



**Municipality of Crowsnest Pass**  
**AGENDA**  
**Regular Council Meeting**  
**Council Chambers at the Municipal Office**  
**8502 - 19 Avenue, Crowsnest Pass, Alberta**  
**Tuesday, December 6, 2022 at 7:00 PM**

**1. CALL TO ORDER**

**2. ADOPTION OF AGENDA**

**3. CONSENT AGENDA**

3.a Minutes of the Municipal Planning Commission of October 26, 2022

**4. ADOPTION OF MINUTES**

4.a Minutes of the Council Meeting of November 29, 2022

**5. PUBLIC HEARINGS**

**6. DELEGATIONS**

Delegations have 15 minutes to present their information to Council excluding questions. Any extension to the time limit will need to be approved by Council.

**7. REQUESTS FOR DECISION**

7.a Bylaw 1138, 2022 - Municipal Reserve closure and removal of Municipal Reserve designation on a portion of Lot 1MR, Block 3, Plan 8311587 - *First Reading*

**8. COUNCIL MEMBER REPORTS**

**9. PUBLIC INPUT PERIOD**

Each member of the public has up to 5 minutes to address Council. Council will only ask for clarification if needed, they will not engage in a back and forth dialogue.

**10. COUNCILOR INQUIRIES AND NOTICE OF MOTION**

**11. IN CAMERA**

**12. ADJOURNMENT**



## **Municipality of Crowsnest Pass Request for Decision**

**Meeting Date:** December 6, 2022

**Agenda #:** 3.a

**Subject:** Minutes of the Municipal Planning Commission of October 26, 2022

**Recommendation:** That Council accept the minutes of the Municipal Planning Commission of October 26, 2022 as information.

**Executive Summary:**

Minutes of Boards and Committees are provided to Council for their information at the subsequent meeting of Council.

**Relevant Council Direction, Policy or Bylaws:**

1041, 2020 Procedure Bylaw

**Discussion:**

The Municipal Planning Commission provides their minutes to keep Council apprised of exceptional development permits and development activities.

**Analysis of Alternatives:**

n/a

**Financial Impacts:**

n/a

**Attachments:**

[MPC - October 26, 2022.pdf](#)

MUNICIPALITY OF CROWSNEST PASS  
MUNICIPAL PLANNING COMMISSION MINUTES  
WEDNESDAY OCTOBER 26, 2022

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**PRESENT:** Justin Ames, Chairperson  
Gaston Aubin, Vice Chair  
Kevin Bergeron, Member  
Dave Filipuzzi, Member  
Dean Ward, Member

**ADMINISTRATIVE:** Katherine Mertz, Development Officer  
Kim Kozak, Development Office  
Deserie Mosby, Admin Assistant, DDEO

**ABSENT:** Don Montalbetti, Member  
Johan Van Der Bank, Manager of Development & Trades

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**1. CALL TO ORDER & BOARD INTRODUCTIONS**

Meeting called to order at 2:00 p.m.

**2. ADOPTION OF AGENDA**

2.1 Additions/Deletions

***MOTION** by Dean Ward to adopt the agenda of October 26, 2022, as presented.*

**CARRIED**

**3. CONSENT AGENDA**

**4. ADOPTION OF MINUTES**

***MOTION** by Dave Filipuzzi to adopt the minutes of September 28, 2022, as presented.*

**CARRIED**

**5. SUBDIVISION APPLICATIONS**

**6. DEVELOPMENT PERMIT APPLICATIONS**

**6.1 DP2022-172 – 13026 – 23 Avenue, Blairmore (Lot 4-5, Block 41 Plan 142AE)**

***MOTION** by : Kevin Bergeron:*

MUNICIPALITY OF CROWSNEST PASS  
MUNICIPAL PLANNING COMMISSION MINUTES  
WEDNESDAY OCTOBER 26, 2022

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Approve DP2022-172 for a "Garage accessory to a Single-Family Dwelling up to 67.7m<sup>2</sup>" (Permitted Use), with a variance to its location on the property to be within the front yard, with conditions as identified by Alternative A in the MPC request for decision package.

