



AGENDA

REGULAR MEETING OF PICTURE BUTTE TOWN COUNCIL COUNCIL CHAMBERS

Tuesday, October 15, 2024 at 6:30 pm

1.0 CALL TO ORDER

2.0 ADOPTION OF THE AGENDA

3.0 ADOPTION OF THE MINUTES

3.1 Regular Council Meeting Minutes – September 23rd, 2024

4.0 PUBLIC HEARING

5.0 DELEGATION

5.1 Monty Cahoon – Aggressive Dog Complaint/Information

6.0 REQUESTS FOR DECISION

6.1 Emergency Services Department Commendation Policy

6.2 Economic Development Committee Application – Evert Van Essen

6.3 Bylaw 952-24 Traffic Bylaw

7.0 MAYOR'S REPORT

8.0 COUNCIL'S REPORT

9.0 ADMINISTRATION'S REPORT

9.1 CAO Report

9.1.1 Emergency Services Report

10.0 CORRESPONDENCE

10.1 City of Lethbridge Mayor Blaine Hyggen – Physician Recruitment and Retention

10.2 Lethbridge Northern Irrigation District Operational update

10.3 Resident feedback re: Speed bumps on 9th Street North

10.4 Minister of Municipal Affairs, Ric McIver – Carbon Tax Impacts

10.5 Letter re: Cat Cruelty

11.0 INFORMATIONAL ITEMS

- 11.1 Picture Butte Municipal Library – Wine and Cheese Treasure Hunt Invitation
- 11.2 Barons-Eureka-Warner Family & Community Support Services – Board Meeting Minutes – 4th September, 2024
- 11.3 Oldman River Regional Services Commission Periodical – Home Occupations

12.0 CLOSED SESSION

- 12.1 FOIP Act Division 2 Section 16 – Southern Alberta Energy from Waste Association – Vender Proposals
- 12.2 FOIP Act Division 2 Section 21 – Regional Emergency Management Agreement
- 12.3 FOIP Act Division 2 Section 22 – Green and Inclusive Community Building Application

13.0 ADJOURNMENT

MINUTES
OF THE
PICTURE BUTTE TOWN COUNCIL MEETING
HELD IN
COUNCIL CHAMBERS
Monday, September 23rd, 2024 AT 6:30 PM

PRESENT: Mayor C. Moore Deputy Mayor C. Papworth Councillor T. Feist
Councillor H. de Kok Councillor C. Neels

ALSO PRESENT: Chief Administrative Officer – K. Davis
Director of Parks and Recreation – C. Van Dorp
Administrative Assistant – C. Johnson

1.0 CALL TO ORDER

Mayor Moore called the Regular Council Meeting to order at 6:30 p.m.

2.0 ADOPTION OF THE AGENDA

287 2409 23 MOVED by Deputy Mayor Papworth that the agenda be approved as amended:
ADD: 6.4 Piyami Lodge Rebuild Support Letter
CARRIED

3.0 ADOPTION OF THE MINUTES

3.1 Regular Council Meeting – September 9th, 2024

288 2409 23 MOVED by Councillor Feist that the Regular Council Meeting minutes of September 9th, 2024 be approved as presented.
CARRIED

4.0 PUBLIC HEARING

The first reading of Bylaw No. 951-24 Animal Regulation Bylaw. was conducted on the 26th of August. A copy of the drafted bylaw was presented to the Picture Butte High School and to the public at this time with a three-question survey. The results were presented to Council. An informal public hearing was held in case anyone attended with additional feedback. No one was present. The public hearing was adjourned.

5.0 DELEGATION – None for this meeting

6.0 REQUESTS FOR DECISION

6.1 Bylaw No. 951-24 Animal Regulation Bylaw

289 2409 23 MOVED by Councillor de Kok to approve the second reading of Bylaw No. 951-24 Animal Regulation Bylaw.
CARRIED

290 2409 23 MOVED by Councillor Feist to approve the third and final reading of Bylaw No. 951-24 Animal Regulation Bylaw.
CARRIED

6.2 Resident Request – Waiver for Aggressive Dog Tag Fees

291 2409 23 MOVED by Councillor Feist to reduce the aggressive dog licence fee for Monty Cahoon to \$75.00 for the remainder of 2024 and to keep the annual fee at \$150.00.
CARRIED

6.3 Tax Arrears Properties not sold at Auction

292 2409 23 MOVED by Councillor de Kok to become the owner of Tax Roll No. 537000 by registering a Tax Forfeiture on title and sell the property as close to market value as possible with the lien on title.

CARRIED

6.4 Piyami Rebuild Support Letter

293 2409 23 MOVED by Councillor de Kok to direct Administration to look into ways the Town can offer support financially to Green Acres for up to five years if successful with the rebuild.

CARRIED

7.0 MAYOR’S REPORT

7.1 Mayor’s Report

September 12 Attended Nobleford Open House
September 16 Attended a Committee of the Whole meeting
September 17 Attended a North County Health Foundation meeting

294 2409 23 MOVED by Mayor Moore that the Mayor’s Report be accepted as presented.

CARRIED

8.0 COUNCIL’S REPORT

8.1 Council’s Report

Councillor Feist advised Council of her recent activities:

September 16 Attended a Committee of the Whole meeting

Councillor de Kok advised Council of his recent activities:

September 12 Attended Nobleford Open House
September 16 Attended a Committee of the Whole meeting
September 18 Attended an Economic Development meeting

Deputy Mayor Papworth advised Council of her recent activities:

September 12 Attended a Picture Butte & District Chamber of Commerce meeting
September 12 Nobleford Open House
September 16 Attended a Committee of the Whole meeting
September 17 Attended a North County Health Foundation meeting
September 18 Attended a Green Acres Executive Board meeting
September 19 Attended a Green Acres Executive Board meeting

Councillor Neels advised Council of her recent activities:

September 12 Attended Nobleford Open House
September 14 Attended UCP Town Hall meeting
September 16 Attended a Committee of the Whole meeting
September 16 Attended a Picture Butte Library Board meeting
September 18 Attended an Economic Development meeting

295 2409 23 MOVED by Deputy Mayor Papworth that the Council Reports be accepted as presented.

CARRIED

9.0 ADMINISTRATION’S REPORT

9.1 CAO Report

296 2409 23 MOVED by Councillor Neels to accept the CAO Report as presented.

CARRIED

9.1.1 Director of Parks and Recreation Report

297 2409 23

MOVED by Deputy Mayor Papworth to accept the Director of Parks and Recreation Report as presented.

CARRIED

10.0 CORRESPONDENCE

10.1 Hon. Joseph Schow – Piyami Lodge

298 2409 23

MOVED by Mayor Moore to send a letter of response to Hon. Joseph Schow regarding the Piyami Rebuild.

CARRIED

11.0 INFORMATIONAL ITEMS

11.1 Barons-Eureka-Warner Family & Community Support Services – Board Meeting Minutes – June 5th, 2024

299 2409 23

MOVED by Councillor Feist to receive and file Informational Item Barons-Eureka-Warner Family & Community Support Services – Board Meeting Minutes – June 5th, 2024.

CARRIED

12.0 CLOSED SESSION – None for this meeting

13.0 ADJOURNMENT

The next Regular Council Meeting is scheduled for October 15th, 2024 beginning at 6:30 p.m.

300 2409 23

MOVED by Deputy Mayor Papworth that the Regular Council Meeting adjourn at 7:34 p.m.

CARRIED

Cathy Moore
Mayor

Keith Davis
Chief Administrative Officer



REQUEST FOR DECISION

- Our Vision:** *Picture Butte is the Community of Choice to work, live and play in Lethbridge County.*
- Our Mission:** *Picture Butte is a thriving community dedicated to serving our people through fiscal responsibility and transparency.*

Date: September 20, 2024
To: Mayor, Council
From: Director of Emergency Services

RE: Department Commendation Program

Background:

Picture Butte Emergency Services has been running an annual awards program for firefighter and paramedic recognition for the past several years. This recognition is identified as a key factor in our firefighter retention strategy. A Picture Butte Emergency Services member performed a significant rescue this spring that we felt needed an extra level of recognition that what our program traditionally involved. Deputy Chief Casey West researched and developed the attached policy and procedure outlining our current program with expanded opportunities for recognition in the form of a medals program. This is a similar program to what other municipalities across the country have in place and we will be presenting this to our partners in the region in an attempt to standardize recognition for our partners as well.

Financial Implications:

There is a one-time \$225.00 cost to have the mold for our medals made, after that it is approximately \$10.00 per order. All costs for this program are included in the existing operating budget.

Recommendation:

THAT Council accept the *Department Commendations Policy* as presented.

Alternate Options:

Council could direct Administration to make amendments to the *Department Commendations Policy*.

Attachments:

- a) *Policy 214 Department Commendations*
- b) *Standard Operating Procedure 7.06 Department Commendations*

Submitted by:

Frank West
Director of Emergency Services



Municipal Policy Manual

NAME: Department Commendations

Section: 200 **No:** 214

COUNCIL MOTION NUMBER:

UPDATED: September 16, 2024

1. PURPOSE

- 1.1 To establish procedure and criteria for the awarding of department service medals to recognize members of Picture Butte Emergency Services for performance or exemplary conduct.
- 1.2 To aid in the recruitment and retention of volunteer firefighters for Picture Butte Emergency Services.

2. POLICY

2.1. Picture Butte Emergency Services will present the following awards:

- 2.1.1. **Unit Citation** - The Unit Citation is awarded to a group of members who have performed service to the department in a highly commendable manner.
- 2.1.2. **Firefighter Citation** - The Firefighter Citation is awarded to an individual who has performed service to the department in a highly commendable manner.
 - 2.1.2.1. **Firefighter of the Year** – Awarded to the member that dedicates significant hours during the year to serving the community by responding to fire and rescue emergencies.
 - 2.1.2.2. **EMS Responder of the Year** - Awarded to the member that dedicates significant hours during the year to serving the community by providing emergency medical services.
 - 2.1.2.3. **Fire Training Award** - Awarded to the member that dedicates significant hours during the year towards training and readiness to service the community.
 - 2.1.2.4. **Holmatro Golden Pin** – Award given out by Holmatro to recognize each person that assisted in the efforts of preserving lives by using a Holmatro Rescue Tool.
 - 2.1.2.5. **AMKUS Star Award** - awarded to personnel involved in outstanding rescue efforts utilizing AMKUS tools.
 - 2.1.2.6. **Stork Pin** – Awarded to personnel involved with the delivery of an infant.
 - 2.1.2.7. **Service Awards** – Awarded to members who have completed 5 years and every consecutive 5 years thereafter (5,10,15,20 etc)
- 2.1.3. **Alberta Emergency Service Medal (AESM)** - honours emergency services personnel who are involved in supporting emergency prevention, preparedness and response in Alberta, and who have committed 12, 22, 32, 40 years of service.
- 2.1.4. **Fire Services Exemplary Service Medal (FSEM)** - honours members of a recognized Canadian fire service who have completed 20 years of service, ten years of which have been served in the performance of duties involving potential risks. A bar, bearing a stylized maple leaf, may be awarded to a recipient of the Medal for each additional 10-year period of service in the Canadian fire service.



Municipal Policy Manual

- 2.1.5. **Medal of Merit** - To receive the Meritorious Conduct Medal/Commendation Bar, the firefighter must be a member of the department who performs a notable act of distinction in the performance of duty and reflects the integrity and devotion shown by the recipient.
 - 2.1.6. **Medal of Valour** - To receive the Medal of Valour, the firefighter must be a member of the department who, in the performance of duty while on a call, under hazardous conditions, in which the member is confronted with imminent personal risk, but had no prior knowledge of that risk, performs an act of conspicuous heroism which furthers the highest traditions of the fire service. Recommendations for this award will be presented to Town Council for approval to maintain continuity and integrity of the award, and to express the community's recognition of the actions of the member.
 - 2.1.7. **Medal of Honour** - To receive the Medal of Honour, the firefighter must be a member of the department who, in the performance of duty while on a call, under extreme hazardous conditions, in which the member is confronted with imminent personal risk, and has full knowledge of that risk, performs an act of conspicuous heroism which furthers the highest traditions of the fire service. Recommendations for this award will be presented to Town Council for approval to maintain continuity and integrity of the award, and to express the community's recognition of the actions of the member. This is the highest award given by the department and shall be reviewed with careful evaluation and assessment to preserve the integrity of the award.
- 2.2. Picture Butte Emergency Services will present these awards annually at the Awards Ceremony as follows:
- 2.2.1. Unit Citation – Can be presented by the Fire Chief or Delegate
 - 2.2.2. Firefighter Citation - Can be presented by the Fire Chief or Delegate
 - 2.2.3. AESM - Must be presented by the Fire Chief (or Delegate), the Mayor (or Delegate), and the Member of the Legislative Assembly (MLA) for the region (or delegate) if available.
 - 2.2.4. FSEM - Must be presented by the Fire Chief (or Delegate), the Mayor (or Delegate), and the Member of Parliament (MP) for the region (or delegate) if available.
 - 2.2.5. Medal of Merit – Can be presented by the Fire Chief or Delegate
 - 2.2.6. Medal of Valor – Must be presented by the Fire Chief (or Delegate) and the Mayor (or Delegate)
 - 2.2.7. Medal of Honour - Must be presented by the Fire Chief (or Delegate), the Mayor (or Delegate), and the MLA for the region (or delegate) if available.
- 2.3. The nomination and review process are outlined in Standard Operating Procedure *7.06 Department Commendations*.
- 2.4. Council may, by resolution, name any municipal department commendation in a manner to represent recognition of an individual, event, or feature that embodies the spirit and values of the community of the Town of Picture Butte.

7.06 Department Commendations



Picture Butte Emergency Services Standard Operating Procedures

“Honour – Brotherhood – Pride – Dedication”

Title: Department Commendations	Section: Administration
Number: 7.06	Version: 1.0
Implementation Date: October 1, 2024	Revision Date:
Prepared By: Deputy Chief C. West	Approved By: Chief F. West
Related SOP:	

1.0 Scope

This procedure applies to all Picture Butte Emergency Services personnel.

2.0 Purpose

To establish procedure and criteria for the awarding of department service medals to recognize members of Picture Butte Emergency Services for performance or exemplary conduct.

3.0 Additional Definitions

- A. *Unit Citation* - The Unit Citation is awarded to a group of members who have performed service to the department in a highly commendable manner.
- B. *Firefighter Citation* - The Firefighter Citation is awarded to an individual who has performed service to the department in a highly commendable manner.
 - a. *Firefighter of the Year* – Awarded to the member that dedicates significant hours during the year to serving the community by responding to fire and rescue emergencies.
 - b. *EMS Responder of the Year* - Awarded to the member that dedicates significant hours during the year to serving the community by providing emergency medical services.
 - c. *Fire Training Award* - Awarded to the member that dedicates significant hours during the year towards training and readiness to service the community.
 - d. *Holmatro Golden Pin* – Award given out by Holmatro to recognize each person that assisted in the efforts of preserving lives by using a Holmatro Rescue Tool.
 - e. *AMKUS Star Award* - awarded to personnel involved in outstanding rescue efforts utilizing AMKUS tools.
 - f. *Stork Pin* – Awarded to personnel involved with the delivery of an infant.
 - g. *Service Awards* – Awarded to members who have completed 5 years and every consecutive 5 years thereafter (5, 10, 15, 20, etc.)
- C. *Alberta Emergency Service Medal (AESM)*- honours emergency services personnel who are involved in supporting emergency prevention, preparedness and response in Alberta, and who have committed 12, 22, 32, 40 years of service.
- D. *Fire Services Exemplary Service Medal (FSEM)* - honours members of a recognized Canadian fire service who have completed 20 years of service, ten years of which have been served in the performance of duties involving potential risks. A bar, bearing a stylized maple leaf, may

be awarded to a recipient of the Medal for each additional 10-year period of service in the Canadian fire service.

- E. *Medal of Merit* - To receive the Meritorious Conduct Medal/Commendation Bar, the firefighter must be a member of the department who performs a notable act of distinction in the performance of duty and reflects the integrity and devotion shown by the recipient.
- F. *Medal of Valour* - To receive the Medal of Valour, the firefighter must be a member of the department who, in the performance of duty while on a call, under hazardous conditions, in which the member is confronted with imminent personal risk, but had no prior knowledge of that risk, performs an act of conspicuous heroism which furthers the highest traditions of the fire service.
- G. *Medal of Honour* - To receive the Medal of Honour, the firefighter must be a member of the department who, in the performance of duty while on a call, under extreme hazardous conditions, in which the member is confronted with imminent personal risk, and has full knowledge of that risk, performs an act of conspicuous heroism which furthers the highest traditions of the fire service. This is the highest award given by the department and shall be reviewed with careful evaluation and assessment to preserve the integrity of the award.

