

ACTION NUMBER 131300292

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE FORT MCMURRAY

APPLICANT ANDREW THORNE

RESPONDENT THE REGIONAL MUNICIPALITY OF WOOD BUFFALO

DOCUMENT JUDGMENT



ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT

Thorne & Thorne
9906 Sutherland Street
Fort McMurray, AB T9H 1V4
Telephone: (780) 791-9979
Facsimile: (780) 790-1668

Attn: Jodi L. Thorne
File No. 19880/JLT

DATE ON WHICH JUDGMENT WAS PRONOUNCED: JANUARY 21, 2021

NAME OF JUSTICE WHO GRANTED THIS JUDGMENT: MADAM JUSTICE G.A. CAMPBELL

LOCATION OF JUDGMENT: FORT MCMURRAY, ALBERTA

UPON THE APPLICATION of the Applicant for Judicial Review of *Bylaw 13/104* of the Regional Municipality of Wood Buffalo in the Province of Alberta ("*Bylaw 13/014*"); and UPON review of the extensive Written Brief and Supplemental Briefs of both the Applicant and the Respondent; AND UPON hearing from Counsel for the Applicant and the Respondent;

IT IS HEREBY ADJUDGED THAT:

1. *Bylaw 13/014* is hereby quashed on the grounds that it is internally contradictory and contrary to the *Municipal Development Plan*, being *Bylaw 11/027* of the Regional Municipality of Wood Buffalo.

- 2 -

2. The remaining grounds alleged for quashing *Bylaw 13/014* as set out in the Applicant's Originating Application, namely procedural unfairness, bias and bad faith, need not be determined as *Bylaw 13/014* has been quashed on the grounds set out at paragraph 1 herein.
3. Costs are awarded to the Applicant in the amount of \$8,500.00.

Section 17 (1) FOIP

Justice of the Court of Queen's Bench of Alberta

Approved as to form and content this 25th
day of January, 2021

Sharek Logan & van Leenen LLP

Per:

Section 17 (1) FOIP

Jonathan McCully,
Solicitor for the Respondent