**CARRIED**

**7. BYLAW AMENDMENTS**

**8. APPEALS**

**8.1 DP2022-ST019** – Michael Algra – 8122 – 26 Avenue, Coleman; Lot 5, Block 8A, Plan 8211078

**8.2 DP2022-ST052** – Lindsay Hahn – 7457 – 18 Avenue, Coleman; Lots 11-12, Block 22, Plan 820L

**9. ROUND TABLE**

**9.1** December MPC Meeting – Regular date, Wednesday, December 28, 2022.

***MOTION** by Dean Ward to move the December MPC meeting to Wednesday, December 21, 2022*

**CARRIED**

**10. NEXT MEETING**

**10.1** Next Meeting Wednesday, November 23, 2022

**11. ADJOURN**

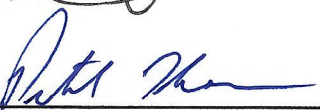
***MOTION** by Dave Filipuzzi to adjourn the meeting at 2:22 p.m.*

**CARRIED**

**Approved By:**

  
\_\_\_\_\_  
Chairperson

23 Nov 22  
Date

  
\_\_\_\_\_  
CAO

November 25/22  
Date



## **Municipality of Crowsnest Pass Request for Decision**

**Meeting Date:** December 6, 2022

**Agenda #:** 4.a

**Subject:** Minutes of the Council Meeting of November 29, 2022

**Recommendation:** That Council adopt the Minutes of the Council Meeting of November 29, 2022 as presented.

**Executive Summary:**

Minutes of the previous Council meeting are provided to Council for review and adoption.

**Relevant Council Direction, Policy or Bylaws:**

1041, 2020 Procedure Bylaw

**Discussion:**

n/a

**Analysis of Alternatives:**

n/a

**Financial Impacts:**

n/a

**Attachments:**

[2022 11 29 Council Meeting Minutes.docx](#)

## **Municipality of Crowsnest Pass**

### **Council Meeting Minutes**

**Tuesday, November 29, 2022**

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A regular meeting of the Council of the Municipality of Crowsnest Pass was held in Council Chambers on Tuesday, November 29, 2022.

#### **Council Present:**

Mayor Blair Painter, Councillors: Vicki Kubik, Dave Filipuzzi, Doreen Glavin, Glen Girhiny, Lisa Sygutek and Dean Ward

#### **Administration Present:**

Patrick Thomas, Chief Administrative Officer  
Kristin Ivey, Deputy Chief Administrative Officer  
Johan Van der Bank, Manager of Development and Trades  
Bonnie Kawasaki, Recording Secretary

#### **CALL TO ORDER**

Mayor Painter called the meeting to order at 7:00 pm.

#### **ADOPTION OF AGENDA**

#### **Amendments:**

##### **Agenda**

- c) Municipal Planning Commission Bylaw Discussion – Move to 7f on the agenda – Councillor Girhiny
- f) Council Remuneration Meeting Rate Clarification – Move to 7c on the agenda – Councillor Girhiny

##### **Consent Agenda**

- e) Municipal Historic Resources Advisory Committee - Budget Items Request – Move to Councillor Inquiries and Notice of Motion 10.b – Councillor Ward

**01-2022-11-29:** Councillor Filipuzzi moved to adopt the agenda as amended.

Carried

### **CONSENT AGENDA**

**02-2022-11-29:** Councillor Filipuzzi moved that Council approve the following Consent Agenda items as amended without debate:

**3.a**

**Minutes of the Agriculture Services Board Meeting of September 21, 2022**

THAT Council accept the Minutes of the Agriculture Services Board Meeting of September 21, 2022 as information.

**3.b**

**Minutes of the Municipal Historic Resources Advisory Committee of September 26, 2022**

THAT Council accept the Minutes of Municipal Historic Resources Advisory Committee of September 26, 2022 as information.

**3.c**

**Minutes of the Municipal Historic Resources Advisory Committee of October 24, 2022**

THAT Council accept the Minutes of the Municipal Historic Resources Advisory Committee of October 24, 2022 as information.

**3.d**

**Minutes of the ORRSC Executive Committee Meeting of October 13, 2022**

THAT Council accept the Minutes of the ORRSC Executive Committee Meeting of October 13, 2022 as information.

**3.f**

**Town of Ponoka - Letter to Minister Copping Regarding the Volunteer Fire Department & Ambulance Concerns**

THAT Council accept Town of Ponoka - Letter to Minister Copping Regarding the Volunteer Fire Department & Ambulance Concerns as information.

Carried

### **ADOPTION OF MINUTES**

**03-2022-11-29:** Councillor Kubik moved to adopt the Minutes of the Council Meeting of November 22, 2022 as presented.

Carried

### **PUBLIC HEARINGS**

None

## **DELEGATIONS**

### **UROC Trails Update - Curt Derbyshire and Amanda Goodhue**

Curt Derbyshire, and Amanda Goodhue of the United Riders of Crowsnest (UROC) were in attendance to present an update to Council on the recent trails completed by UROC and future plans for trail expansion.