4.0 Procedure

1. Nomination

- a. Any member of PBES, members of other Emergency Services while operating under the command of PBES, or civilian (when appropriate) to be put before the committee for selection will be considered. Nominations shall contain a complete explanation of the reason for the award.
- b. It is the duty of every member of the department to report any act of valor and heroism performed by any other member on or off the fire ground to a Company Officer or Chief Officer.

- 2. **Nomination Review** – The nomination shall be reviewed by a committee consisting of the Fire Chief, Deputy Fire Chief, at least one Company Officer, and any other members that can contribute to the process (ie: the incident commander, witnesses). The committee shall determine if the nominated act is eligible for any of the awards outlined above.

- a. Holmatro Golden Pin Award - The department must send a letter, signed by the Fire Chief or Officer in Charge, to Holmatro explaining the nature of the rescue call, how Holmatro Rescue Tools were used and how important it was that they had the equipment available. A copy of the incident report and if possible, copies of newspaper articles, television footage and/or pictures of the incident should be included. Send all the materials to:

ESI EQUIPMENT, INC
c/o Vicky Azzara
info@esiequipment.com
119 Keystone Drive
Montgomeryville, PA 18936

- b. AMKUS Star Award - Departments are able to self-nominate via online nomination form and recipients receive an AMKUS Star patch and certificate of recognition.

Nomination Form: <https://amkus.com/Star-Awards/Nomination-Form>

3. Deliver decision to the Office of the Fire Chief for approval

- a. Unit Citation – Can be approved by the Fire Chief or Delegate
- b. Firefighter Citation - Can be approved by the Fire Chief or Delegate
- c. Medal of Merit – Can be approved by the Fire Chief or Delegate
- d. Medal of Valor – Must be presented to and ratified by Council
- e. Medal of Honour - Must be presented to and ratified by Council

4. Presentation of Award – Award shall be presented at the next Annual Awards Ceremony

- a. Unit Citation – Can be presented by the Fire Chief or Delegate
- b. Firefighter Citation - Can be presented by the Fire Chief or Delegate
- c. AESM - Must be presented by the Fire Chief (or Delegate), the Mayor (or Delegate), and the Member of the Legislative Assembly (MLA) for the region (or delegate) if available.
- d. FSEM - Must be presented by the Fire Chief (or Delegate), the Mayor (or Delegate), and the Member of Parliament (MP) for the region (or delegate) if available.
- e. Medal of Merit – Can be presented by the Fire Chief or Delegate
- f. Medal of Valor – Must be presented by the Fire Chief (or Delegate) and the Mayor (or Delegate)
- g. Medal of Honour - Must be presented by the Fire Chief (or Delegate), the Mayor (or Delegate), and the MLA for the region (or delegate) if available.

5. Wearing of Awards

- a. Medals and Ribbons
 - i. Orders, medals and decorations will normally be worn on the dress uniform on the following occasions:
 - 1. Funerals and memorial services;
 - 2. Remembrance Day ceremonies;
 - 3. Parades;
 - 4. Fire Prevention Week functions;
 - 5. Investitures (presentation of honours ceremonies);
 - 6. Inspections; and
 - 7. Other ceremonial occasions as directed by the Fire Chief.
 - ii. Order of Precedence. The insignia of Canadian, Commonwealth and foreign orders, decorations and medals shall be worn in order of precedence without interval, with the senior closest to the centre of the chest. Order of precedence is as follows:
 - 1. Commemorative medals (Worn on **LEFT** side)
 - a. Queen Elizabeth's Diamond Jubilee Medal (2012)
 - 2. Exemplary service medals (Worn on **LEFT** side)

- a. Fire Services Exemplary Service Medal
 - b. Alberta Emergency Service Medal
 - 3. Other decorations and medals (Worn on **LEFT** side)
 - a. Queen Elizabeth's Platinum Jubilee Medal (Provincial) (2022)
 - 4. Municipal Medals (Worn on **RIGHT** side)
 - a. PBES Medal of Honor
 - b. PBES Medal of Valor
 - c. PBES Medal of Merit
 - d. Other Municipal Medals
- iii. Method of Wear – Medals are only to be worn on Class A Uniforms. Medals should hang in one row so that they are fully visible. Should this not be possible, because of the number being worn, they shall be overlapped horizontally with the senior medal showing in full. Normally, six or more standard size medals and more than eight miniatures will require overlapping. The maximum width of the mounting is governed by the physique of the individual. The bar should not normally project beyond the outer edge of the lapel or the arm seam of the jacket.
- iv. Court Mountings - Court mounting shall be used. The length from the top of the medal bar suspender to the bottom edge of the medal shall be 10 cm. The ribbons and medals shall be mounted on a panel, its size being determined by the number of ribbons worn. The lower edge of the panel shall be in line with the centre of the medals. Commencing from the lower edge, each ribbon runs up the front of the panel to the top and back down to the medal. The medals shall then be stitched to the panel to prevent them from swinging. This method prevents medals from clinking against each other.
- v. Undress Ribbons - Undress ribbons shall not be visible when full size orders, decorations and medals are worn. Detachable ribbon bars should be used where necessary and appropriate and removed prior to affixing medals to the jacket.
- 1. Undress ribbons of orders, decorations and medals may be sewn, but shall normally be placed on a detachable ribbon bar and pinned, on the left breast of the Class B, C, and D. Ribbons shall be worn in order of precedence from right to left of the wearer, with the senior ribbon closest to the centre of the chest on the top or only row. Where a single ribbon constitutes a row, it shall be worn centred above a lower row, or when worn as a single ribbon, centred on the garment
- b. Firefighter Citations
- i. May be worn on all classes of uniform in a position that does not interfere with medals/ribbons.

5.0 References

<https://commendationbars.com/plan/#tabs-1>

<https://commendationbars.com/pdf/MedalPlan.pdf>

<https://rescue.esiequipment.com/gold-pin-award/>

<https://amkus.com/Star-Awards>

<https://www.canada.ca/en/department-national-defence/services/medals/cf-honours-policy-manual/chapter7/annex-a.html>

<https://www.gg.ca/en/honours/canadian-honours/directory-honours/exemplary-service-medals/fire-services-exemplary-service-medal>

<https://www.alberta.ca/alberta-emergency-services-medal>

<https://www.canada.ca/en/services/defence/caf/military-identity-system/dress-manual/chapter-4.html>

Evert Van Essen

evddrmisc@gmail.com

Po Box 651
Picture Butte AB
T0K1V0
403-394-5115

Keith Davis, CAO
Town of Picture Butte
Po Box 670
Picture Butte T0K 1V0
October 2, 2024

Re: Town of Picture Butte Economic Development Committee

Dear Keith,

Please accept this letter as my application to join the Picture Butte Economic Development Committee.

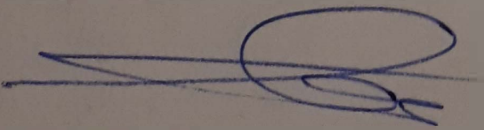
I believe in the importance and value in attracting, promoting, and supporting current businesses and have an economic interest to the town of Picture Butte.

This committee is necessary for the community, and it will require a certain amount of experience and knowledge of the agriculture industry and business sense which I believe my expertise in both areas *will* be beneficial to the committee. I have been apart and volunteer on my boards and committees. Below, *is* a list of a why I would be a great addition to the committee:

- Rural business owner for 25 years
- 40 years of agriculture experience
- Currently in the Chinook Regional Development appeal board
- County of Lethbridge Seed Cleaning Coop
- Volunteer with Picture Butte district and AG Society
- Remembrance Day Committee
- Church and School Board

Thank you for allowing this opportunity to become involved in local decisions.

Respecting your consideration,



Evert Van Essen



REQUEST FOR DECISION

- Our Vision:** *Picture Butte is the Community of Choice to work, live and play in Lethbridge County.*
- Our Mission:** *Picture Butte is a thriving community dedicated to serving our people through fiscal responsibility and transparency.*

Date: October 11, 2024
To: Mayor, Council
From: Director of Emergency Services

RE: Bylaw 927-22 Traffic Bylaw

Background:

The Town of Picture Butte *Traffic Bylaw #852-16* was last reviewed and updated in 2016. The bylaw reflects many of the requirements of the regulation attached to the *Traffic Safety Act*. As well, the Traffic Bylaw specifies Council direction on parking and speed limits within the municipality in addition to aspects like parades, sidewalks, and trees overhanging streets. The Traffic Bylaw is a key document that Council uses to establish a pillar of the level of public safety within the community. Administration has collected public feedback on required amendments and proposed changes to modernize and strengthen the bylaw.

Financial Implications:

There will be ongoing operating budget expenses for update signage throughout the Town. These costs will be presented during the annual budget deliberations for Council to allocate.

Recommendation:

THAT Council perform first reading of *Bylaw 927-22 Traffic Bylaw* as presented.

Alternate Options:

THAT Council perform first reading of *Bylaw 927-22 Traffic Bylaw* as amended.

OR

THAT Council direct administration to make further amendments to *Bylaw 927-22 Traffic Bylaw* and bring back at a later date.

Attachments:

- a) *Bylaw 927-22 Traffic Bylaw*
- b) Additional feedback from public survey (2 questions)

Submitted by:

Frank West
Director of Emergency Services

TOWN OF PICTURE BUTTE

BYLAW #927-22

BEING A BYLAW OF THE TOWN OF PICTURE BUTTE, IN THE PROVINCE OF ALBERTA, PROVIDING FOR THE ESTABLISHMENT OF RULES AND REGULATIONS TO REGULATE VEHICLE, ANIMAL AND PEDESTRIAN TRAFFIC;

WHEREAS the Traffic Safety Act authorizes a municipality to regulate and control vehicle, animal and pedestrian traffic and parking on the highways and on other property within the municipality;

WHEREAS the Municipal Government Act allows a municipality to pass Bylaws and delegate authority with respect to highways under its direction, control and management and transport thereon;

NOW THEREFORE, the Council of the Town of Picture Butte, in the Province of Alberta, duly assembled **HEREBY ENACTS AS FOLLOWS:**

PART 1 – TITLE

1.1 This Bylaw may be cited as "*The Traffic Bylaw*".

PART 2 – DEFINITIONS

The definitions contained in Section 1 of the Traffic Safety Act of Alberta, Section 1 of the Commercial Vehicle Dimension and Weight Regulation of Alberta, and Section 1 of the Use of Highway and Rules of the Road Regulations of Alberta shall apply to this Bylaw unless specifically set out herein:

- 2.1 "ACT" means the Traffic Safety Act, R.S.A. 2000, c. T-6 and amendments thereto;
- 2.2 "ALLEY" means a narrow highway intended chiefly to give access to the rear of buildings and parcels of land and is considered a highway for the purposes of this Bylaw;
- 2.3 "BOULEVARD" means the portion of highway between the curb lines or lateral lines of a roadway and the adjoining property lines, exclusive of the sidewalk; also that portion of a street between the curb lines or lateral lines of a divided roadway;
- 2.4 "BYLAW OFFICER" means the Municipal Enforcement Officer employed by the Town of Picture Butte to enforce town bylaws
- 2.5 "CHIEF ADMINISTRATIVE OFFICER" means the person appointed by Council in accordance with Section 205 of the Municipal Government Act and is referred to throughout this Bylaw as CAO;
- 2.5 "COUNCIL" means the Council of the Town of Picture Butte;
- 2.6 "COMMERCIAL VEHICLE" means a commercial vehicle as defined in the Act. A public passenger vehicle shall be deemed to be excluded from the definition of a Commercial Vehicle while engaged in the transportation of passengers;

2.7 "CROSS-WALK" means;

2.7.1 That part of a roadway at an intersection included within the connection of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edge of the roadway, or

2.7.2 Any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by line or other markings on the road surface;

2.8 "CURB" means the actual curb, if there is one, and if there be no curb in existence, shall mean the division of a highway between that part thereof intended for the use of vehicles and that part thereof intended for the use of pedestrians;

2.9 "EXTENDED PERIOD OF TIME" means the amount of time determined at the discretion of a Peace Officer;

2.10 "HEAVY VEHICLE" means a motor vehicle, alone or together with any trailer, semi-trailer, or other vehicle being towed by the motor vehicle with a registration gross weight of 5000 kilograms or more and/or exceeding 11.0 metres in total length. A public passenger vehicle shall be deemed to be excluded from the definition of a Heavy Vehicle while engaged in the transportation of passengers.

2.11 "HIGHWAY" means a highway as defined in the Act;

2.12 "IDENTIFICATION PERMIT" means a coloured symbol supplied by the CAO upon acceptance of application to the owner of a motor vehicle in relation to Part 9(9.3);

2.13 "MOTOR VEHICLE" means a motor vehicle as defined in the Act;

2.14 "OFF-HIGHWAY VEHICLE" as defined in the Act, means any motorized mode of transportation built for cross-country travel on land, water, snow, ice or marsh or swamp land or on other natural terrain and, without limiting the generality of the foregoing, includes, when specifically designed for such travel,

2.14.1 4-wheel drive vehicles,

2.14.2 low pressure tire vehicles,

2.14.3 cycles and related 2-wheel vehicles,

2.14.4 amphibious machines,

2.14.5 all terrain vehicles,

2.14.6 miniature motor vehicles,

2.14.7 snow vehicles,

2.14.8 minibikes, and

2.14.9 any other means of transportation that is propelled by any power other than muscular power or wind,

BUT DOES NOT INCLUDE

2.14.10 motor boats, or

2.14.11 any other vehicle exempted from being an off-highway vehicle by regulation;

- 2.15 "OPERATOR" means a person who drives or is in actual physical control of a vehicle;
- 2.16 "OWNER" means owner as defined in the Act;
- 2.17 "PARADE or PROCESSION" shall mean any group of pedestrians (excepting a military or funeral procession) numbering more than 15, marching or walking on a highway or a procession of vehicles on a highway (excepting a military or funeral procession) numbering 10 or more or a procession or march organized for the purpose of entertainment of spectators, displays, inspection or promotion of a cause or purpose;
- 2.18 "PARK" means to allow a vehicle (whether occupied or not) to remain in one place except:
- 2.18.1 When standing temporarily for the purpose of and while actually engaged in loading or unloading, or
 - 2.18.2 When standing in obedience to a Peace Officer or traffic control device.
- 2.19 "PASSENGER LOADING SPACE" means a space or section of highway marked with a sign or marking authorized by the Council, permitting parking therein for the period necessary to load or unload passengers;
- 2.20 "PEACE OFFICER" means a member of the Royal Canadian Mounted Police, Municipal Police Officer, Police Constable, Peace Officer, or member of law enforcement agency;
- 2.21 "PROPERTY LINE" means as located on a real property report for the property in question;
- 2.22 "RECREATION TRAILER" means any trailer that is designed, constructed, modified or equipped as a temporary dwelling place, living abode or sleeping place. Recreation trailers include any travel trailer, fifth wheel trailer, camper not mounted on a truck or any other trailer or object which a Peace Officer deems to be a recreation trailer;
- 2.23 "RECREATION VEHICLE" means any vehicle that is designed, constructed, modified or equipped as a temporary dwelling place, living abode or sleeping place. Recreation vehicles include any motorhome, camper mounted on a truck or any other vehicle or object which a Peace Officer deems to be a recreation vehicle;
- 2.24 "ROADWAY" means that portion of the highway intended for vehicular traffic within the Town;
- 2.25 "SIDEWALK" means a sidewalk as defined in the Act;
- 2.26 "TOWN" means the Corporation of the Town of Picture Butte or the area contained within the corporate boundaries of the Town, as the context requires;
- 2.27 "TRAFFIC" means pedestrians, animals or vehicles while using the highway for the purpose of travel;
- 2.28 "TRAFFIC CONTROL DEVICE" means a traffic control device as defined in the Act;
- 2.29 "TRAFFIC CONTROL SIGNAL" means a traffic control device signal as defined in the Act;
- 2.30 "TRAILER" means a trailer as defined in the Act;

- 2.31 "TREE" shall mean any type of tree or other woody vegetation;
- 2.32 "TRUCK LOADING SPACE" means a space or section of the highway marked for use for the loading or unloading of goods;
- 2.33 "VEHICLE" means a vehicle as defined in the Act;
- 2.34 "VIOLATION TAG" means a document authorized by the Town of Picture Butte and issued pursuant to Part 20 of this Bylaw;
- 2.35 "VIOLATION TICKET" means where a Peace Officer or other authorized official of the Town of Picture Butte believes that any person has committed a breach of any of the Sections of this Bylaw, they may cause a violation ticket to be served upon such person pursuant to Part 2 or Part 3 of the Provincial Offences Procedure Act, R.S.A. 2002, c. P-34;

PART 3 - SPEED LIMITS

- 3.1 Pursuant to the provisions of the Traffic Safety Act, R.S.A. 2000, c. T-6 and amendments thereto, the maximum speed for the highways within commercial and industrial areas of the Town limits is Fifty (50) kilometres per hour.
- 3.2 Pursuant to the provisions of the Traffic Safety Act, R.S.A. 2000, c. T-6 and amendments thereto, the maximum speed for the highways within residential areas of the Town limits is Forty (40) kilometres per hour.
- 3.3 Pursuant to the provisions of the Traffic Safety Act, section 107(5), the prescribed hours during which a playground zone is in effect in the Town is increased to the period beginning at 7:00 am and ending at 11:00 pm daily.
- 3.4 The Council shall cause signs to be posted indicating a greater or lesser speed than that prescribed by the Traffic Safety Act, R.S.A. 2000, c. T-6 or indicating that the prescribed speed limit has ceased to apply.
- 3.5 No person shall drive a motor vehicle, in any alley or highway intended chiefly to give access to the rear of buildings and parcel of land at a greater rate of speed than Twenty (20) kilometres per hour.
- 3.6 The Council may by signs posted along a highway, fix a maximum speed limit in respect of any part of the highway under construction or repair or in a state of disrepair applicable to all vehicles or to any class or classes of vehicles while travelling over that part of the highway.
- 3.7 Notwithstanding Section 3.4, the Town has the authority to temporarily reduce the speed limit for the safety of workers.
- 3.8 Speed limits for all highways and alleys in the Town are shown on the map in Schedule "D".

