

CITY OF COLD LAKE
BYLAW 698-LU-21
ALTERNATIVE USES OF ENVIRONMENTAL RESERVE

A BYLAW OF THE CITY OF COLD LAKE IN THE PROVINCE OF ALBERTA, TO ALLOW ALTERNATIVE USES OF ENVIRONMENTAL RESERVE LOTS LOT 42R, BLOCK 3, PLAN 4857NY AND LOT 46ER, BLOCK 3, PLAN 882 2311 IN ACCORDANCE WITH SECTION 676 OF THE MUNICIPAL GOVERNMENT ACT.

PURSUANT to section 664(1) of the *Municipal Government Act, R.S.A. 2000* a subdivision authority may require the owner of a parcel of land to provide, without compensation, land to be dedicated as environmental reserve if that land consists of a swamp, gully, ravine, coulee, natural drainage course; is subject to flooding or is unstable; or is located along the bed and shore of any lake, river stream or other body of water for the purpose of preventing pollution or to provide public access to and beside the bed and shore;

AND PURSUANT to section 671(1) of the Municipal Government Act states that lands designated as environmental reserve must be kept in its natural state or used as a public park;

AND PURSUANT to section 676(1)(a) allows a Council to pass a bylaw to allow an environmental reserve to be used for a purpose not specified in section 671(1);

AND PURSUANT to section 676(1)(c) allows a Council to pass a bylaw to lease or dispose of an environmental reserve for a term of not more than 3 years;

WHEREAS Council wishes to allow certain private recreational uses on Lot 42R, Block 3, Plan 4857NY and Lot 46ER, Block 3, Plan 882 2311 under a lease with the City of Cold Lake.

NOW THEREFORE the Council of the City of Cold Lake in the Province of Alberta, in Council duly assembled, hereby enacts as follows:

SECTION 1 – TITLE

- 1.1 This Bylaw shall be cited as “Bylaw 698-LU-21, Alternative Uses of Environmental Reserve for Lot 42R, Block 3, Plan 4857NY and Lot 46ER, Block 3, Plan 882 2311.”

SECTION 2 – DEFINITIONS

- 2.1 “Adjacent Owner” shall mean the registered owner of a property that shares a boundary with Lot 42R, Block 3, Plan 4857NY or Lot 46ER, Block 3, Plan 882 2311.

SECTION 3 – AUTHORIZED USE OF ENVIRONMENTAL RESERVE

- 3.1 An Adjacent Owner may request to lease the portion of Lot 42R, Block 3, Plan 4857NY or Lot 46ER, Block 3, Plan 882 2311 directly abutting their property, for a period not exceeding three (3) years, for the following private recreational uses:
- 3.1.1 Portable docks or mooring structures;
 - 3.1.2 Boat lifts;
 - 3.1.3 Fire pits;
 - 3.1.4 Patios;
 - 3.1.5 Portable sheds
- 3.2 Notwithstanding section 3.1, pre-existing fences, retaining walls or permanent structures in place as of the date of first reading of this bylaw may remain, subject to execution of a lease in accordance with Section 3.3. No new fences, retaining walls or permanent structures shall be permitted within Lot 42R, Block 3, Plan 4857NY and Lot 46ER, Block 3, Plan 882 2311 unless erected by the City of Cold Lake.
- 3.3 All requests to lease a portion of Lot 42R, Block 3, Plan 4857NY or Lot 46ER, Block 3, Plan 882 2311 shall require approval of Council.
- 3.4 Any leases made pursuant to this bylaw apply only to the improvement(s) or portion of the improvement(s) located fully within the boundaries of Lot 42R, Block 3, Plan 4857NY or Lot 46ER, Block 3, Plan 882 2311. Any improvement(s) which extend beyond the boundaries of Lot 42R, Block 3, Plan 4857NY or Lot 46ER, Block 3, Plan 882 2311 onto lands under the jurisdiction of the Government of Alberta are subject to any regulations established by the Province.

Ce
JN

SECTION 4 – ENACTMENT

4.1 This Bylaw shall come into full force and effect at the beginning of the day that it is passed.

FIRST READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta this 23rd day of March, A.D. 2021, on motion by Councillor Soroka.

**CARRIED
UNANIMOUSLY**

SECOND READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta this 27th day of April, A.D. 2021 on motion by Councillor Lefebvre.

**CARRIED
UNANIMOUSLY**

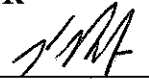
THIRD AND FINAL READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta this 11th day of May, A.D. 2021, on motion by Councillor Lay, as amended.

**CARRIED
UNANIMOUSLY**

Executed this 11th day of May, 2021.

CITY OF COLD LAKE

MAYOR



CHIEF ADMINISTRATIVE OFFICER