## **REQUESTS FOR DECISION**

### **Bylaw 1095, 2021 - Land Use Bylaw Amendment - To re-designate a portion of Lot 36, Block 17, Plan 2211554 from 'No Land Use' to 'Residential R-1', a portion of Lot 37, Block 17, Plan 2211554 from 'No Land Use' to 'Residential R-1', and a portion of 21st Ave within the SE ¼ 29-7-3-W5M from 'Residential R-1' to 'No Land Use' - First Reading**

**04-2022-11-29:** Councillor Girhiny moved first reading of Bylaw 1095, 2021 - Land Use Bylaw Amendment - To re-designate a portion of Lot 36, Block 17, Plan 2211554 from 'No Land Use' to 'Residential R-1', a portion of Lot 37, Block 17, Plan 2211554 from 'No Land Use' to 'Residential R-1', and a portion of 21st Ave within the SE ¼ 29-7-3-W5M from 'Residential R-1' to 'No Land Use'.

Carried

### **Bylaw 1122, 2022 - Noxious Weed Bylaw (Carum Carvi L.) - Second and Third Reading**

**05-2022-11-29:** Councillor Filipuzzi moved second reading of Bylaw 1122, 2022 - Noxious Weed Bylaw (Carum Carvi L.).

Carried

**06-2022-11-29:** Councillor Glavin moved third and final reading of Bylaw 1122, 2022 - Noxious Weed Bylaw (Carum Carvi L.).

Carried

### **Council Remuneration Meeting Rate Clarification**

**07-2022-11-29:** Councillor Kubik moved to remove the verbiage full day and half day meeting rate from the Council Remuneration Policy and to indicate a rate per meeting for meetings that are less than three hours or more than three hours.

Carried

## **Recused**

Councillor Girhiny recused himself from the Pineview Public lands discussion due to being directly affected by the proposed public lands disposition discussion at 8:10 pm.



**Pineview Public Lands Disposition**

**08-2022-11-29:** Councillor Sygutek moved that the Municipality would take no further action in pursuing a disposition of the land north of 29<sup>th</sup> Avenue Coleman.

Carried

**Return**

Councillor Girhiny returned to the meeting at 8:42 pm.

**2022 Q3 Financial Report**

**09-2022-11-29:** Councillor Sygutek moved to accept the 2022 Q3 Financial Report as information.

Carried

**Municipal Planning Committee Bylaw Discussion**

**10-2022-11-29:** Councillor Ward moved that Council accept the Municipal Planning Committee Bylaw Discussion for information.

Rescinded

**11-2022-11-29:** Councillor Ward moved to defer the Municipal Planning Commission discussion to February of 2023.

Carried

**COUNCIL MEMBER REPORTS**

Council reports since the November 22, 2022 meeting of Council:

- Councillor Sygutek
  - Attended the Teck water seminar on Mayor Painter's behalf
    - The presentation was well done
    - Teck has made a major investment in selenium water treatment
    - Noted that the cutthroat trout population has revived in the Elk River
    - Learned that naturally occurring selenium is good, but overburden causes the problems with water quality
    - Government of BC and Environmental Organizations participated including representatives from the United States
- Councillor Ward
  - Attended the virtual meeting with Alberta Municipalities with respect to the upcoming transition from the Municipal Sustainability Initiative to the Local Government Fiscal Framework
  - Got the impression that dollars will be diverted to the larger communities in the Province, meaning less dollars available to smaller communities like ours

**PUBLIC INPUT PERIOD**

- None

**COUNCILLOR INQUIRIES AND NOTICE OF MOTION**

**Citizens Supportive of Crowsnest Coal Community Presentation of November 14, 2022 -  
Councillor Ward**

Council held discussion regarding their disappointment with the comments made on Page 14 of Citizens Supportive of Crowsnest Coal's Community Presentation, and felt that most comments were untrue.

**Municipal Historic Resources Advisory Committee - Budget Items Request**

**11-2022-11-29:** Councillor Ward moved to bring back the Mainstreet restoration program as a resolution to the next convention on behalf of the Municipality of Crowsnest Pass.

Carried

**IN CAMERA**

**12-2022-11-29:** Councillor Sygutek moved that Council go In Camera for the purpose of discussion of the following confidential matters under the Freedom of Information and Protection of Privacy Act and to take a short break at 10:04 pm:

- a) Business Interests of a Third Party – Clanswest Delegation - FOIP Act Section 16

Carried

**Reconvene**

Mayor Painter convened the In Camera meeting at 10:12 pm. Shane Stewart of Clanswest in attendance, and Patrick Thomas, Chief Administrative Officer, also in attendance to provide advice to Council.

**Departure**

Shane Stewart of Clanswest departed the In Camera meeting at 11:04 pm.