PART 4 - TRAFFIC CONTROL DEVICES

- 4.1 Council may by resolution direct and may from time to time alter the location of such traffic control devices for the following purposes:

- 4.1.1 To divide the surface of a roadway into traffic lanes marked by solid or broken lines;
- 4.1.2 To prohibit "U" turns at any intersection;
- 4.1.3 To designate any intersection or other place on a highway as an intersection or place at which no left hand turn or right hand turn shall be made;
- 4.1.4 To designate as a one-way street any roadway or portion thereof;
- 4.1.5 To designate "School Zones" or "Playground Zones";
- 4.1.6 To designate truck routes;
- 4.1.7 To set apart a street, highway or part of a highway and to control entry to any highway by means of a "stop" sign or "yield" sign;
- 4.1.8 To designate a crosswalk upon any highway;
- 4.1.9 To designate parking stands for use of any particular class of vehicle;
- 4.1.10 To close or restrict the use of any highway, either as to the full width thereof or as to part of the width thereof with respect to any class or classes of vehicles or with respect to any class or classes of pedestrians;
- 4.1.11 To prohibit, restrict or regulate the parking of vehicles or any particular class of vehicles on any highway or other public place or any portion thereof during such hours as he may determine;
- 4.1.12 To designate and mark guide lines for angle or parallel parking on any highway or other public place or any portion thereof.

- 4.2 The CAO shall cause a record to be kept of the location of all traffic control devices. Those records shall be open to public inspection during normal business hours.
- 4.3 Notwithstanding any provision of the Bylaw all traffic control devices placed, erected or marked in the Town of Picture Butte prior to the passing of the Bylaw shall be deemed to be duly authorized traffic control devices until altered pursuant to the provisions of Section 4.1.
- 4.4 No unauthorized person shall place upon any highway or upon any structure abutting a highway any sign, mark or notice relating to parking or the use of the highway.
- 4.5 No unauthorized person shall remove, deface or alter in any way any traffic control device placed, erected or marked pursuant to this Bylaw.

PART 5 – PARADES AND PROCESSIONS

- 5.1 Any person desiring to hold a parade or procession within the Town of Picture Butte shall, at least 5 working days prior to the time they desire to hold the same, make application in writing to the CAO for a permit and in such application shall furnish to the CAO information with respect to the following, namely:

- 5.1.1 The name and address of the applicant, and if such applicant is an organization, the names, addresses and occupations of the executive thereof;
 - 5.1.2 The nature and object of such parade or procession;
 - 5.1.3 The day, date and hours during which same will be held;
 - 5.1.4 The intended route thereof;
 - 5.1.5 The approximate number of persons who will take part therein;
 - 5.1.6 The approximate size, number and nature of flags, banners, placards or such similar things to be carried therein and particulars of signs, inspections and wording to be exhibited thereon; and such written application shall bear the signatures and addresses of the persons who will be in control of such parade or procession and who undertakes to be responsible for the good order and conduct thereof;
 - 5.1.7 Proof of minimally \$2,000,000.00 (two million dollars) in liability insurance with the Town named as "Additional Insured"
- 5.2 The CAO may issue a permit with or without conditions, or for any reason that appears to him/her proper, may refuse to issue a permit.
 - 5.2.1 In the case of a refusal, the applicant has a right of appeal to Council who may; grant or refuse permission for the parade or procession
- 5.3 Where a permit has been issued pursuant to Section 5.2 the CAO shall fix the hour and route of the parade or procession and give such directions to the applicants in regard to such parade or procession as in his/her opinion will prevent any unnecessary or unreasonable obstruction to the street or sidewalk and tend to prevent a breach of the peace and may erect or cause to be erected such temporary barriers or traffic control devices as he/she deems necessary.
 - 5.3.1 A copy of the permit will be forwarded to the Police, Peace Officer, Fire Chief, and Director of Operations
- 5.4 If any funeral procession is in process of formation or proceeding along any highway, any Peace Officer may regulate all traffic in the vicinity and all persons whether on foot or in vehicles, shall obey the order and direction of the Peace Officer so regulating traffic.
- 5.5 Before a funeral procession enters upon, crosses or turns into a highway designated and marked as a through traffic street by a stop sign the first vehicle in the funeral procession shall come to a complete stop in the manner required by this Bylaw and shall not drive the vehicle into the intersection until it is safe to do so.
- 5.6 No person driving any vehicle or riding or driving a horse shall drive or ride through, nor shall any pedestrian walk through the ranks of any military or funeral procession (the vehicles of which have their lights on), nor through the ranks of any other authorized parade or procession, or in any way obstruct, impede or interfere with the same.
- 5.7 No person shall take part in the organization or conduct of a parade or procession that forms up, attempts to form up or is carried on without a permit having been issued pursuant to Section 5.2.
- 5.8 No person shall fail or refuse to comply with the conditions set forth in the permit issued pursuant to 5.3.

PART 6 - FIRES

- 6.1 In case of a fire within the Town, any Peace Officer or member of the Fire Department may designate in any manner a line or lines near the location of the fire beyond which no member of the public shall pass, and no unauthorized person, whether on foot, on horse or in a vehicle shall cross such line or lines.
- 6.2 The Fire Chief of the Fire Department or any person acting under his instructions shall have the right to move or cause to be moved any vehicle which he may deem necessary to move or have moved for the purpose of carrying out any duty, work or undertaking of the Fire Department in an emergency situation.

PART 7 – VEHICLES WITH LUGS

- 7.1 No person shall drive, propel, or move on any highway any vehicle having metal spikes, lugs, cleats or bands projecting from the surface of the wheel or tire of such vehicle, or any vehicle having a caterpillar tread.
- 7.1.1 Studded winter snow tires shall be exempt from Section 7.1

PART 8 - OFF-HIGHWAY VEHICLES

- 8.1 No person shall operate an off-highway vehicle, as defined in the *Traffic Safety Act*, within the boundaries of the Town unless such use is expressly permitted by Council or the CAO.

PART 9 – COMMERCIAL VEHICLES & HEAVY VEHICLES

- 9.1 For the purpose of Section 9.2, a “heavy vehicle” means a motor vehicle, alone or together with any trailer, semi-trailer, or other vehicle being towed by the motor vehicle with a registration gross weight of 5,000 kilograms or more and/or exceeding 11.0 metres in total length. Notwithstanding the above, a public passenger vehicle shall be deemed to be excluded from the definition of a “heavy vehicle” while engaged in the transportation of passengers.
- 9.2 No person shall operate a heavy vehicle on a highway within the limits of the Town of Picture Butte other than a highway in the Town of Picture Butte which is designated as a truck route in Schedule "A", which Schedule is hereby incorporated into and made part of this Bylaw.
- 9.3 The following shall be deemed to not be operating a heavy vehicle in contravention of Section 9.2 if the heavy vehicle is being operated on the shortest permitted route between the premises or location concerned and the nearest truck route by:
- 9.3.1 persons delivering or collecting goods or merchandise to or from the premises of bona fide customers;
 - 9.3.2 persons going to or from business premises of the owner of the heavy vehicle concerned;
 - 9.3.3 persons going to or from business premises for the servicing or repairing of the heavy vehicle;
 - 9.3.4 persons pulling a disabled vehicle from a highway prohibited to heavy vehicles;
 - 9.3.5 persons moving a house for which the necessary moving permits have been issued by the Town;

9.3.6 persons driving a heavy vehicle engaged in lawful public works or essential services requiring them by the very nature of such work to deviate from established Truck Routes.

9.4 No person shall park any commercial vehicle, bus, truck tractor or tractor trailer of the design capacity of more than one (1) tonne or a length of more than six (6) metres upon any highway except where such parking is expressly permitted or except for the purpose of loading or unloading such vehicles.

9.5 No person shall park a commercial vehicle or a heavy vehicle within the municipal boundaries of the Town in areas designated in the Land Use Bylaw as residential zones unless permitted under Section 9.3.

9.6 Unless a permit is obtained from the CAO, no person shall drive or move or cause to be driven or moved on any street, any vehicle which exceeds the dimension or weight requirements prescribed by the COMMERCIAL VEHICLE DIMENSION AND WEIGHT REGULATION, as amended or substituted, under the *Alberta Traffic Safety Act*.

9.7 An Identification Permit shall be obtained from the CAO by:

9.7.1 persons moving a house for which the necessary permission has been received by the CAO, upon the payment of a prescribed fee which will be set by resolution of Council.

9.7.1.1 The application for an Identification Permit may be refused if all the requirements of this Bylaw are not met or if there are outstanding taxes owing on the property to be moved.

9.8 No person shall utilize engine retarder brakes while operating a commercial vehicle or heavy vehicle within the limits of the Town of Picture Butte.

9.9 Designated parking for commercial vehicles and heavy vehicles shall be at the following locations:

9.9.1 Shoulder of eastbound and westbound lane on Highway Avenue located adjacent to and across from the Gas King. Parking must be between the signs and must comply with any conditions on the signs. This location is identified on the map in Schedule "A" by the letter "A".

9.9.2 Shoulder of eastbound lane on Highway Avenue located between the Community Centre and the North County Recreation Complex. Parking must be between the signs and comply with any conditions on the signs. This location is identified in Schedule "A" by the letter "B".

9.9.3 Graveled parking lot located on the corner of Highway Avenue and Factory Drive, adjacent to the UFA. Parking must not block or be in any entrance or exit to said businesses as well as in or on any approaches to any highway and must comply with conditions on signs. Overnight parking at this location is permitted. This location is identified in Schedule "A" by the letter "C".

9.9.4 The road right-of-way for Industrial Drive immediately adjacent to Rogers Avenue. Parking must not block or be in any entrance or exit to adjacent businesses as well as in or on any approaches to any highway and must comply with conditions on signs. Overnight parking at this location is permitted. This location is identified in Schedule "A" by the letter "D".

PART 10 - MAXIMUM WEIGHTS

- 10.1 For the purposes of this Section "maximum weight" means:
- 10.1.1 The maximum weight permitted for a vehicle and load pursuant to the official registration certificate issued by the Province of Alberta for such vehicles.
- 10.2 No person shall drive or have on the roadway a vehicle or combination of attached vehicles with a weight including or excluding any load thereon, in excess of maximum weight.
- 10.3 Wherever in his/her opinion, there is a contravention of Section 10.2, a Peace Officer may order the driver or other person in charge or control of a vehicle or combination of attached vehicles suspected of being on a roadway in contravention of such Section to take such vehicle or combination of attached vehicles to the nearest adequate weight scale to determine the weight of such vehicle or combination of attached vehicles and load thereof. The weight slip or slips shall be given to the Peace Officer and may be retained by him/her, and if the weight of any loaded vehicle or combination of attached vehicles is in excess of maximum weight, the Peace Officer, in addition to any prosecution for contravention of Section 10.2, may require that any load or portion thereof in excess of maximum weight shall be removed before the vehicle or combination of attached vehicles is again taken upon a highway.
- 10.4 A weight slip given to a Peace Officer under Section 10.3 and submitted by him/her in evidence in court shall be prima facie proof of the authenticity of the weight slip and of the particulars thereon submitted in evidence and of the accuracy of the weight scale used.
- 10.5 A person driving or in charge or control of a vehicle or combination of attached vehicles suspected by a Peace Officer of being on a roadway in contravention of Section 10.2 shall, when requested by the Peace Officer, produce for such officer's inspection any official registration certificate or interim registration certificate for such vehicle or vehicles that may have been issued by the Government of the Province of Alberta showing the maximum weight of such vehicle or combination of attached vehicles.
- 10.6 Particulars obtained by a Peace Officer from a registration certificate produced to him/her under Section 10.5 and submitted by him/her as evidence in court shall be prima facie proof of the authenticity of such certificate and of the particulars thereon submitted in evidence.

PART 11 - PEDESTRIANS

- 11.1 No person or persons shall stand on any highway, crosswalk or sidewalk in such a manner as to:
- 11.1.1 obstruct vehicular or pedestrian traffic,
 - 11.1.2 annoy or inconvenience any other person lawfully upon such highway, crosswalk, or sidewalk,
 - 11.1.3 obstruct the entrance to any building.
- 11.2 No person shall run upon a roadway in such a manner as to impede traffic.
- 11.3 No person shall stand upon or walk along a roadway for the purpose of soliciting a ride from the driver of any private vehicle.

PART 12 - PARKING

- 12.1 The Council will designate properly marked portions of highways where parking is restricted to any particular class or classes of vehicles. No person shall park a vehicle other than a vehicle of such class or classes on the portion on the portion of a highway as marked.
- 12.2 The Council may designate and cause to be properly marked portions of highways upon which parking is prohibited at any time. No person shall park where prohibited.
- 12.3 The Council may designate portions of the highway for parking of vehicles limited to a specified time limit and cause the same designation to be properly marked by signs.
- 12.4 No person shall park a vehicle on a portion of highway marked pursuant to Section 12.3, for a time in excess of the period so marked.
- 12.5 No person shall park a vehicle in an alley. Alleys, however, may be used for such period of time as may be reasonably necessary for the loading or unloading of passengers or goods from a vehicle, provided that the vehicle concerned in such loading or unloading of passengers or goods does not so obstruct the lane as to prevent other vehicles or persons from passing along such alley while the loading or unloading of passengers or goods is taking place.
- 12.6 The Council may designate portions of the highway as a passenger loading or unloading space and may cause such space to be marked with a sign designating the area as a "loading zone".
- 12.7 Except when actually taking on or discharging passengers, no person shall park or stand a vehicle for any period of time at a passenger loading zone, at a "no parking" area or in front of a main entrance, exit or doorway of a public building.
- 12.8 The Council may designate and cause to be properly marked by signs, portions of the highway as truck loading or unloading spaces.
- 12.9 No person shall park a vehicle in a truck loading or unloading space for a period of time longer than fifteen minutes and will be indicated with signage.
- 12.10 No person shall park any vehicle upon any land owned by the Town of Picture Butte which the Town uses or permits to be used as a playground, recreation area or public park except in designated parking areas.
- 12.11 No person shall park any vehicle, recreation vehicle, recreation trailer or any other class of trailer in their front yard other than on their driveway.
 - 12.11.1 Refer to the Town of Picture Butte Land Use Bylaw for the definition and regulations pertaining to driveways.
- 12.12 Where parking guidelines are visible on a roadway no driver shall park a vehicle except within the limits of the lines designating a parking stand.
- 12.13 No person shall park his/her vehicle with the side thereof parallel to the curb or edge of the roadway when angle parking is permitted or required by means of a sign or parking guidelines.
- 12.14 Council may designate and cause to be properly marked by signs, portions of the highway to

permit angle parking. When angle parking is permitted or required, a driver shall park his vehicle with one front wheel not more than 500 millimeters from the curb or edge of the roadway and with its sides between and parallel to any two of the visible parking guidelines, or at an angle of between 30 and 60 degrees to the curb or edge of the roadway where no parking guidelines are visible.

