

## BYLAW NO. 19/023

### A BYLAW OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO TO AMEND VARIOUS BYLAWS WITH RESPECT TO FEES

**WHEREAS** Section 191(1) of the *Municipal Government Act*, RSA 2000, c. M-26, as amended, empowers the Council of the Regional Municipality of Wood Buffalo to amend its bylaws;

**AND WHEREAS** section 8(c) of the *Municipal Government Act*, R.S.A. 2000, c. M-26, as amended, provides for the establishment of fees for licences, permits and approvals;

**AND WHEREAS** the approval of the *Fees, Rates and Charges Bylaw* by Council requires that other bylaws of the municipality be consequentially amended;

**NOW THEREFORE**, the Council of the Regional Municipality of Wood Buffalo, duly assembled, enacts as follows:

#### **Short Title**

1. This Bylaw may be cited as the "Fees Amending Bylaw".

#### **Animal Control**

2. *Animal Control Bylaw* No. 02/031 is amended by:

- (a) adding the following Section 3.00 immediately before existing section 3.01:  
"Animal species as identified in "Appendix D" to this Bylaw within the Regional Municipality of Wood Buffalo require licensing or registration.";
- (b) adding the following Section 3.00A immediately following section 3.00:  
"The fees and charges payable under this Bylaw shall be as prescribed for Animal Control in the *Fees, Rates and Charges Bylaw*.";
- (c) deleting Appendix A in its entirety; and
- (d) deleting any reference to "Appendix A" and replacing it, with a reference to "the *Fees, Rates and Charges Bylaw*".

#### **Emergency Services**

3. *Emergency Services Bylaw* No. 05/037 is amended by deleting the existing text from Section 8.1 to Section 8.5 (inclusive), and replacing it with the following:
  - (a) The fees, charges, expenses and costs payable under this Bylaw shall be as prescribed in the *Fees, Rates and Charges Bylaw*.
  - (b) The Municipality shall be able to recover all expenses and costs of an action or measure taken by the Municipality in response to an Incident or Emergency as an

amount owing to the Municipality by the person who requests or causes the need for such action or measure where the response is due to:

- (a) a malfunctioning fire safety installation or other safety monitoring device; or
  - (b) a fire or explosion for which a person is convicted of arson pursuant to any of sections 433 to 436 inclusive of the *Criminal Code of Canada* R.S.C. 1985, c. C-46;
  - (c) a false fire alarm for which such person is convicted pursuant to section 437 of the *Criminal Code of Canada*;
  - (d) an uncontrolled release of dangerous goods; or
  - (e) a propane barbeque installed in contravention of the *Alberta Safety Codes Act* RSA 2000 c. S-1, the *Fire Code Regulation* (AR 32/2015; National Fire Code – 2019 Alberta Edition), or *Gas Code Regulation* (AR 111/2010), all as amended or replaced from time to time.
- (c) In default of payment of any expenses and costs assessed pursuant to this Bylaw, the Municipality may add the outstanding amount to the tax roll of a parcel of land where the parcel's owner caused the Incident or Emergency and the Incident or Emergency was located on all or a part of the parcel.

## **Land Use**

4. *Land Use Bylaw* No. 99/059 is amended by:

- (a) deleting the words "less \$375.00 for administration costs" from Section 25.1 and replacing them with the words "less any fee for administration costs as prescribed under the *Fees, Rates and Charges Bylaw*.";
- (b) deleting "Schedule B" (found immediately following section 36) in its entirety and replacing it with the following:
  - "35. **Fees and Charges**
  - 35.1 Fees and charges payable under this Bylaw shall be as prescribed in the *Fees, Rates and Charges Bylaw*.";
- (c) deleting any reference to "Appendix B or "Appendix B of this Bylaw" from Part 2 and replacing it with a reference to "the *Fees, Rates and Charges Bylaw*";
- (d) deleting Section 141.3(a) and replacing it with the following:
  - "A Development Permit fee shall accompany each application for a sign development permit. The application fees for sign development permits are as provided in the *Fees, Rates and Charges Bylaw*.";

- (e) deleting the existing text from Section 156.4(a) and replacing it with the following:  
“A Development Permit fee shall accompany each application for a sign development permit. The application fees for sign development permits are as provided in the *Fees, Rates and Charges Bylaw*.”;
- (f) deleting "Appendix C" of Part 7B (found immediately prior to section 184) in its entirety; and
- (g) deleting the reference to "Appendix C" in section 156.4 (d) and replacing it with a reference to "the *Fees, Rates and Charges Bylaw*".

### **Safety Codes Permitting**

5. *Safety Codes Permitting Bylaw* No. 17/023 is amended by:

- (a) deleting the existing text from Section 45 and replacing it with the following:  
“Fees and charges payable under this Bylaw shall be as prescribed for Safety Codes Permitting in the *Fees, Rates and Charges Bylaw*.”;
- (b) deleting Schedule “A” in its entirety; and
- (c) deleting any reference to "Schedule A" or "Schedule A to / of this Bylaw" and replacing it in each case with a reference to "the *Fees, Rates and Charges Bylaw*".