**13-2022-11-29:** Councillor Sygutek moved that Council come out of In Camera at 11:18 pm.

Carried

**14-2022-11-29:** Councillor Filipuzzi moved that Administration investigate servicing for Ironstone Lookout.

Carried

**ADJOURNMENT**

**16-2022-11-29 :** Councillor Filipuzzi moved to adjourn the meeting at 11:19 pm.

Carried

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Blair Painter  
Mayor

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Patrick Thomas  
Chief Administrative Officer



## **Municipality of Crowsnest Pass Request for Decision**

**Meeting Date:** December 6, 2022

**Agenda #:** 7.a

**Subject:** Bylaw 1138, 2022 - Municipal Reserve closure and removal of Municipal Reserve designation on a portion of Lot 1MR, Block 3, Plan 8311587 - First Reading

**Recommendation:** That Council gives first reading to Bylaw No. 1138, 2022.

**Executive Summary:**

The subject MR parcel is located east of the MDM Community Centre and adjacent to an existing subdivision. On October 18, 2022 Council approved the conditional sale of a portion of Lot 1MR, Block 3, Plan 8311587 to the adjacent landowner for consolidation with developed Lot 4, Block N/A, Plan 9711004, subject to conditions.

**Relevant Council Direction, Policy or Bylaws:**

Sections 70, 671, 674 and 675, respectively 'Disposal of Land', 'Use of Reserve Land, Money', 'Disposal of Municipal and School Reserve' and 'Removal of Designation as Municipal Reserve', Municipal Government Act, RSA 2000, c M-26.

Policy 2000-03 Disposal of Municipal Property

**Discussion:**

The purpose of closing and removing the MR designation and disposing of the subject portion of Lot 1MR is to correct an encroachment of the applicant's driveway onto Lot 1MR.

On adoption of Bylaw 1138, 2022, the certified bylaw will be submitted to the Registrar of Land Titles with a request that the MR designation be removed from the subject portion of Lot 1MR. On removal of the designation, the land may be subdivided off of Lot 1MR and sold or otherwise disposed of but the proceeds must be accounted for separately and may be used only for the purposes referred to in s. 671(2) of the MGA - i.e. to acquire or improve land for a public park or recreation area or as a buffer between lands that are used for different purposes. The applicant has submitted an application for the portion of MR to be redistricted to Residential R-1 once the MR removal and subdivision is

complete.

**Analysis of Alternatives:**

N/A

**Financial Impacts:**

The Municipality would receive approximately \$3,400 plus GST.

**Attachments:**

[Bylaw 1138, 2022 - MR disposal.docx](#)

[Bylaw 1138, 2022 Schedule A.pdf](#)

**MUNICIPALITY OF CROWSNEST PASS**  
**BYLAW NO. 1138, 2022**  
**MUNICIPAL RESERVE CLOSURE BYLAW**

**BEING** a bylaw of the Municipality of Crowsnest Pass in the Province of Alberta for the purpose of closing a portion of a Municipal Reserve parcel, removing the Municipal Reserve designation from the closed portion and disposing of the closed portion of Municipal Reserve in accordance with section 70, 674, and 675 of the Municipal Government Act, Chapter M-26 Revised Statutes of Alberta 2000, as amended.

**WHEREAS** the Council of the Municipality of Crowsnest Pass has determined that a portion of Municipal Reserve property, Lot 1MR, Block 3, Plan 8311587 as described below and shown in Schedule "A" attached hereto and forming part of this bylaw, be closed, and the MR designation removed from that portion.

**AND WHEREAS** notice of intention of Council to pass a bylaw was published in a locally circulated newspaper and posted on site and a public hearing held in accordance with the Municipal Government Act.

**NOW THEREFORE**, be it resolved that the Council of Municipality of Crowsnest Pass does hereby determine to close and have the MR designation removed from, and the land disposed of, on a portion of Municipal Reserve, described as follows and shown in Schedule "A" attached hereto and forming part of the bylaw, subject to the rights of access granted by other legislation:

1. The Municipal Reserve designation on lands legally described as a portion of Lot 1MR, Block 3, Plan 8311587 within the NW¼ 21-7-3-W5M, containing ±0.01 ha (0.03 acres), as shown on Schedule 'A' attached hereto and forming part of this bylaw, is hereby closed and removed, and will be disposed of.
2. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time in council this \_\_\_\_\_ day of \_\_\_\_\_ 2022.