12.14.1 A person may park a motor cycle at an angle, other than perpendicular, to the curb or edge of the roadway, and with a wheel of the motor cycle not more than 500 millimeters from the curb or edge of the roadway, and the motor cycle angled in the direction of travel authorized for the traffic lane that is adjacent to the lane on which the motor cycle is parked.

- 12.15 Except for a roadway designated as a cul-de-sac, all parking on any highway will be parallel parking unless specified by a traffic control device.
- 12.16 Notwithstanding Section 12.14 of this Part, no vehicle may be parked at an angle to the curb in a cul-de-sac unless that vehicle is parked in such a manner as not to interfere with the free flow of traffic in the cul-de-sac.
- 12.17 When parking on a roadway, a driver shall park his vehicle facing the direction of travel authorized for that portion of the roadway on which the vehicle is parked, with its sides parallel to an its wheels not more than 500 millimeters from the curb or edge of the roadway.
- 12.18 No person shall park any vehicle on any highway within the Town for any period of more than 72 consecutive hours.
- 12.19 No owner or operator of any vehicle incapable of being moved under its own power shall cause or permit such vehicle to be parked on a highway within the Town.
- 12.20 No vehicle operator shall drive or park a vehicle upon any highway in such a manner as to block, obstruct, impeded or hinder traffic thereon. Where the obstruction is unavoidable due to mechanical failure, the operator will not be in breach of this section provided he promptly takes measures to clear the faulty vehicle from the highway.
- 12.21 The Council may establish, sign or otherwise designate such parking stalls or zones within the Town as Council deems necessary for the exclusive parking of vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services.
- 12.22 The owner, tenant, occupant or person in control of private property within the Town to which vehicles driven by the public generally have access may designate parking spaces for the exclusive parking of vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services. The signage and markings used to so designate such parking spaces shall be in a form similar to that approved and used by the CAO.
- 12.23 The owner or operator of a motor vehicle which is not identified by a disabled persons placard or license plate that is issued or recognized by the Solicitor General for persons with disabilities shall not stop or park or permit the stopping or parking of the vehicle in a parking space designated for disabled parking.
- 12.24 Where, pursuant to Sections 12.22 and 12.23, the vehicle is identified by disabled persons placard, the owner or operator shall have such placard visibly displayed while the vehicle is stopped or parked in a parking space designated for Disabled Parking.

12.25 Except as required or permitted by this Bylaw, by a traffic control device, or in compliance with the directions of a peace officer, or to avoid conflict with other traffic, a driver shall not stop or park his vehicle:

12.25.1 on a sidewalk, boulevard or median except under special circumstances and by request to the Town, when authorized by the CAO;

12.25.2 on a crosswalk or on any part of a crosswalk;

12.25.3 within an intersection other than immediately next to the curb in a T-intersection;

12.25.4 at an intersection nearer than 5 metres to the projection of the corner property line immediately ahead or immediately to the rear, except when the vehicle is parked in a space where a parking meter or other traffic control device indicates parking is permitted;

12.25.5 within 5 metres from the stop sign or yield sign;

12.25.6 within 5 metres from any fire hydrant, or when the hydrant is not located at the curb, within 5 metres of the point on the curb nearest the hydrant.

12.25.7 within 1.5 metres from an access to a garage, private road or driveway or a vehicle crossway over a sidewalk;

12.25.8 within 5 metres from the near side of a marked crosswalk;

12.25.9 alongside or opposite any street excavation or obstruction when the stopping or parking would obstruct traffic;

12.25.10 on any bridge or culvert or on the approaches to either of them;

12.25.11 at any place where a traffic control device prohibits stopping or parking, during the times stopping or parking is so prohibited;

12.25.12 on the roadway side of a vehicle that is parked or stopped at the curb or edge of the roadway;

12.25.13 at or near the site of any fire, accident or other emergency, if stopping or parking would obstruct traffic or hinder emergency vehicles or peace officers, or emergency services workers

12.25.14 unattended on a highway while it is supported by a jack or similar device and if one or more wheels have been removed from the vehicle or part of the vehicle is raised;

12.25.15 which does not display a valid registered license plate or which displays a license plate that is expired.

12.26 No person shall cover a vehicle with a tarp, cover, or other similar device while it is parked on a highway in Town or on any other Town owned or public property.

12.26.1 Boats that are securely tarped shall be exempt from 12.26

12.27 Any person who is empowered to enforce the provisions of this Bylaw is hereby authorized to place an erasable chalk mark on the tire of a parked or stopped vehicle without that person or the municipality incurring liability for doing so.

PART 13 - RECREATION VEHICLES, TRAILERS & SPECIAL CLASSES OF VEHICLES

13.1 No person shall park any Recreation Vehicle or Recreation Trailer upon any highway within the Town for any extended period of time.

13.1.1 Notwithstanding Section 13.1, a person may park a recreation vehicle or recreation trailer upon the area of the street that is immediately adjoining the owner or operators place of residence. This shall be valid for a period not to exceed 72 hours and for the purposes of cleaning, loading and unloading only. This section is only valid during the common camping season months in this region of May through September provided that in so doing no obstruction is caused to vehicular or pedestrian traffic.

13.1.2 For the purpose of Section 13.1.1 a recreation trailer or recreation vehicle shall be deemed to be continuously parked unless the recreation trailer or recreation vehicle has been moved to a suitable off-street location for at least 48 consecutive hours.

13.1.3 Subject to Section 13.1.1, at no time shall a recreation vehicle or recreation trailer have their slides extended out while parked on any public street in the Town.

13.1.4 A recreation vehicle or recreation trailer parked on a public street shall not be occupied or be used as a dwelling or sleeping accommodation.

13.2 Notwithstanding Section 13.1, no person shall park any other class of trailer (whether designed for occupancy by persons or for the carrying of goods, equipment or livestock) upon any highway unless the said trailer is attached to a vehicle by which it may be propelled or drawn and when so attached the trailer shall be deemed part of the vehicle and subject to the regulations pertaining to vehicles throughout this Bylaw.

13.3 The registered owner will be held liable for any charges or penalties under Part 13.

PART 14 - PARKING ON TOWN PROPERTY

14.1 No person shall operate or park any vehicle upon any land owned by the Town which includes but is not limited to a playground, boulevard, recreation or public park, or any utility right-of-way, except on such part thereof as the CAO may designate by a sign or signs for vehicle use or parking.

14.2 Whether a sign exists or not, the CAO or a Peace Officer has the authority to ask someone to remove their vehicle from Town Property at any time for any reason.

PART 15 - TOWN PARKING LOTS

15.1 Council may, by resolution, designate such Town owned lands as it deems necessary as Town parking lots.

15.2 No person shall park a vehicle in a Town owned parking lot in contravention of the prohibitions stated on any sign.

15.3 No person shall continue to park in a Town parking lot if asked to leave by a Town employee or a Peace Officer.

15.4 No person shall store any vehicle in any Town parking lot without a permit or authorization from the Chief Administrative Officer. A vehicle shall be deemed to be stored when it remains in the parking lot for 24 consecutive hours or longer. Any vehicle so stored may be removed and stored by the Town and the costs thereof shall be charged to and shall be payable by the owner, in addition to any fine or penalty imposed in respect to any such violation.

- 15.5 The Town shall not be liable for any loss or damage howsoever caused that may occur to any personal property, including a vehicle while any vehicle is parked on any Town parking lot, upon any Town lands, or as a result of any removal and/or storage pursuant to contravening the regulations found under Part 15.

PART 16 - TEMPORARY CLOSING OF HIGHWAYS

- 16.1 In any case where by reason of any emergency or of any special circumstances which in the opinion of the CAO makes it desirable and in the public interest to do so, the CAO may:
- 16.1.1 temporarily close in any area of the Town, any highway in whole or in part to traffic, or
 - 16.1.2 temporarily suspend in any area of the Town, parking privileges granted by the provision of this or any other By-Law, and the CAO may for such period of time as he deems necessary to meet such emergency or special circumstances, take such measure for the temporary closing of such highway or the suspension of parking privileges and place barricades or post appropriate notices on or near the highway concerned as he may consider to be necessary in the circumstances.
- 16.2 The Town, after clearly posting or signing a roadway or public parking lot a minimum of twelve (12) hours prior may cause a roadway or public parking lot to be cleared of vehicles for the purpose of street cleaning, snow removal, parades or processions, or highway repair. In such cases, the Town may tow and impound vehicles blocking street cleaning, snow removal, parades or processions, or repair equipment at the vehicle owner's expense. All costs for the removal and storage are a lien upon the vehicle, which may be enforced in the manner approved by the Possessory Liens Act R.S.A. 2000 c. P-19.

PART 17 - MISCELLANEOUS OFFENSES

- 17.1 No person shall drive, propel or move on or over any highway within the Town, any vehicle or other type of equipment or thing(s) which damages or is likely to damage the highway.
- 17.2 Every person shall be guilty of an offence who:
- 17.2.1 Coasts on any highway on a sled, toboggan, skis, or roller blades which is being towed by a vehicle,
 - 17.2.2 Washes, repairs, or services a vehicle on or near any roadway, sidewalk, boulevard, or alley within the Town in a manner that allows water, slush, ice, mud, cement, refuse, debris, tar, oil, grease, antifreeze or other vehicle fluids to flow onto or enter upon the roadway, sidewalk, boulevard or alley, or enter any storm water system. Person(s) responsible for such shall be liable for clean-up and/or repair costs.
 - 17.2.3 Places or deposits, or allows the placement or deposit, of any object, refuse, building or other materials, dumpsters, snow, earth, sand, gravel, sod, or any other matter on a roadway, alley, sidewalk, or boulevard within the Town, excepting vehicles and materials for which specific permission has been granted by the CAO. Person(s) responsible for such shall be liable for clean-up and/or repair costs .
- 17.3 No owner or occupant of private property in the Town shall build, place, erect or continue the existence of fences, walls, or other objects on private property to or adjacent to and within 6.1

metres from a street intersection when such fences, walls or other objects interfere with good visibility for safe traffic flow.

17.3.1 A Peace Officer may serve by regular or registered mail a notice in writing upon any person required to comply with the provisions of 17.3.

17.3.2 The notice in writing shall set forth:

17.3.2.1# A description of the land on or adjacent to which the remedial action is required;

17.3.2.2 The condition that is not in compliance with the Bylaw, including reference to the applicable provision of the Bylaw;

17.3.2.3 Remedial action required;

17.3.2.4 A deadline for compliance.

17.3.2.5 The person served with a notice pursuant to the provisions of 17.3 may appeal the notice in writing within 14 days of the issuance of the notice to the Municipal Subdivision and Development Appeal Board upon payment of the applicable fee.

17.3.2.6 No person shall fail to satisfactorily comply with a notice issued pursuant to Section 17.3 within the specified deadline.#

17.3.2.7 In default of the owner or occupant failing to comply with a notice from a Peace Officer or an order from the Municipal Subdivision and Development Appeal Board pursuant to the provisions of 17.3, the Town may do the work, and where applicable do the work at the expense of the person in default.

17.3.2.8 The expenses incurred by the Town for the work done, where applicable may be recovered with costs by action in any Court of competent jurisdiction or in a like manner as property taxes.

17.4 No Person being the Owner of a Property within the Town of Picture Butte shall permit or allow any Tree(s) located on their property to constitute a hazard to pedestrians or motor vehicle traffic. When branches or foliage from Tree(s) are a public safety hazard or are not providing enough clearance over streets, alleys, pathways or sidewalks, the Owner of the Property must prune or remove the trees for the following issues:

17.4.1 interference with distribution of light from street lamps; or

17.4.2 interference with the safe view of a traffic control device that cannot reasonably be placed otherwise or elsewhere; or

17.4.3 trees which are dead or partially dead; or

17.4.4 trees which are leaning over the street such as to provide less than 4.27 metres (14 feet) vertical clearance as measured at the curb line; or

17.4.5 trees which are growing over a sidewalk such as to provide less than 2.44 metres (8 feet) vertical clearance; or

17.4.6 trees which are growing over a sidewalk or curb such as to provide less than 30.5 centimeters (1 foot) horizontal clearance from the edge of a sidewalk or curb; or

17.4.7 trees which have been vandalized; or

17.4.8 trees which have lost their structural stability and are deemed a hazard.

17.5 Any notice served pursuant to this Bylaw will be deemed to have been sufficiently served in the case of an offence if:

17.5.1 Served personally upon the person to whom it is directed, or

17.5.2 Posted or left at a conspicuous location on the property or vehicle, or

17.5.3 If mailed by regular or registered mail to the address of the person to whom the notice was directed, or to the owner of the private property involved using the address on record with the Town of Picture Butte, or to the registered owner of the vehicle using the address on record with the Alberta Motor Vehicle Branch.

PART 18 – SCHOOL BUSES

18.1 School bus operators shall only be permitted to pick-up and drop-off students at the following locations:

18.1.1 In front of any public or separate school within the Town of Picture Butte.

18.1.2 At any designated and marked bus stop locations within the Town of Picture Butte. See Schedule “B”.

18.2 Unless permitted by a sign, school buses shall not be permitted to be parked on public streets within the Town at any time unless engaged in the picking-up or dropping-off of passengers.

18.3 The Town allows for school busses to be parked on private property during the calendar months of September – June. The school bus must be parked entirely on the private property of the owner or operator of the school bus and must not encroach on or over Town or other public property.

18.3.1 Subject to 18.3, if the Town receives two or more written complaints from separate surrounding neighbours in regards to a school bus being parked in accordance with 18.3, the school bus in question must be removed from that property and taken to an alternative suitable location.

18.4 Contravention of the regulations found in PART 18 shall be punishable by a fine amount set out in the Service Fees, Rates and Charges Bylaw. Fines will be issued to the operator of the school bus. Any charges or costs incurred by the Town for having to tow a school bus will be sent to the school division that owns and/or is in control of the school bus.

PART 19 – HORSES AND HORSE DRAWN VEHICLES

19.1 The use of horses and horse drawn vehicles shall be limited in the Town to be operated on the truck route found in Schedule “A” of this Bylaw. The rider, driver, operator or person in charge of any horse or horse drawn vehicle shall remain upon such horse or horse drawn vehicle while it is in motion, or shall walk beside the horse or horse drawn vehicle.

19.1.1 Subject to 19.1, horses and horse drawn vehicles shall be permitted to be off of the truck route, found in Schedule “A”, during an approved permit for a parade or procession under Part 5 of this Bylaw or during Jamboree Days or similar events as approved by the CAO.

19.2 The rider, driver, operator or person in charge of any horse or horse drawn vehicle must be capable of maintaining effective control of the animal(s) at all times.

19.3 No horse or horse drawn vehicle shall interfere with or cause safety concerns for other traffic, vehicles and pedestrians.

19.4 The rider, driver, operator or person in charge of any horse or horse drawn vehicle is responsible to remove any manure deposited by the horse from any highway or public property.

PART 20 – PENALTIES AND POWERS OF PEACE OFFICERS

PROSECUTION OF OFFENCES

20.1 Except as otherwise provided in this Bylaw, a person who is guilty of an offence under this Bylaw or the regulations for which a penalty is not otherwise provided is liable to a fine of not less than Two Hundred Fifty (\$250.00) Dollars and of not more than Two Thousand Five Hundred (\$2,500.00) Dollars and in default of payment is liable to imprisonment for a term not exceeding 6 months or to imprisonment for a term not exceeding 6 months without the option of a fine.

20.2 The levying and payment of any penalty, or the imprisonment for any period as provided for in this Bylaw shall not relieve a person from the necessity of paying any fees, charges, or costs for which he is liable under the provisions of this Bylaw.

