



TOWN OF GIBBONS

BYLAW NO. PLU 01/22

A BYLAW OF THE TOWN OF GIBBONS IN THE PROVINCE OF ALBERTA AMENDING LAND USE BYLAW NO. PLU 8/06, THE LAND USE BYLAW OF THE TOWN OF GIBBONS.

WHEREAS the Municipal Government Act R.S.A. 2000, as amended ("the Act") provides that a Municipal Council may amend its Land Use Bylaw.

WHEREAS the Council of the Town of Gibbons wishes to amend its Land Use Bylaw as it affects certain lands.

NOW THEREFORE the Council of the town of Gibbons, duly assembled, enacts as follows.

1. TITLE

This bylaw may be cited as the "Bylaw PLU 01/22 Land Use Bylaw PLU 8/06 Amendment".

2. BYLAW AMENDMENTS

Bylaw No. PLU 8/06, the Land Use Bylaw of the Town of Gibbons, as amended, is hereby further amended as follows:

A. Part Three, Section 3.5 is hereby amended as follows:

Subsection (1) of deleted in its entirety and replaced with the following:

(1) The Development Authority shall receive, review, consider and decide on all development permit applications with the exception of all Direct Control Districts.

The addition of the following after subsection (1) and renumbering all subsequent subsections accordingly:

(2) The Development Authority shall receive and review all development permit applications for all Direct Control Districts prior to being sent to the Council of the Town of Gibbons for their consideration to approve, approve with conditions or refuse.

B. Part Four, Section 4.1 is hereby amended as follows:

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Subsection (2) is hereby deleted in its entirety and replaced with the following:

(2) *Notwithstanding Subsection (1) above, no appeal lies in respect of the issuance of a development permit for a permitted use unless the provisions of this Bylaw were relaxed, varied, or misinterpreted.*

C. Part Four, Section 4.1 is further amended by the addition of the following after subsection (4):

(5) *Despite Subsections (1), (2), (3) or (4) above, if a decision with respect to a development permit application in a direct control district,*

(a) *is made by a council, there is no appeal to the subdivision and development appeal board, or*

(b) *is made by a development authority, the appeal is limited to whether the development authority followed the directions of council, and if the subdivision and development finds the development authority did not follow the directions it may, in accordance with the directions, substitute its decision for the development authority's decision.*

D. Land Use Bylaw PUL 8/06, Schedule "A" Land Use District Map is hereby amended by rezoning Pt. SE 3-56-23-W4 from Single Family Large Lot Residential (R-S) to Direct Control Commercial Industrial District (DC-CI-1) as shown on the attached Schedule "A".

3. SEVERABILITY

Should any provision of this Bylaw become invalid, void, illegal or otherwise unenforceable, it shall be considered separate and severable from the Bylaw and the remainder shall remain in force and be binding as though such provision had not been invalid.


4. ENACTMENT

This Bylaw shall come into force and effect when it receives Third Reading and is duly signed thereof.

Read a first time this 9th of February 2022.

Read a second time this 23rd of March 2022.

Read a third and final time this 23rd of March 2022.



Mayor

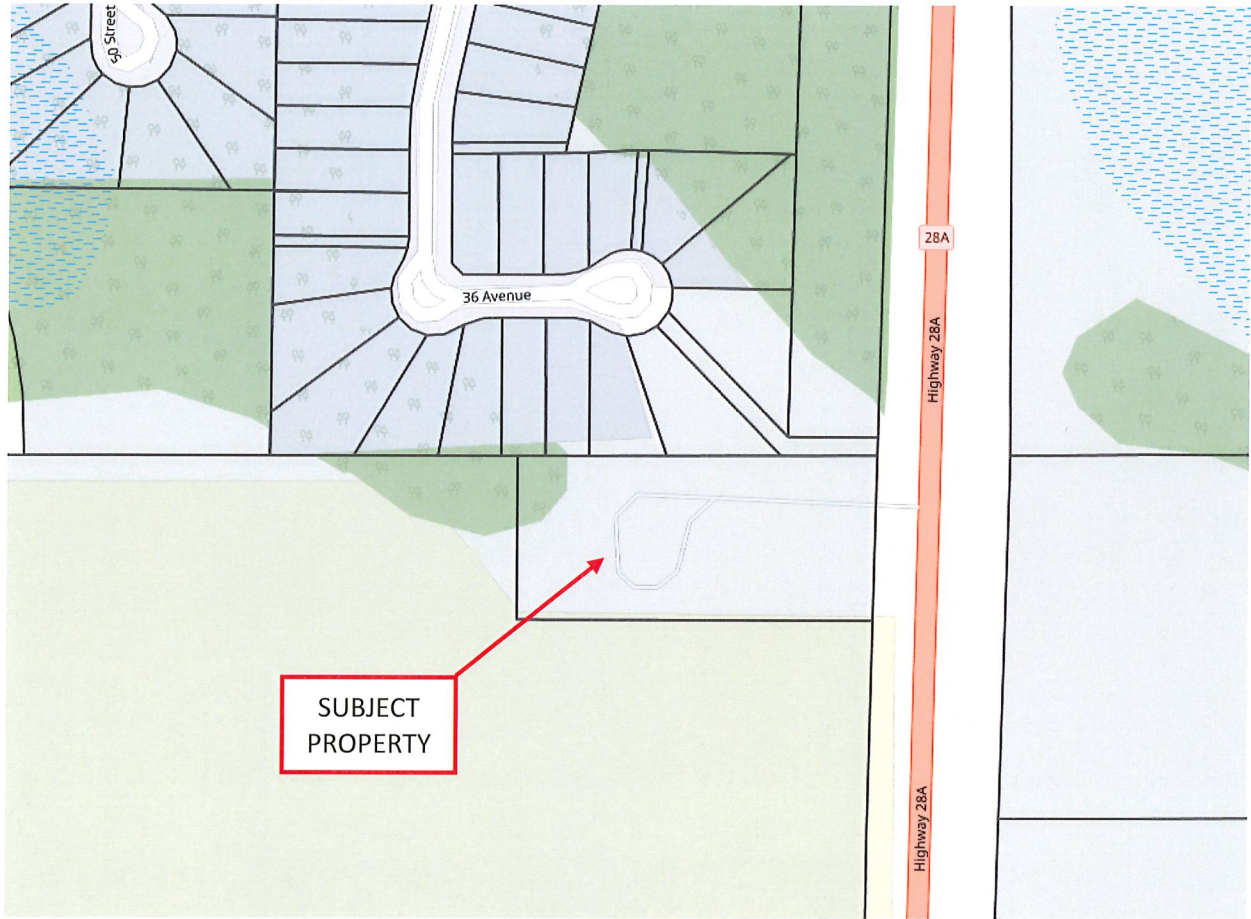


Chief Administrative Officer

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BYLAW 01/22
 SCHEDULE "A"
 Pt. SE 3-56-23-W4



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