READ a **second** time in council this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

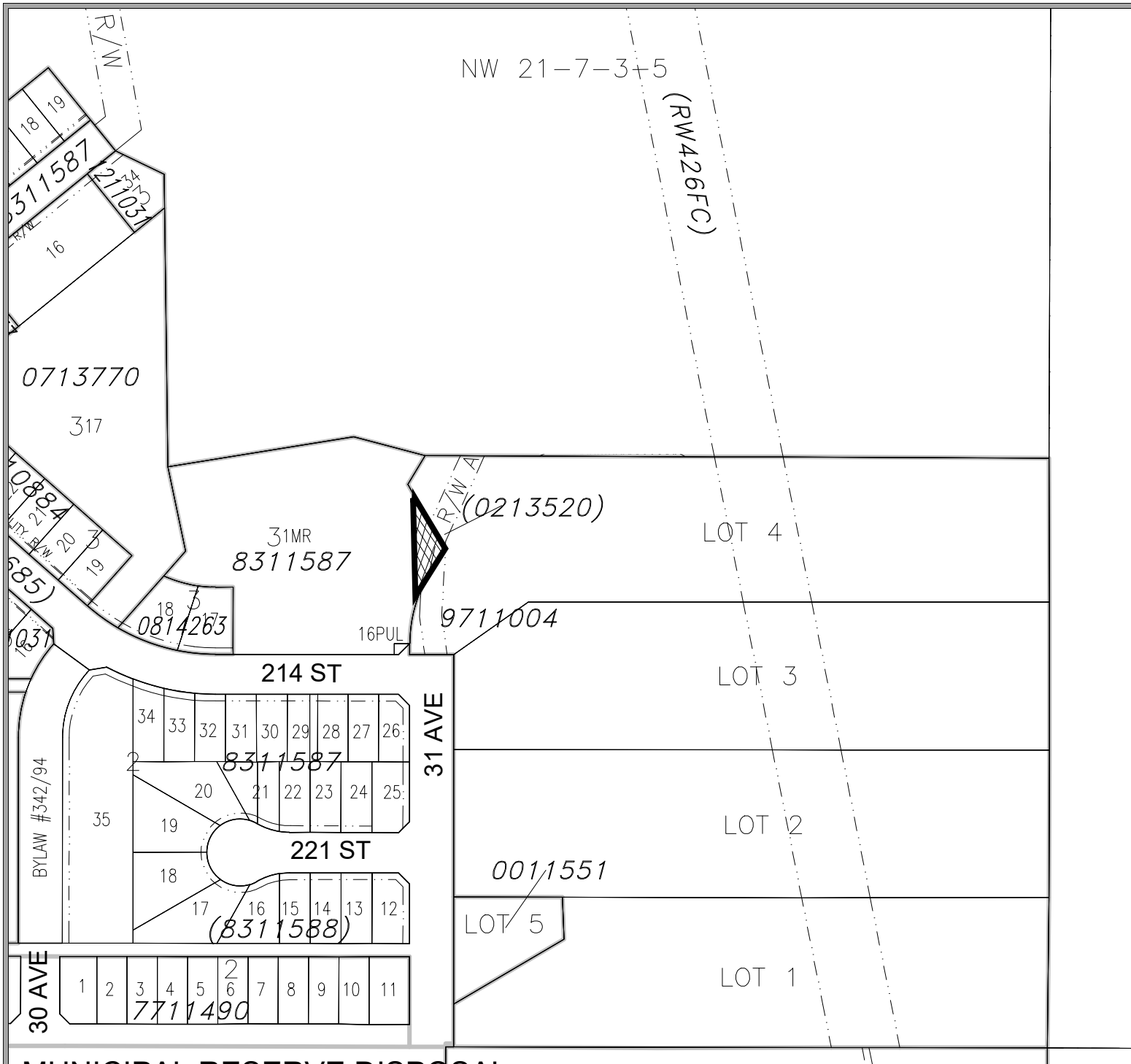
READ a **third and final** time in council this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

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Blair Painter  
Mayor

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Patrick Thomas  
Chief Administrative Officer



## MUNICIPAL RESERVE DISPOSAL SCHEDULE 'A'



PORTION OF LOT 1MR, BLOCK 3, PLAN 8311587 WITHIN  
THE NW 1/4 SEC 21, TWP 7, RGE 3, W 4 M  
CONSISTING OF 0.01±ha (0.03±ac) MORE OR LESS

MUNICIPALITY: CROWSNEST PASS (BELLEVUE)

DATE: DECEMBER 2, 2022

Bylaw #: \_\_\_\_\_

Date: \_\_\_\_\_



0 Metres 50 100 150 200  
August 3, 0 N:\C-N-P\CNP LUD & Land Use Redesignations\Crowsnest Pass - Bylaw \_\_\_\_\_, Portion of NW21-7-3-5.dwg



MAP PREPARED BY:  
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