20.3 Where a vehicle is driven, used, parked or left in contravention of any provision of this Bylaw or as shown in the Service Fees, Rates and Charges Bylaw, the owner of the vehicle is guilty of an offence and liable for the contravention and the penalty provided herein unless there is evidence before the court that at the time of the contravention, the vehicle was not driven, used, parked or left by him or by any other person with his consent, express or implied.

20.3.1 Where any Peace Officer believes that a person has contravened any provision of this Bylaw he may serve upon:

20.3.1.1 such person a Violation Ticket referencing the section contravened or;

20.3.1.2 the registered owner of the motor vehicle a Violation Ticket referencing Section 160 (1) of the Act and the section of the Bylaw contravened

in accordance with the provisions of the *Provincial Offences Procedure Act* R.S.A. 2002 c. P-34.

20.4 The specified penalty payable in respect of a contravention of a provision of this Bylaw is as provided for in the Service Fees, Rates and Charges Bylaw, said Bylaw being hereby incorporated into and made part of this Bylaw.

20.5 Notwithstanding Part 20(20.3), a Peace Officer may issue a Municipal Violation Tag or Breach of Bylaw Notice, in a form approved by the CAO, referencing the section of the Bylaw contravened, to the alleged offender, or to the registered owner of any vehicle involved in a contravention of this Bylaw.

- 20.6 Service of any such notice or tag shall be sufficient if it is:
- 20.6.1 personally served
 - 20.6.2 served by regular or registered mail
 - 20.6.3 attached to the vehicle in respect of which the offence is alleged to have been committed.
- 20.7 The penalty payable to the Town in respect of a contravention of this Bylaw, to be indicated on any such Parking Violation Tag or Breach of Bylaw Notice issued, is as provided for in the Service Fees, Rates and Charges Bylaw. Upon payment to a person authorized by the Town Council to receive such payment, an official receipt for the payment shall be issued and such payment shall be accepted in lieu of prosecution.
- 20.8 Where payment of the penalty for a tag or notice issued for breach of any of the sections of this Bylaw is received within the time allowed for payment by a person authorized by the Town to receive such payment, such payment shall be accepted in lieu of prosecution.
- 20.9 If the person upon whom any such tag is served fails to pay the required sum within the time limit, the provisions of this section for acceptance of payment in lieu of prosecution do not apply.
- 20.10 Nothing in this Section shall:
- 20.10.1 Prevent any person from exercising his right to defend any charge of committing a breach of any of the provisions of this Bylaw.
 - 20.10.2 Prevent any Peace Officer in lieu of serving a Violation Ticket, notice or tag or any other person from laying information or a complaint against another person for committing a breach of any of the sections listed in the said Schedules, or
 - 20.10.3 Prevent any person from exercising any legal right such person may have to lay information or complaint against any other person (whether such other person has made a payment under the provisions of this Bylaw or not) for breach of any of the sections listed in the said Schedules.
- 20.11 Where any person has made payment pursuant to the provisions of this section and is prosecuted for the offence in respect of which such payment has been made, such payment shall be refunded.
- 20.12 No person other than the owner or driver of a vehicle shall remove any Violation Ticket, notice or tag placed on or fixed to such vehicle by a Peace Officer in the course of his/her duties.
- 20.13 No person shall willfully obstruct, hinder or interfere with a Peace Officer or any other person authorized to enforce and engaged in the enforcement of the provisions of this Bylaw.

REMOVAL AND IMPOUNDMENT OF VEHICLES

- 20.14 A peace officer is hereby authorized to remove or cause to be removed any vehicle or trailer:
- 20.14.1 operated or parked in contravention of any provision of this Bylaw; or
 - 20.14.2 where emergency conditions may require such removal from a highway.

- 20.15 Such vehicle or trailer may be removed to a place designated by the Chief Administrative Officer, where it will remain until claimed by the owner thereof or his agent.
- 20.16 No impounded vehicle shall be released to its owner or his agent until the impounding charges and removal charges on the vehicle have been paid, such charges shall be in addition to any fine or penalty imposed in respect of any such violation, or to any payment made in lieu of prosecution as hereinafter provided. The Town is not responsible for impounding, towing or removal charges.

PART 21 - SEVERABILITY

- 21.1 It is the intention of the Town Council that each separate provision of this Bylaw shall be deemed independent of all other provisions herein and it is further the intention of the Town Council that if any provisions of this Bylaw be declared invalid all other provisions thereof shall remain valid and enforceable.

PART 22 - REPEAL

- 22.1 Bylaw #398-71, Bylaw #576-82, Bylaw #795/06, Bylaw #831/13, and Bylaw #852-16 and any amendments thereto of the Town of Picture Butte are hereby rescinded.

PART 23 - COMMENCEMENT DATE

- 23.1 This Bylaw comes into force upon the date of the passing of the third and final reading and rescinds Bylaw No. 852-16 Traffic Bylaw

READ A FIRST TIME THIS _____ DAY OF _____, 2024

READ A SECOND TIME THIS ____ DAY OF _____, 2024

READ A THIRD TIME AND FINALLY PASSED THIS _ DAY OF _____, 2024

MAYOR

CHIEF ADMINISTRATIVE OFFICER

SCHEDULE "A"

Commercial Vehicle Regulations

Part 1 Truck Route Map

Part 2 Commercial Vehicle Parking Map

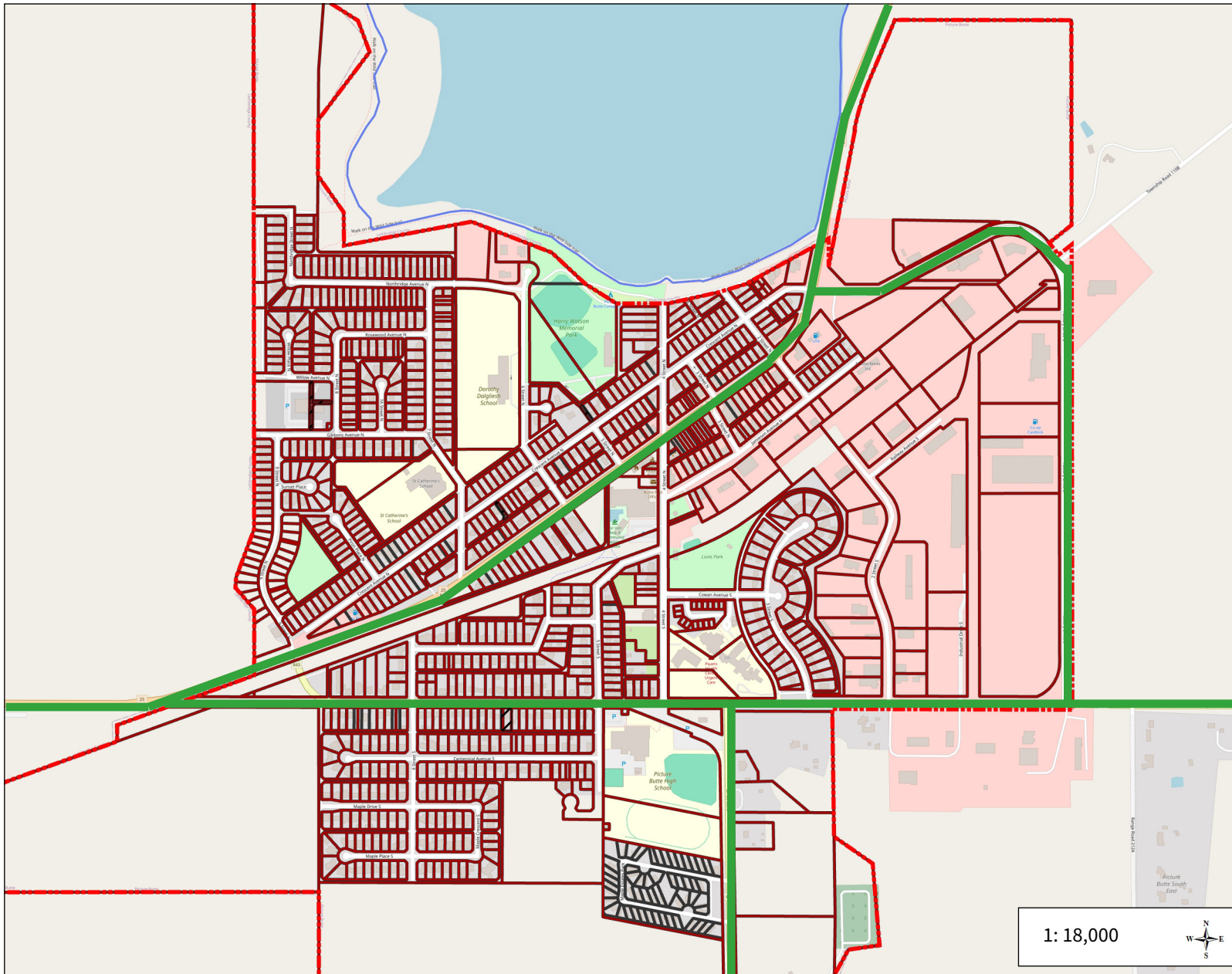
Designated parking area locations in Town for Commercial Vehicles and Heavy Vehicles. Locations are posted and identified by signs. See Part 9(9.9) of this regulation for specific information regarding these individual locations.

Town of Picture Butte - Truck Route



Legend

-  Boundary
-  Civic Address
-  Road Labels
-  Closed Roads
-  Reservoir
-  Title Linework
-  Parcels



Notes

The Truck Route in the Town of Picture Butte shall be designated to be the following:

- Highway Avenue
- Rogers Avenue
- Factory Drive
- 3A Street S

1: 18,000

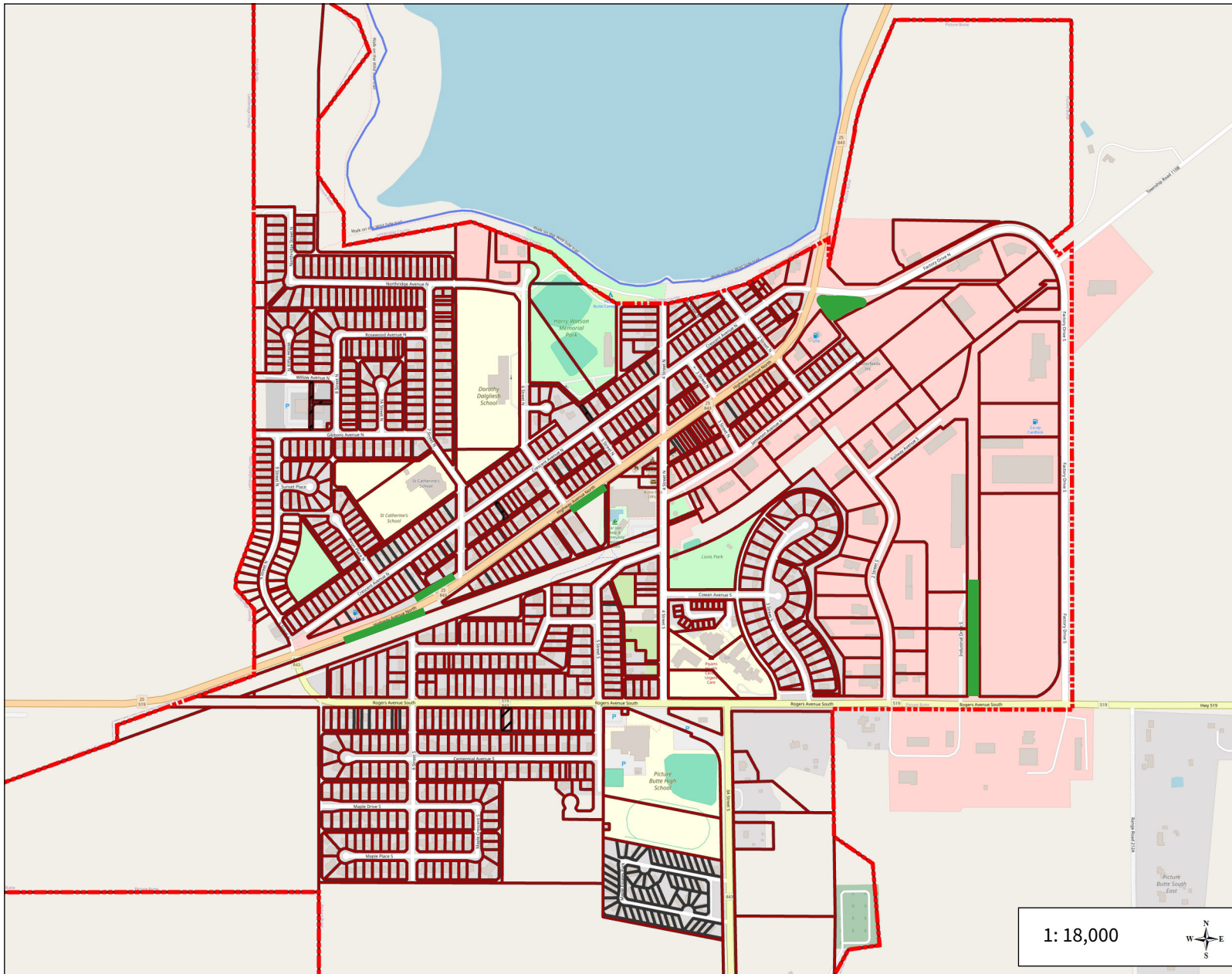


0.9 0 0.46 0.9 Kilometers

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Town of Picture Butte - Commercial Vehicle Parking



Legend

- - - Boundary
- Civic Address
- Road Labels
- Closed Roads
- Reservoir
- Title Linework
- Parcels

Notes

Commercial Vehicle Parking Locations:

- 700 & 800 block of Highway Avenue, parallel parking on both sides of road as indicated by signage
- 500 block of Highway Avenue, parallel parking on south side of road as indicated by signage
- Overnight parking available at truck parking lot east of UFA and south of Factory Drive
- Overnight parking available on the road right-of-way for Industrial Drive adjacent to Rogers Avenue

1: 18,000



0.9 0 0.46 0.9 Kilometers

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SCHEDULE "B"

Designated School Bus Stops:

- 7th Street N. between Crescent Avenue and Gibbons Avenue, directly across from St. Catherine's School identified on the attached diagram as the letter "A"
- Northridge Avenue between 7th Street N. and 6th Street N, north of Dorothy Dalglish School Grounds identified on the attached diagram as the letter "B"
- Crescent Ave. between 4th and 5th Street N., south of church on corner of 4th Street N. and Crescent Ave. identified on the attached diagram as the letter "C"
- Cowan Avenue between 4th Street S. and 3rd Street S., across from the Lions Park identified on the attached diagram as the letter "D"
- 6th Street S. between Centennial Avenue and Maple Crescent, beside the United Church identified on the attached diagram as the letter "E"
- Maple Estates entrance located at the East end of the estate park identified on the attached diagram as the letter "F"
- Gibbons Avenue on the north side of the street at the intersection with 9th Street N (Sunset Park), identified on the attached diagram as the letter "G"

