Jeff Shaw

AGENDA ITEM #:

Subject	Draft Bylaw 1711: Road Closure Bylaw
History of the Issue Including Previous Decisions	Administration presented this draft at the CCW on March 5, 2024. There were some questions about the map that needed some further information. Nolan Card has been away from the office, so administration will attempt to get this uploaded
Relevant Policy or Bylaw	<p>MGA 22 Road closure</p> <p>22(1) No road in a municipality that is subject to the direction, control and management of the municipality may be closed except by bylaw.</p> <p>(2) Before giving second reading to a bylaw that would close a road, a council must hold a public hearing with respect to the proposed bylaw in accordance with section 216.4 after giving notice of it in accordance with section 606.</p> <p>(3) No road may be closed by bylaw of the council of a municipality that is not a city unless the bylaw is approved by the Minister of Transportation and Economic Corridors before it receives second reading.</p> <p>(4) Despite this section, the council of a municipal district may, by resolution, with the approval of the Minister of Transportation and Economic Corridors, close the whole or any part of a road described in a surveyed road plan if the council determines the road is no longer required for use by the travelling public because an alternate route exists.</p> <p>(5) Despite this section, a council may, by resolution, temporarily close or authorize a designated officer to temporarily close the whole or a part of a road at any time if the council considers that a construction or maintenance project on or adjacent to the road may create a hazard.</p>
Public Consultation Undertaken or Required	None. Public hearing will be held in April.
Response Options and Implications of Options	

Costs and Potential Sources of Funding	none
Requested Action	Administration recommends first reading only of this bylaw.

TOWN OF CARDSTON
BYLAW NO. 1711, 2023
ROAD CLOSURE

BEING a bylaw of the Town of Cardston for the purpose of closing to public travel and creating title to and disposing of portions of a public roadway in accordance with section 22 of the Municipal Government Act, chapter m26, Revised Statutes of Alberta 2000, as amended.

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 Cardston 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 sections 216.4 and 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 Cardston in the Province of Alberta does hereby close to public travel and creating title to and disposing of the following described roadway, subject to rights of access granted by other legislation:

THE NORTHERNMOST 127.78 METERS OF
'STREET' AS SHOWN ON PLAN 8210662

As illustrated in Schedule 'A', attached to, and forming part of this bylaw.

READ a **first** time in council this _____ day of _____ 2024.

APPROVED this _____ day of _____ 2024.

Minister of Transportation

READ a **second** time in council this _____ day of _____ 2024.

READ a **third and final** time in council this _____ day of _____ 2024.

Maggie Kronen
Mayor

Jeff Shaw
Chief Administrative Officer

0012382

1 AVE W (HIGHWAY 5)

PARCEL A
7811608

2 AVE W

PARCEL B

NW 8-3-25-4

ROADWAY

8210662

PROPOSED ROAD CLOSURE SCHEDULE 'A'



THE NORTHERNMOST 127.78 METERS OF
'STREET' AS SHOWN ON PLAN 8210662

WITHIN NW 1/4 SEC 8, TWP 3, RGE 25, W 4 M

MUNICIPALITY: TOWN OF CARDSTON

DATE: FEBRUARY 26, 2024

Bylaw #: 1711

Date: March 1, 2024



MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"



**PROPOSED ROAD CLOSURE
SCHEDULE 'A'**

Aerial Photo Date: May 19, 2021



THE NORTHERNMOST 127.78 METERS OF
'STREET' AS SHOWN ON PLAN 8210662

WITHIN NW 1/4 SEC 8, TWP 3, RGE 25, W 4 M
MUNICIPALITY: TOWN OF CARDSTON
DATE: FEBRUARY 26, 2024

Bylaw #: 1711
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