### **Licensing**

6. *License Bylaw* No. 01/031 is amended by:

- (a) deleting the existing text from Section 7(1)(e) and replacing it with the following:  
“Any fee or charge payable for Licences under this Bylaw as prescribed in the *Fees, Rates and Charges Bylaw*.”
- (b) deleting Schedule “A” in its entirety;
- (c) deleting all references to "Schedule A" or "Schedule A attached or elsewhere in this Bylaw" and replacing it with a reference to "the *Fees, Rates and Charges Bylaw*";
- (d) deleting Section 19; and
- (e) deleting Section 32.

### **Subdivision and Development Appeal Board**

7. *Subdivision and Development Appeal Board Bylaw* No. 18/021 is amended by deleting the existing text from Section 45, and replacing it with the following:

“Fees for appeals to the Subdivision and Development Appeal Board are established as follows:

<b>Type of Appeal</b>	<b>Fee</b>
Variance(s) for an Existing Development	\$100.00
Issuance of a Stop Order	\$1,000.00
Variance(s) for a new multi-family residential, commercial or industrial development	\$1,000.00
Conditions of a development approval for multi-family residential, commercial or industrial development	\$1,000.00
Development Refusal for multi-family residential, commercial or industrial development	\$1,000.00
Subdivision Refusal	\$1,000.00
Variance for a new development (other than multi-family residential, commercial or industrial)	\$500.00
Conditions of a development approval for the types of development (other than multi-family residential, commercial or industrial)	\$500.00
Development Refusal for the types of development (other than multi-family residential, commercial or industrial)	\$500.00

### **Subdivision Authority**

8. *Subdivision Authority* Bylaw No. 14/006 is amended by:

(a) inserting the following after Section 4.h) as new Section 4.1:

“Any word defined in the Act or Regulation, or in the *Condominium Property Act*, R.S.A. 2000, c. 22, as amended, shall have the same meaning and interpretation in this Bylaw, and in the event of any conflict, the meaning in the statutory enactment shall prevail.”

(b) deleting the existing text from Section 8 and replacing it with the following:

“Fees and charges payable under this Bylaw shall be as prescribed for Subdivision Application(s) in the *Fees, Rates and Charges Bylaw*.”

(c) adding the following after Section 8 as new Section 8.1:

“Where the conditions of approval of a Plan of Subdivision, Condominium Plan or Development Agreement require that the developer provide a security deposit of not less than fifty (50%) percent of the estimated total cost of construction, the security deposit shall take the form of an irrevocable letter of credit with an automatic renewal clause or in a form as otherwise satisfactory to the Subdivision Authority or Development Authority, as applicable.”

### **Transit Services**

9. *Transit Services Bylaw* No. 92/015 is amended by adding the following as Section 2.08:

“Council may implement fees and charges for any Transit Services provided pursuant to this Bylaw, including but not limited to setting the fares referred to in section 2.01 above, as prescribed in the *Fees, Rates and Charges Bylaw*”.

### **Vehicle for Hire Bylaw**

10. *Vehicle for Hire Bylaw* No. 13/001 is amended by:

(a) adding the following immediately subsequent to Section 5 as new Section 5.1:

#### **“Fees**

5.1 Fees and charges payable for Vehicles for Hire under this Bylaw shall be as prescribed in the *Fees, Rates and Charges Bylaw*.”;

(b) deleting "Schedule A" in its entirety; and

(c) deleting any reference to "Schedule A" or to "Schedule A of / in this Bylaw" and replacing it with a reference to "the *Fees, Rates and Charges Bylaw*".

### **Sanitary Sewer Utility Bylaw**

11. *Sanitary Sewer Utility Bylaw* No. 85/51 is amended by:

(a) deleting “Schedule A”, in its entirety; and

(b) That the second paragraph of section 201(f) of Bylaw No. 85/51, be deleted and replaced with the following: “In the event that any such utility bill shall remain unpaid after twenty (20) days following the date upon which the utility bill was due, a late payment penalty equal to 2% of the outstanding balance shall be added to the account and will form part of the unpaid utility bill”

### **Interpretation Provisions**

12. Where changes are made by this amending bylaw, all consequential changes that are necessary as a result ("*mutatis mutandis*") are to be made or inferred, as required.

13. Any reference to a bylaw in this amending bylaw, is to such bylaw as amended or replaced from time to time.

**Coming into Force**

14. This Bylaw comes into effect as of January 1, 2020.

READ a first time this \_\_\_\_ day of \_\_\_\_\_, 2019.

READ a second time this \_\_\_\_ day of \_\_\_\_\_, 2019.

READ a third and final time this \_\_\_\_ day of \_\_\_\_\_, 2019.

SIGNED and PASSED this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Chief Legislative Officer