NOTE: See the Attached Diagram on Reverse Side

Town of Picture Butte - Bus Stops



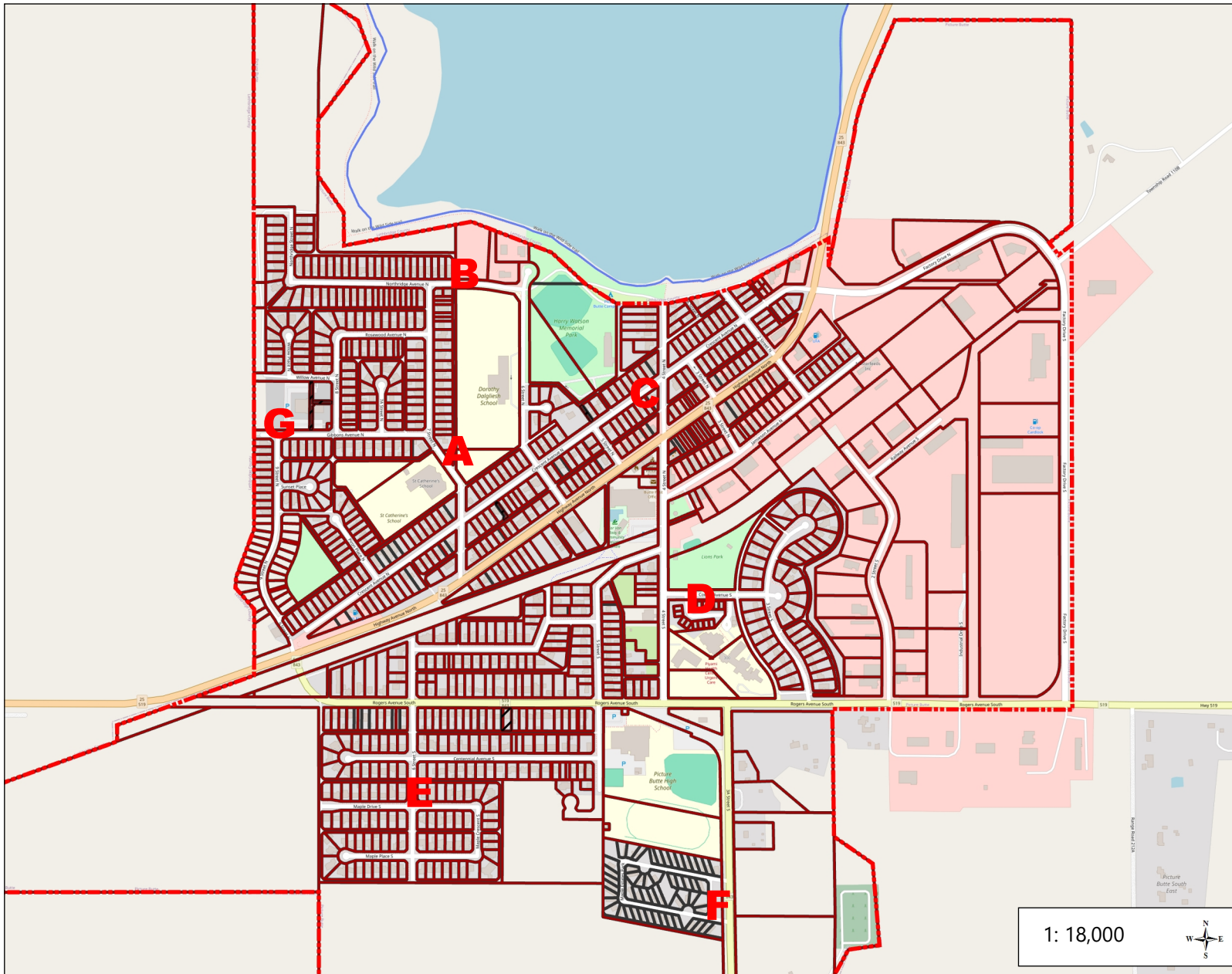
Legend

- Boundary
- Civic Address
- Road Labels
- Closed Roads
- Reservoir
- Title Linework
- Parcels

Notes

Bus Stops in the Town of Picture Butte shall be designated to be the following:

- A - 7 Street N across from St. Catherine's School
- B - Northridge Avenue north end of Dorothy Dalglish School grounds
- C - Crescent Avenue and 4 Street N
- D - Cowan Avenue at the Lions Park
- E - 6 Street S at the United Church
- F - Maple Estates Park
- G - Gibbons Avenue at 9 Street N



0.9 0 0.46 0.9 Kilometers

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THIS MAP IS NOT TO BE USED FOR NAVIGATION

SCHEDULE “C”

Parking Regulations

The following areas are hereby designated as angle parking: as per section 12.14:

- The north side of the 400 block of Highway Avenue between 4 Street N and 5 Street N
- Both sides of the 200 and 300 block of Highway Avenue between 2 Street N and 4 Street N
- The east side of the 200 block of 4 Street N from Highway Avenue to Crescent Avenue
- The west side of the 100 block of 4 Street N from addresses 108 to 120
- Both side of Jamieson Avenue from addresses 314 to 212
- Both side of 3 Street N from Jamieson Avenue to Crescent Avenue

Parking within the road surface is prohibited in the following areas as per section 12.2:

- Highway Avenue from addresses 940 to 847
- Highway Avenue from addresses 201 to 130
- Rogers Avenue in from address 612 to Highway Avenue
- 4 Street N between the aquatic centre parking lot and outdoor arena parking lot
- Rogers Avenue from 4 Street S to Factory Drive
- 3 A Street S from Rogers Avenue towards the south
- Factory Drive from Rogers Avenue to Highway Avenue

The following parcels of land are hereby designated as parking lots as per section 15.1:

- 3;16;8210996 (Roll Number 369000): The parking lot for the recreation and aquatic centre
- 5;16;8711311 (Roll Number 364000) & 4;16;8711311 (Roll Number 365000): The parking lot for the community centre
- 1;1;RW189 (Roll Number 727000): The parking lot for the outdoor arena and Lions Park
- 1;13;5655HM (Roll Number 571000): The south parking lot for the Harry Watson Ball Park and Fish and Game Building
- Parcel L and Parcel M of 5747FV (Roll Numbers 572000 & 573000): The north parking lot for the Harry Watson Ball Park and Picture Butte Dog Park
- 1;1;545FM (Roll Number 351000): The parking lot for 8-unit residential dwelling at 612 Rogers Avenue

The following number of parking stalls will be designated for vehicles displaying a valid disabled placard as per section 12.21:

- 2 Stalls for the North County Recreation Complex
- 2 Stalls for the Cor Van Raay Community Aquatic Centre
- 1 Stall for the Town of Picture Administration Building and Municipal Library
- 1 Stall for the Picture Butte Community Centre
- 1 Stall for the Family Medical Centre on Jamieson Avenue
- 1 Stall for the pharmacy on Jamieson Avenue

The following highways are hereby designated as one-way streets as per section 4.1.4:

- 3 Street N between Highway Avenue and Crescent Avenue in the north direction only
- 3 Street N between Highway Avenue and Jamieson Avenue in the south direction only
- 5 Street N between Highway Avenue and Crescent Avenue in the north direction only

SCHEDULE "D"

Speed Limits Map

Town of Picture Butte - Speed Limits



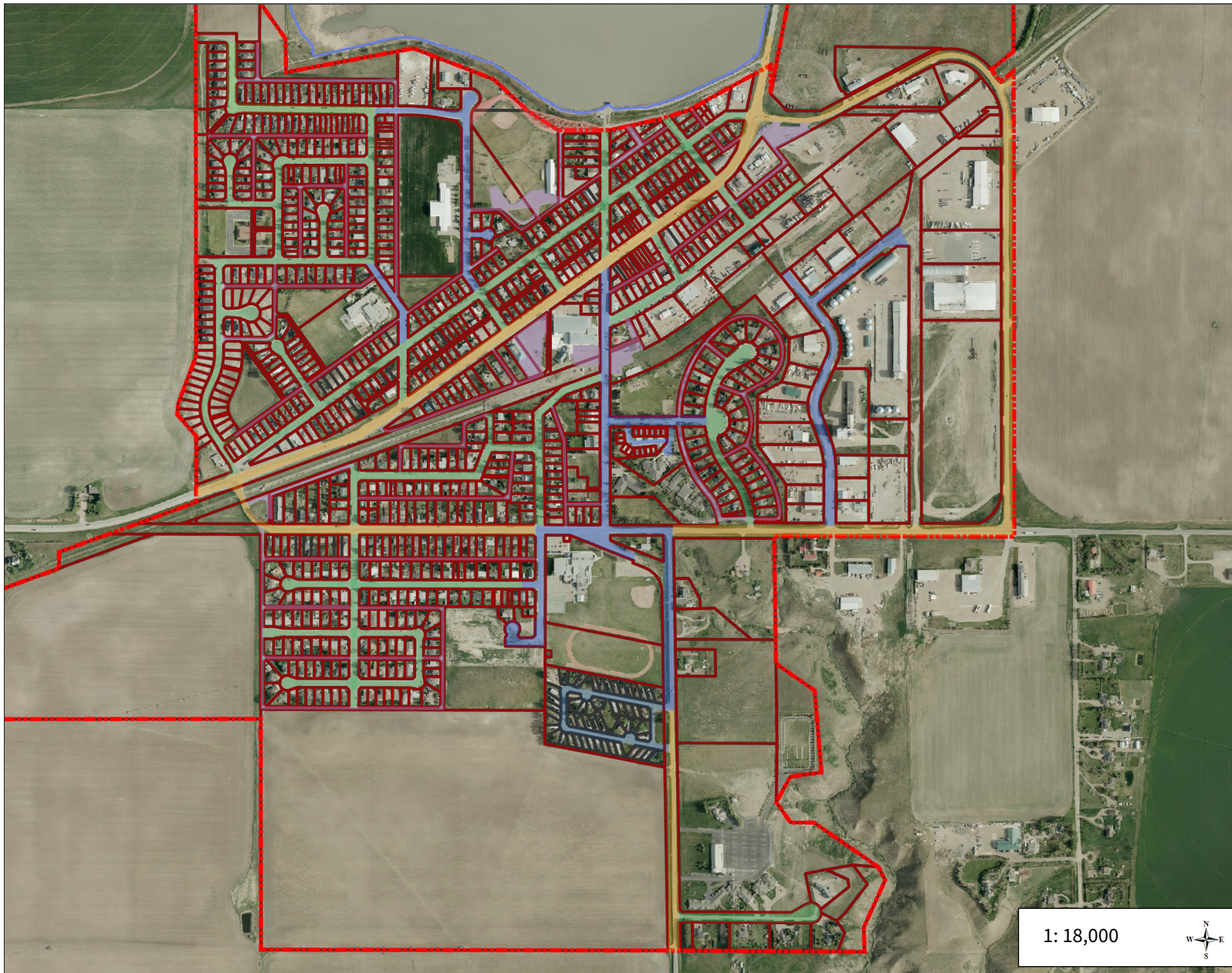
Legend

- Boundary
- Civic Address
- Reservoir
- Title Linework
- Parcels

Notes

Speed limits on roads within the Town of Picture Butte shall be designated as follows:

- 15 km/hr
- 20 km/hr
- 30 km/hr
- 40 km/hr
- 50 km/hr



1:18,000



0.9 0 0.46 0.9 Kilometers

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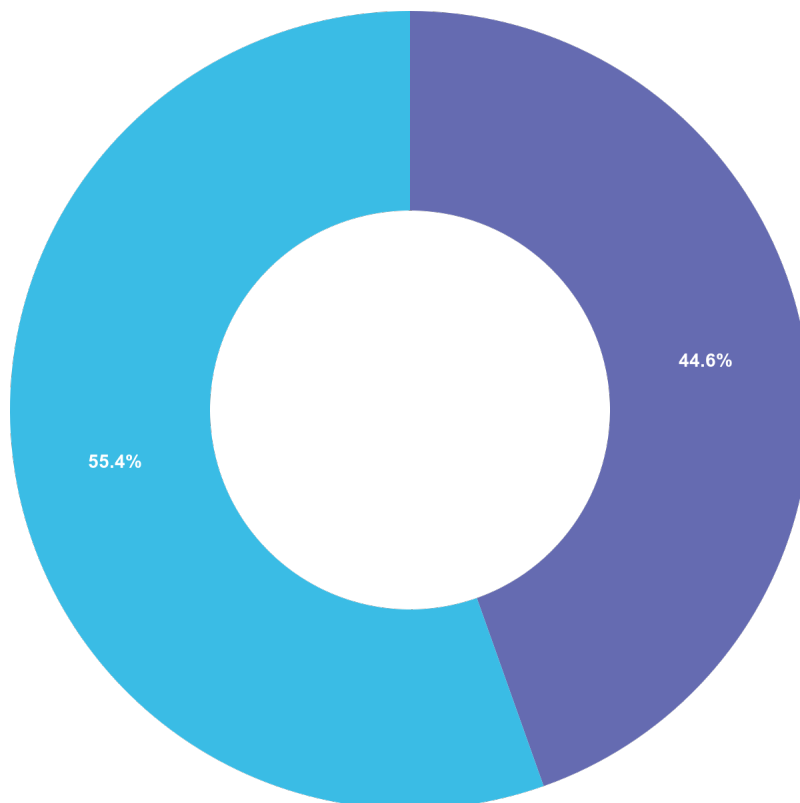


Traffic Bylaw Poll

The Town of Picture Butte is undertaking a review of the town's Traffic Bylaw which was last updated in 2016. A more substantial survey was completed and the feedback reviewed. To complete the amendments to the bylaw, Town Council requested additional public feedback on two topics of discussion.

Q1 Heavy Vehicles Heavy vehicle means a motor vehicle, alone or together with any trailer, semi-trailer, or other vehicle being towed by the motor vehicle with a registration gross weight of 5000 kilograms or more and or exceeding 11 metres in total length. These vehicles are usually semi trucks, school buses, commercial buses and larger motor homes. The current bylaw prohibits these kinds of vehicles from being in residential areas unless there are special circumstances like deliveries, servicing or repairing a heavy vehicle, pulling a broken down vehicle, providing public works services like garbage pick up or snow removal or moving a house. Would you support heavy vehicles being allowed to be parked on an owner's driveway in a residential area?

Multiple Choice



Choice

Yes

Totals

37

	Choice	Totals
●	No	46

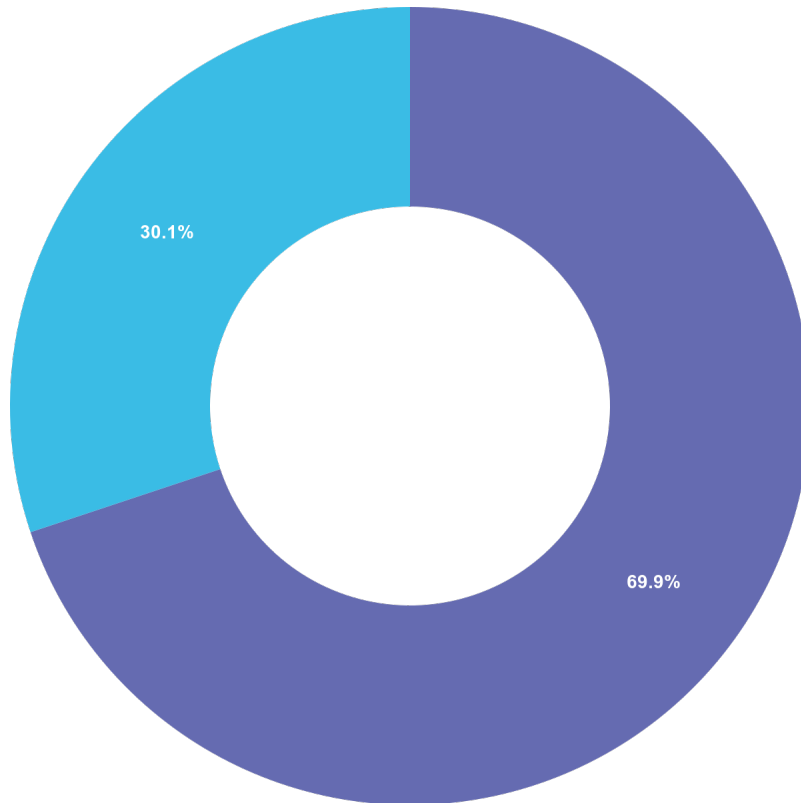
Responses 83 Answered 83 Unanswered 0

Comments:

- Farm tractors should also not be allowed in a residential area!
- It is too hard to see turning if they are blocking your view. In their driveway is fine
- I think if it's just a tractor semi without a trailer it should be allowed to park in residential area and or private driveway. Although there has to be a rule of idling and exhaust sound below a certain decibel. A study showed that a semi tractor has less compaction on an asphalt road due to it having 10 tires vs 4
- Way too much noise at all times including early mornings, late and on weekends. Are roads don't need the extra weight.
- Many owner operators have to complete their own maintenance and minor repairs, many don't have a shop to be able to do this, as everything is expensive and rates aren't where they should be. It's the little that the town can do for our truckers
- People like me drive big truck so we need spots to park
- But the bylaw doesn't get enforced as is now. So, won't make a difference.
- There would be no need to park in residential areas. They can park on outskirts and walk in. I think it's a safety issue for pedestrians.
- Often these are noisy and view obstructing which becomes a safety issue
- Heavy vehicles caused damage to water lines in my cul de sac. This resulted in flooding and water being restricted for several days as expensive repairs were made. Neighbour's friend would drop by for a visit in a semi fully loaded with lumber. Yes, bylaw was called. Idiot driver.
- Driveway only, not on the street.
- As long as the side walk can handle the load, if the operator damages the sidewalk , the operator pays for the repairs
- Picture Butte streets are too narrow in many streets to have heavy vehicles parked on them. Poor visibility with kids/people crossing the streets
- Children around too dangerous
- Are the streets and other infrastructure designed for this? Northridge is already congested with a narrow street. I'd also be concerned how long and loud these heavy vehicles idle in driveways
- We have a lot of people in Picture Butte that are truck drivers, and I truly think they would appreciate being able to take their trucks home at times. Mind you not the use of tartar breaks during night hours!
- Heavily opposed. We chose to live in a small town for the quiet that's typically attributed to communities of this size. I do not want to hear a commercial vehicle idling in a driveway next to my home, or inhaling the fumes that come along with it. I also think these pose a huge hazard to the safety of pedestrians (especially children). You obviously can't see small children as well in a commercial vehicle. These do not belong in residential neighbourhoods.

