

BYLAW 1618/23
PUBLIC NOTIFICATION BYLAW
STURGEON COUNTY, ALBERTA

A BYLAW OF STURGEON COUNTY, IN THE PROVINCE OF ALBERTA, TO ESTABLISH ALTERNATIVE METHODS FOR ADVERTISING STATUTORY NOTICES

WHEREAS, the *Municipal Government Act* (the Act) requires certain bylaws, resolutions, meetings, public hearings, and other things to be advertised, and sets out methods for advertising those things in section 606;

AND WHEREAS, section 606.1 of the Act permits Council to pass a bylaw allowing for alternative methods of advertising those things referred to in section 606;

AND WHEREAS, the Council of Sturgeon County wishes to allow for alternative and modified advertising methods, and is satisfied that the methods proposed by this bylaw will ensure that the thing being advertised is brought to the attention of substantially all affected residents in the area to which the thing relates;

NOW THEREFORE, the Council of Sturgeon County, in the Province of Alberta, duly assembled, enacts as follows:

1. Title

1.1. This Bylaw may be referred to as the “Public Notification Bylaw”.

2. Purpose

2.1. The purpose of this bylaw is to prescribe methods of advertising proposed bylaws, resolutions, meetings, public hearings, and other things required to be advertised by the County.

3. Definitions

3.1. In this Bylaw:

3.1.1 “Act” means the *Municipal Government Act*, RSA 2000 c M-26;

3.1.2 “Adjacent” means contiguous or would be contiguous if not for a river, stream, railway, road or utility right-of-way or reserve land, further clarified in the illustration below, and includes any additional lands considered adjacent pursuant to the Land Use Bylaw;



- 3.1.3 “Chief Administrative Officer” or “CAO” means the chief administrative officer as appointed by Council, including a delegate of the CAO;
- 3.1.4 “County” means the municipal corporation of Sturgeon County;
- 3.1.5 “General Matter” means a matter related to a bylaw, resolution, meeting, public hearing, or other thing required to be advertised pursuant to section 606 of the Act which affects County residents generally;
- 3.1.6 “Notice” means the delivery of information such that it can be received by the intended recipient at least five days before the thing to be advertised occurs; and
- 3.1.7 “Site-Specific” means a matter related to a specific parcel(s) of land, road(s), or other locale(s).

4. Alternative Public Notification Methods – General Matters

- 4.1. For General Matters, and in accordance with the Act, the CAO must publish notice:
 - (a) In all local newspapers that, in the CAO’s opinion, would bring the matter to the attention of substantially all affected residents in the area to which the thing relates;
 - (b) To a “Notices” page of the County website; and
 - (c) To at least one social media site, which may include Facebook or Twitter, as determined by the CAO.

5. Alternative Public Notification Methods – Site-Specific Matters

Regulations for all Site-Specific Matters

- 5.1. For Site-Specific Matters, and in accordance with the Act, the CAO must publish notice:
 - (a) In at least one local newspaper that, in the CAO’s opinion, would bring the matter to the attention of substantially all affected residents in the area to which the thing relates;
 - (b) To a “Notices” page of the County website;
 - (c) To at least one social media site, which may include Facebook or Twitter, as determined by the CAO; and
 - (d) On at least one temporary road sign erected in close proximity to the site, the location and content to be such that, in the CAO’s opinion, would bring the matter to the attention of substantially all affected residents in the area to which the thing relates.

Regulations for Land Use Bylaw Amendments

5.2. In addition to the requirements of section 5.1, written notice of proposed Land Use Bylaw amendments must be provided to:

- (a) Adjacent landowners;
- (b) Municipalities located within 1.6km (one mile) of the parcel subject to the proposed bylaw, unless a different distance is stipulated within an Intermunicipal Development Plan, in which case that referral distance shall prevail; and
- (c) Other affected landowners, as determined by the CAO.

5.3. Written notice provided under section 5.2 must include:

- (a) The purpose of the proposed amending bylaw and the purpose of the public hearing;
- (b) The address where the proposed amending bylaw may be inspected;
- (c) An outline of the procedure to be followed by anyone wishing to provide input; and
- (d) The time, date, and place of the public hearing.

6. Amendment to Land Use Bylaw 1385/17

6.1. Sections 3.3.1 and 3.3.2 of Bylaw 1385/17 are repealed and replaced with:

- 3.3.1 Upon receipt of a complete application for amendment to this Bylaw, and prior to second reading of the amending bylaw, the *manager* shall cause the matter to be advertised in accordance with the Public Notification Bylaw.

6.2. The remaining subsections of section 3.3 of Bylaw 1355/17 shall be renumbered accordingly.

7. Application of this Bylaw

7.1. Nothing in this Bylaw precludes the CAO from publishing notice of a matter in addition to what is prescribed in this Bylaw, and a decision to exceed the minimum requirements of this Bylaw in one circumstance shall not be construed to vary the minimum advertising requirements with respect to another matter, regardless of the similarity between the matters.

8. General Provisions and Coming Into Force

8.1. This Bylaw shall come into effect upon being passed.

8.2. This Bylaw shall be brought forward for review within one year of being passed.

8.3. If any portion of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed, and the remainder of the Bylaw is deemed valid.

Read a first time this 14th day of February, 2023.

Read a second time this 23rd day of May, 2023.

Read a third time this 23rd day of May, 2023.

“Original Signed”

Alanna Hnatiw
MAYOR

“Original Signed”

Reegan McCullough
COUNTY COMMISSIONER (CAO)

July 18, 2023

DATE SIGNED