Q2 Council is considering making 5th Street North (road next to Eddies Pizza) a one way street, with traffic only being allowed to head north to Crescent Avenue from Highway 25. If the road became a one way street more parking could be facilitated and an often blind left turn from 5th Street North to head eastbound on Highway 25 would be eliminated. Would you support making 5th Street North a one way street with traffic only being allowed to travel north to Crescent Avenue from Highway 25.

Multiple Choice



	Choice	Totals
●	Yes	58
●	No	25

Responses 83 Answered 83 Unanswered 0

Comments:

- 4th Street (post office end) should be a one way, that section is way too tight
- I don't think till decision will have a negative impact on our community
- Safety is a real concern. There could be a no parking zone close to the corner to all more visibility for traffic and pedestrians
- No, people live there, and hard enough to park there why not make it by the bank / bee hive
- Make 4th street a one way instead. The road seems ro have gotten a lot narrower with the new sidewalk construction. And put overhead pedestrian lights at the intersection of 4th and highway ave.
- You should also make 3 st one way going south towards home hardware
- 3rd st.n. Should also be one way southbound. Probably higher priority than 5th
- This is dumb, what's the point? Semis are nit going to go that way?
- Totally unnecessary. Extra parking for who? Eddie's? Doesn't seem to be a parking issue for them. Develop the parking lot between the arena and the community center. Problem solved. Eliminating another exit off of crescent increases traffic at other intersections that are already hard to cross
- Safety first, but more parking helps support our businesses.

- You would have to make all the side streets one way. There are blind left turns all along Highway 25.
- Has council looked into a potential traffic problem on Northridge if the proposed church will be built north of Northridge?
- what i would be in favour of to slow traffic down to 30 km , backing out on main street, have to be so careful.
- With the angle of highway 25 5th, 6th and 7th street all have the same problem. (when turning left to go east) 7th street is particularly bad especially if there is a vehicle parked on the NE side of the road. You basically need to enter the intersection to see if there is traffic coming from the east. Traffic speed going west is probably the biggest issue to mangle this problem
- I'm indifferent to making 5th street northbound only.
- I am neutral on this decision.
- What purpose would it serve.
- I think the residents and business on that road should have more weight put on their opinion. I do not use this road and it makes no difference to me.



Memorandum

- Our Vision:** *Picture Butte is the Community of Choice to work, live and play in Lethbridge County.*
- Our Mission:** *Picture Butte is a thriving community dedicated to serving our people through fiscal responsibility and transparency.*

Date: October 11, 2024
To: Mayor, Council
From: Director of Emergency Services

RE: Emergency Services Report – September 2024

Year-to-Date Emergency Events (Jan-Sep)							
Fire			Medical		Motor Vehicle Collisions		Total
Town	County	Other	Town	Other	Town	County	
22	65	10	238	463	4	18	820

Fire Services

Fire crews responded to 29 events in September including 2 motor vehicle collisions, 5 alarms, 1 structure fire, 1 vehicle fire, 1 wildland fire, 3 tender assists, and 16 medical emergencies.

Our fall volunteer firefighter recruitment closed on September 27, 2024 and we received 3 applications. All 3 applicants will begin the recruit training program on October 16, 2024 and will bring our current roster of firefighters to 25 out of 32.

Discussions have been ongoing throughout the summer with Lethbridge County on renewing and updating our *Fire Services Agreement* which is currently under a one-year extension of term until March 31, 2025.

Emergency Medical Services

Our EMS crews responded to 59 medical events in September. A contract extension was signed with Alberta Health Services on September 11, 2024 which extended the term of our current agreement until September 30, 2026. We continue to work through the process provided by Alberta Health Services to advocate for additional funding.

Picture Butte Emergency Services is also preparing for our quadrennial audit by Accreditation Canada to maintain our Qmentum Accreditation which is scheduled for October 21 to 23, 2024.

Bylaw Services

Officer Mosby performs regular daily patrols of Picture Butte to actively monitor for bylaw compliance. Bylaw Services has been engaged in summer enforcement activities including weeds, unsightly properties, trailer parking, and campground patrols. The new *Parks and Campgrounds Bylaw* was passed in April and has been helpful in maintaining compliance at the campground. There are currently 4 of the 10 allocated Urban Hen Licenses issued in town. Throughout the summer 5 fines were issued for trailers parked in violation of the *Traffic Bylaw*, 5 clean-up orders were issued under the *Unsightly Premises Bylaw*, and 2 fines were issued under the *Dog Control Bylaw*.

2024 Bylaw Enforcement Files				
	July	August	September	Year-to-date Totals
Dog Control Bylaw	4	4	3	34 files
Traffic Bylaw	6	6	10	50 files
Noise Bylaw	-	-	-	-
Unsightly Premises Bylaw	22	12	4	101 files
Public Information	2	-	1	6 files
Business License Bylaw	-	1	-	12 files
Animal Regulation	-	-	-	1 file
Fire Protection Bylaw	-	-	-	1 file
Utility Bylaw	-	-	-	-
Land Use Bylaw	-	-	-	-
Urban Hen Bylaw	-	-	1	7 files
Parks & Campground Bylaw	3	1	2	9 files
Total	37 files	24 files	21 files	230 files
Development Files	13 files	20 files	9 files	151 files

Emergency Management

There have been several steering committee meetings with our consultant Trace Associates throughout the summer on development of the Regional Emergency Management Plan following the signing of the regional emergency management agreement by 5 of the 6 partners. However, following the Town of Coaldale's decision to withdraw from the partnership we are now having to make amendments to reflect a smaller regional partnership. We have received the updated agreement included in tonight's agenda.

Submitted by: Frank West, *Director of Emergency Services*



CITY OF
Lethbridge

October 7, 2024

Her Worship Catherine Moore
Mayor
Town of Picture Butte
PO Box 670
Picture Butte, AB T0K 1V0
Email: cmoore@picturebutte.ca

Dear Mayor Moore:

I am writing on behalf of Lethbridge City Council regarding the important issue of physician recruitment and retention. This is an issue that affects not only our city, but also many of our neighbouring municipalities, including Picture Butte.

In July of this year, Lethbridge City Council approved an updated Physician Recruitment Action Plan. The main objective of this plan is to encourage and support provincial efforts to recruit physicians to practice in Lethbridge. Our plan not only targets family physicians, but also physicians and health professionals in specialty areas such as anesthesiology, cardiology, child and adolescent mental health, diagnostic imaging, emergency medicine, geriatrics, internal medicine, obstetrics and gynecology, and pain management. If these efforts are successful, our regional partners such as you and your community will benefit.

From the 2021/22 fiscal year to the 2023/24 fiscal year, Picture Butte residents visited the Chinook Regional Hospital in Lethbridge a total of 2,918 times, according to data from Alberta Health Services. This means that approximately 43% of Picture Butte's population visits the hospital annually. This data highlights a shared challenge: the growing need for physicians, including specialists, which is leading to longer patient wait times and increasing pressure on our healthcare systems.

By working together, our communities can advocate more effectively for provincial support in this area. Specifically, we hope to ensure that the provincial government continues to make physician recruitment and retention in our region a priority. Our collective advocacy has the potential to reduce wait times for patients, relieve strain on local health facilities, and decrease the need for residents to travel long distances for care.



CITY OF
Lethbridge

We have attached an advocacy letter that we will be sending to the provincial government by the end of January 2025. We are asking for your support by signing this letter. By doing so, we can demonstrate that this is a collective concern, affecting not just one city but many communities across the region. Together, we can push for a change that will benefit all our residents.

If you wish to provide your support, please write your signature on the line directly above your name and send us a scanned copy of the signed letter. We sincerely hope that you will join us in this important effort. Please feel free to contact me directly at mayor@lethbridge.ca if you have any questions or need more information.

Thank you for your consideration.

Sincerely,

Blaine Hyggen
Mayor

Cc: Lethbridge City Council
Lloyd Brierley, City Manager
Keith Davis, Chief Administrative Officer



CITY OF
Lethbridge

October 7, 2024

Honourable Adriana LaGrange
Minister of Health
224 Legislature Building
10800 – 97 Avenue
Edmonton, AB T5K 2B6
Email: health.minister@gov.ab.ca

Dear Minister LaGrange:

On behalf of the Councils of Lethbridge, Cardston, Coaldale, Coalhurst, Fort Macleod, Lethbridge County, Magrath, Picture Butte, Raymond, Stirling, and Taber, we are writing to you regarding the challenge of physician recruitment and retention in our region.

We know that you have been working hard to address this issue and we thank you for continuing to make physician recruitment a top priority.

Despite the gains in recruitment of family physicians in our region, we see an emerging challenge due to recent or pending departures of specialty physicians and health professionals in Lethbridge in areas of practice such as anesthesiology, cardiology, child and adolescent mental health, diagnostic imaging, emergency medicine, geriatrics, internal medicine, obstetrics and gynecology, and pain management. It is vital that we confront this issue before it becomes a crisis.

As a region, we are committed to helping to address this issue. In July 2024, Lethbridge City Council approved an updated Physician Recruitment Action Plan that shifts our focus to the need to recruit specialty physicians and health professionals. Given the emerging need for these specialists, we feel that it is important to work together to ensure that this need is met.

As part of our updated action plan, Lethbridge has launched a marketing campaign to attract physicians to the region. This includes a dedicated webpage for physicians which outlines the benefits of working and living in Lethbridge as well as an online inquiry form, allowing individuals to contact city staff directly with any questions. Any inquiries we receive are also shared with the Chinook Primary Care Network. We hope that by providing resources and creating a direct point of contact to our municipal governments, we will be able to help attract more physicians to our communities.

Minister, we respectfully request that you continue to make the recruitment and retention of family physicians and specialized physicians a top priority. We are ready to collaborate with you and provide support on your recruitment initiatives.



OFFICE OF THE MAYOR

CITY OF
Lethbridge

We appreciate your efforts on this important issue. If you would like to further discuss this topic with our group, please contact Mayor Blaine Hyggen at mayor@lethbridge.ca.

Sincerely,

Blaine Hyggen
Mayor, City of Lethbridge

Tory Campbell
Reeve, Lethbridge County

Maggie Kronen
Mayor, Town of Cardston

Jack Van Rijn
Mayor, Town of Coaldale

Lyndsay Montina
Mayor, Town of Coalhurst

Brent Feyter
Mayor, Town of Fort Macleod

Byrne Cook
Mayor, Town of Magrath

Catherine Moore
Mayor, Town of Picture Butte

Jim Depew
Mayor, Town of Raymond

Andrew Prokop
Mayor, Town of Taber

Trevor Lewington
Mayor, Village of Stirling



OFFICE OF THE MAYOR

CITY OF
Lethbridge

Cc: Honourable Nathan Neudorf, Minister of Affordability and Utilities; MLA for Lethbridge-East
Honourable Joseph Schow, Minister of Tourism and Sport; MLA for Cardston-Siksika
Honourable Grant Hunter, Parliamentary Secretary for Agrifood Development; MLA for
Taber-Warner
Honourable Chelsae Petrovic, Parliamentary Secretary for Health Workforce; MLA for
Livingstone-Macleod
Honourable Martin Long, Parliamentary Secretary for Rural Health; MLA for West
Yellowhead

Keith Davis

From: Chris Gallagher <chris.gallagher@lnid.ca>
Sent: Tuesday, October 08, 2024 1:26 PM
To: Keith Davis
Cc: Matthew Coster; Brett Zielinski
Subject: Picture Butte Dam Maintenance

Hi Keith;

Thanks again for meeting with me last week. Looking forward to continuing to work with you and other with the Town on our overlapping interests.

As mentioned, LNID is stepping up our dam safety management and we are starting with maintenance coming from our recent dam safety inspection. Over the next 2 weeks our light construction crew will be conducting the following dam maintenance activities:

1. Filling rodent holes on the crest and slopes with self-sealing aggregate (polymeric sand or bentonite sand/gravel)
2. Removing small trees and shrubs from upstream (armoured) slopes, shoulders and crest.
3. Filling 'erosion pockets' with bedding gravel and riprap in select areas of upstream main dam.
4. Grading non-paved crest to re-establish crown.
5. Topographic surveying around entire reservoir.
6. Removing a few select trees from the spillway channel near the southwest corner.

We will have barriers and signage for the areas we are working in. We will attempt to minimize damage of the WOWS paved trail by bridging over. I will notify John Kolk with WOWS. Brett Zielinski (Construction & Maintenance Supervisor - copied) will contact Frank (or other preferred Town contact), to advise him when he will be mobilizing and to go over any concerns. **Please let me know who Brett should notify and their contact information.**

Thanks,

Chris Gallagher, P.Eng.
General Manager
Cell: 403-360-1388
Office: 403-327-3302
Email chris.gallagher@lnid.ca



2821 18 Ave N, Lethbridge, AB, T1H 6T5

Keith Davis

Subject: FW: The Vile Speed Bumps

From: Ruth Pelletier <decmag@telus.net>
Sent: September 27, 2024 8:16 AM
To: Picture Butte Info <info@picturebutte.ca>
Subject: The Vile Speed Bumps

Good morning, Town of Picture Butte,

As you can tell, I'm writing in regards to the new speed "bumps" in the new subdivision on the southwest side of town.

You can imagine my surprise when I drove into Lethbridge the other day - no speed bumps on the way in. But coming home - I drove this little stretch - always slowing down for the wide bump, but having no idea there were now others. The first strip almost bottomed me out - what at 30 km / hours? I had no idea what I'd hit. I was ready for the second strip. There were no markings or pylons at this time. Not good for my vehicle.

The next day, there were pylons and bits of yellow paint to mark these road hazards. The paint is now dirty and difficult to see and the pylons are gone. I know of another young lady who drives a little car who bottoms out on these. And that is after slowing down.

My guess is that the parents along this block have been complaining about people driving too fast? If this is so, I sympathize with them. There are lots of little kids on that street. However, it is up to the parents to teach these kids that the roadway is not for them to play on. I'm not talking street hockey stuff - I'm talking about 3,4 and 5 year olds wandering into the street without a care...having a little visit... wandering back and forth...without checking for traffic. Not a parent in sight. It's terrifying, as a driver and lover of children. We all have a part to play.

It irks me that my tax dollars are going to pay for these horrible deterrents, that are likely to do damage to vehicles. Coming through yesterday, I had to slow to maybe 8 km/hour to avoid a major jostle. Is this what will be happening all over Picture Butte, where kids aren't supervised? I sure hope not.

How about we post a speed limit of 30km/hour? How about a sign saying, "Kids at play"? I know that kids are prone to running out to grab a ball or something like that, but we ALL need to be vigilant - drivers, parents and kids. Teach the kids!

These speed bumps are not the answer to whatever the problem is. They need to be taken out or at least rounded down. 3 speed bumps for this little stretch? It's too much.

There. That's my rant. Hope to hear back from you or see some changes.

Thanks,

Ruth Pelletier
444 Willow Place
Picture Butte
403-634-9386

From: Ruth Pelletier <decmag@telus.net>
Sent: September 30, 2024 6:40 AM

To: Picture Butte Info <info@picturebutte.ca>

Subject: My first oops...

Dear Town of Picture Butte...

Apparently I live on the northwest side of town. You would think I should know this after 30 years...

But I still think the speed bumps are way too much.

Your directionally challenged citizen,

Ruth Pelletier

From: Ruth Pelletier <decmag@telus.net>

Sent: October 7, 2024 8:37 AM

To: Picture Butte Info <info@picturebutte.ca>

Subject: and further to my rant...

Greetings, yet again...

Regarding the vile speed bumps - I saw a kid using them as a ramp on his bike the other day...he went flying. Perhaps they need to be shaved down a bit.

That's all for today.

Your citizen,

Ruth Pelletier



Virus-free. www.avg.com



*THANK
YOU*

Picture Butte Council + CAO Davis,

Thank you so much for taking the time to listen to our concerns regarding traffic speeds on 9th Street.

We appreciate the addition of the speed bumps and have already noticed a reduction in speeds. Our goal was to help make the street safer and this was a great solution.

Thank you, Curtis + Mattie Watson.

Keith Davis

From: Picture Butte Info
Sent: Monday, September 23, 2024 1:29 PM
To: Picture Butte Public Works
Cc: Keith Davis
Subject: FW: Thank you! And a request...

From: Adrian and Annerieke Hengstmengel <aahengstmengel@hotmail.com>
Sent: September 23, 2024 12:19 PM
To: Picture Butte Info <info@picturebutte.ca>
Subject: Thank you! And a request...

Hello,

Thank you very much for listening to the people and bringing speed bumps to 9th street!! Very much appreciated. As for the request... is it possible to add a thick layer of gravel to the back alley around sunset park and continuing on down the back alley behind Gibbons Ave? There are always puddles there, even if it hasn't rained in weeks. This brings mud to the sidewalk and onto the road, on our children's shoes when they go to/from the bus stop, bike tires... the list goes on.

We look forward to being heard once again!

Thank you!

Adrian & Annerieke Hengstmengel

Sent from my Bell Samsung device over Canada's largest network.



ALBERTA

MUNICIPAL AFFAIRS

*Office of the Minister
MLA, Calgary-Hays*

AR116752

October 2, 2024

Dear Chief Elected Officials:

The Government of Alberta is increasingly concerned about the federal carbon tax's impact on municipalities. For the provincial government to better understand the pressures municipalities are facing and advocate to the federal government on your behalf, we are requesting that all Alberta municipalities share data relating to the impact of the carbon tax on your operations, both directly and indirectly.

I am inviting you to share your municipality's feedback through this online survey, <https://extranet.gov.ab.ca/opinio6/s?s=64826>, which will be open until 4:00pm on October 9, 2024.

If you have any questions regarding the survey, I encourage you to connect with us at ma.engagement@gov.ab.ca.

I look forward to hearing your perspectives on this important issue.

Sincerely,

Ric McIver
Minister of Municipal Affairs

cc: Chief Administrative Officers

Keith Davis

From: Juergen Ross <juergenross425@gmail.com>
Sent: Tuesday, September 24, 2024 2:47 PM
To: Cathy Moore; Henry deKok; Teresa Feist; Cynthia Papworth; Crystal Neels | Town of Picture Butte; Keith Davis; executivedirector@cataskforce.org
Cc: thecouncilclaw@shaw.ca
Subject: Re: Public Being Subjected to Animal Cruelty

In January 2024 horrific acts of animal cruelty took place in Picture Butte. CAO Keith Davis reached out to the Canadian Task Force January 18th asking for information before their January 22nd council meeting. Upon response by the Canadian Task Force, RJ Bailot advised Davis his organization assisted with the abused cats and offered to discuss a program with council. Instead of contacting Bailot to discuss the program, council voted to file their correspondence April 22, 2024. Why did Davis, the mayor or council not contact Bailot?

On July 22, 2024 I emailed council and included Bailot regarding my concerns of animal cruelty taking place in Picture Butte. When Bailot replied, he once again reached out to council to discuss to discuss a program and indicated that Picture Butte animal cruelty is one of concern. Why is Davis, the mayor and council not contacting Bailot to discuss a program? The program the Canadian Task Force offer, would help reduce the community cat overpopulation that contributes to animal cruelty. Below is a link to the Canadian Task Force 2024 Clinics and so far this year have spayed & neutered 1181 animals.

This isn't about whether you like or dislike cats, and I would hope council will chose to be responsible instead of allowing animal cruelty to continue in Picture Butte. Thank you and I look forward to your reply.

Regards,
Joan Kerbes
A Concerned Citizen



2024 Clinic Stats - Canadian Animal Task Force

Regards,
Joan Kerbes
A concerned citizen

Begin forwarded message:

From: "R.J Bailot" <executivedirector@cataskforce.org>
Subject: **Re: Public Being Subjected to Animal Cruelty**
Date: July 22, 2024 at 11:22:35 AM MDT
To: Juergen Ross <juergenross425@gmail.com>
Cc: cmoore@picturebutte.ca, hdekok@picturebutte.ca, tfeist@picturebutte.ca, cpapworth@picturebutte.ca, cneels@picturebutte.ca, thecouncilclaw@shaw.ca

Good morning, the situation in regards to the cats is one of real concern. Our organization has assisted with dozens of cats in Picture Butte over the years as it appears there is no local program to humanely address the issue. Our program is limited in how we can help in 2024 as we have commitments already for the year however we would be happy to meet with the town to discuss how we may be able to help.

Regards
RJ Bailot

RJ Bailot *(he/him/his)*
Executive Director | Canadian Animal Task Force
☒ 403-837-7442 ☒ cataskforce.org
☒ executivedirector@cataskforce.org



In the spirit of reconciliation, we acknowledge that we live, work and play on the traditional territories of the Blackfoot Confederacy (Siksika, Kainai, Piikani), the Tsuut'ina, the Iyâxe Nakoda Nations, the Métis Nation (Region 3), and all people who make their homes in the Treaty 7 region of Southern Alberta

On Mon, Jul 22, 2024 at 11:09 AM Juergen Ross <juergenross425@gmail.com> wrote:

The public is being subjected to horrific acts of animal cruelty in Picture Butte because the Town has not wanted to be involved with cat ownership as stated by CAO, Keith Davis. **It is because of**

overpopulation that cats can be considered disposable, and making them susceptible to cruelty like the cat whose 4 kittens were microwaved to death by Nicholas Whimster. Whimster previously served time in 2021, and was sentenced again in May after admitting to microwaving the 4 kittens one by one for 2 minutes each and received a 8 month sentencing. This is not an isolated event as indicated by Davis, because other cats were being tortured in the home, yet no other charges were laid against Whimster. When such horrific acts of animal cruelty have taken place in Picture Butte, doesn't council think this is serious enough to pursue a spay & neuter clinic that would reduce the number of community cats?

Davis advised the Town has not wanted to get involved with cats, yet councils duty is to be involved and address issues in their community. This is not about whether you like or dislike cats. No one should have to be subjected to learning about such animal cruelty; not the public, not veterinarians and especially not rescues because the Town does not want to be involved. By not introducing a program to reduce community cats by spaying & neutering, council plays a part in allowing the hostility and the cruelty towards cats. When ratepayer dollars were used to develop a park for dogs that requires regular maintenance, council should also be able to provide a program to reduce its community cat overpopulation. For the sake of anyone being subjected to learning about animal cruelty, I ask council to reconsider their decision by following up with Canadian Animal Task Force that would help reduce your community cat overpopulation.

Thank you and look forward to your reply.

Joan Kerbes
A Concerned Citizen

Keith Davis

From: The Council Animal Advocacy (CLAW) <thecouncilclaw@shaw.ca>
Sent: Tuesday, September 24, 2024 3:36 PM
To: 'Juergen Ross'; Cathy Moore; Henry deKok; Teresa Feist; Cynthia Papworth; Crystal Neels
| Town of Picture Butte; Keith Davis; executivedirector@cataskforce.org
Subject: RE: Public Being Subjected to Animal Cruelty

Mayor & Council, Picture Butte, Executive Director Cat Task Force,

I am in receipt of an email exchange from the Cat Task Force, RjBailot, and Joan Kerbes, possibly others unnamed, about an issue apparently dating back to earlier 2024.

I/we have been involved with Animal Cruelty issues Internationally since 1995. For your reference you may consult our web.site at www.thecouncilclaw.ca, specifically concerning Cats and a solution to your problems, you might consider adopting Bylaws along those described in Our Position On Issues, Section 30 and/or 31 describing contents for an Animal Relations Program at Picture Butte. This plan is similar as adopted at various Municipalities. The cornerstone would be a Breeder Permit scheme to get absolute control over all Cat or Dog breeding. However, even simple spay & neuter bylaws help.

Any decent Human Being cares for Animals, notably Cats for this edition of communication, none deserve to be treated cruelly by any Human and there is no place for any Human not acting with kindness because “they do not like a Cat or conversely a Dog, it is simple humane decency as a Human that mattes most. My last comment is to assure response and compliance “it is crucial to ensure enforcement & punishment is far worse than complying. Hope this may give you a star toward ending your apparent neglected situation dealing with Cats, this time.

Regards,

George

George F. Evens



GEORGE F. EVENS, ADVOCATE aka “The Cat Father” – My “VISIONARY BIO”

“A HEAD for BUSINESS, a HEART for PEOPLE, ANIMALS, ENVIRONMENT & WORLD”

- **EDITOR-IN-CHIEF: “News To You Action Proposals” & “DELIBERATELY STUPID” SEGMENT**
- **“News To You Action Proposals” (the BEST Informed Solutions or Opinions & Legislation);**
- **“Deliberately Stupid segment” (the worst Legislation and Humans/Politicians);**
- **INFORMED, VISIONARY, EMPATHETIC, PRO-ACTIVE, PERSISTENT CITIZEN ADVOCATE**
- **I am a “Champion” for every cause undertaken. Excellence is always my goal... FACILITATOR...CONVENOR...VISIONARY LEADERSHIP...DELEGATIONS to Municipal Councils**
- **Consolidated multi content encyclopedia format web.site: www.thecouncilclaw.ca ... General email contact: thecounciladvocacy@shaw.ca**
- **Advocacy - This is who I am and this is what I do best for you and your families, since 1988.....Being one of the most viral, knowledgeable, progressive, pro-active Advocacies, we shall persist & with your support, we will exude "strength in numbers" and thus, win each battle and eventually the war itself. A selection of 'causes' follow in a consolidated "Visionary BIO"format:**
- **“News To YOU Action Proposals” – an ongoing series of effective, pro-active, progressive “Proposals” to be adopted by designated level of Government.**
- **“Deliberately Stupid” segment depicts the worst decisions, Bylaws, Provincial, Federal Legislation, draconian Legislation demanding remedy, indifferent, ignorant, Leaders and Candidates for “RECALL”.**
- **International Advocate – Animal Relations, (1995), - web.site: www.thecouncilclaw.ca E.Mail: thecouncilclaw@shaw.ca **Abolish Cruelty to Animals**, Focus "Factory Farming" (install closed-circuit TV in all Animal populated enclosures); Improved "Farm Codes of Practice" refer web.site, 'click' "Wholesome & Humane Program= Basic minimum STANDARDS for Farm Animals (replace Codes of Practice, if inferior), **Prohibit "Battery Hen Cages"; Prohibit AG Gag laws. TOP PRIORITY** If not in existence, To create a 'state-of-the-art no-kill Animal Control facility, for Dogs & Cats' at Mission & each Municipality; services including Education, Adoption, Foster, LOW-COST Veterinary Hospital, TNR Program. Bylaw Development – **MAJOR Universal Objective "Breeder Permit"** (to control ALL Cat & Dog Breeding, eliminating all puppy & kitten mills), as well, other than approved Humane Society/Home/Purebred Breeder with Permit, prohibit sale of all Companion Animals in any location; Mandatory Criminal Code Legislation adopt (sentient-beings, feeling & fearing pain, no longer 'property', cruelty adequate, no need to prove wilful); Provincial Legislation, Municipal Bylaws. Federal & Provincial Legislation (1995); **“BOYCOTT CENTRAL” to pro-actively identify any Business or Veterinarian unwilling to actively improve the lives of Animals. Such as, Vet’s to provide low-cost professional medical services to less fortunate, to combat unwanted populations of Cats. Thus, violations or indifference, to incur Public refusal to continue doing business, hence be boycotted (refer web.site “Boycott Central”). To prohibit Rodeo events using live Animals, including but not limited to any other appropriate name, Bronc or Steer Riding, Chuck wagon Races, Calf-Roping, Steer wrestling and any missed by omission or oversight, MAJOR ATROCITY “STOP CRUEL INHUMANE SEAL KILLS” ...To perpetuate this vile act defines your character, as a ‘decent person’ would STOP the slaughter now!****

From: Juergen Ross [mailto:juergenross425@gmail.com]

Sent: Tuesday, September 24, 2024 1:47 PM

To: cmoore@picturebutte.ca; hdekok@picturebutte.ca; tfeist@picturebutte.ca; cpapworth@picturebutte.ca; cneels@picturebutte.ca; keith@picturebutte.ca; executivedirector@cataskforce.org

Cc: thecouncilclaw@shaw.ca

Subject: Re: Public Being Subjected to Animal Cruelty

THE PICTURE BUTTE MUNICIPAL LIBRARY
CORDIALLY INVITES YOU TO ATTEND A VERY SPECIAL

Wine & Cheese Treasure Hunt Event

OCT
THURSDAY *24* AT 5:30 PM
2024

102 - 4 Street North
Picture Butte, Alberta

*Come discover that the Library is so
much more than just books.*

RSVP by Oct. 17th, 2024
Email: help@picturebuttelibrary.ca
or call 403-732-4141

**Barons-Eureka-Warner Family & Community Support Services (FCSS)
Minutes of Board Meeting – Wednesday, September 4, 2024
Coaldale Hub (2107-13th Street)
In-person and Online**

Attendance (in-person)

Board Members:

Degenstein, Dave – Town of Milk River, Chair
Bekkering, Garth – Town of Taber
Doell, Daniel – Village of Barons
Feist, Teresa – Town of Picture Butte
Foster, Missy – Village of Barnwell
Heggie, Jack – County of Warner
Hickey, Lorne – Lethbridge County
Jensen, Kelly – Town of Raymond
Kirby, Martin – Village of Warner
Nilsson, Larry – Village of Stirling

Attendance (on-line):

Chapman, Bill – Town of Coaldale, Vice-Chair
Harris, Merrill – M.D. of Taber
Jensen, Melissa – Town of Nobleford
Payne, Megan – Village of Coutts

Absent

Caldwell, Heather – Town of Coalhurst
Norris, Russell – Town of Vauxhall

Staff (in-person):

Morrison, Zakk – Executive Director
DeBow, Petra – Manager
Florence-Greene, Evelyn – Accounting Assistant

Call to Order

D. Degenstein called the meeting to order at 4:07 p.m.

Approval of Agenda

L. Nilsson moved the Board approve the agenda as presented.

Carried Unanimously

D. Degenstein thanked H. Caldwell for chairing the June 5, 2024, meeting.

Minutes

J. Heggie moved the minutes of the June 5, 2024, FCSS Board meeting be approved as presented.

Carried Unanimously



Delegation

Community Needs Assessment Update

L. Hallstrom entered the meeting at 4:22 p.m.

Z. Morrison introduced L. Hallstrom to the Board.

Lars Hallstrom, Prentice Institute provided information regarding the Community Needs Assessment project.

The Board discussed the Community Needs Assessment project.

L. Hallstrom has a team of seven in place and they are in a position to engage with communities. The team will be contacting the participating community stakeholders. Perspective meetings will be held via zoom, phone, or in-person.

This is the first phase of data collection, and Lars hopes to achieve dialogue with all communities. The team is pulling together research and grey literature for information and triangulating data points.

G. Bekkering asked if the findings will pinpoint municipal locations.

L. Hallstrom responded that data will be shared analytically.

D. Degenstein asked when the project will be completed.

L. Hallstrom responded that the project will conclude in 2026.

The Board thanked L. Hallstrom for his presentation.

L. Hallstrom left the meeting at 4:42 p.m.

M. Payne moved the Board receive the Community Needs Assessment update information for information.

Carried Unanimously

Correspondence

The following correspondence was presented for information:

- 2024-05 Family and Community Support Services Association of Alberta (FCSSAA) – Funding Information Feedback
- 2024-06 FCSSAA News
- 2024-06 Call for Resolutions for 2024 FCSSAA Annual General Meeting (AGM)
- 2024-07-10 FCSSAA President Nomination Package
- 2024-07 FCSSAA News
- 2024-06-17 Certificate of Appreciation from South Region Parents as Teachers Society
- 2024 Letter and Certificate of Appreciation from Canada Revenue Agency – 2024 Community Volunteer Income Tax Program



Z. Morrison will email the Board the FCSSAA President Nomination package.

The Board discussed the FCSS Tax Program and volunteers.

T. Feist moved the Board to receive the correspondence presented for information.

Carried Unanimously

Reports

Executive Director

Zakk Morrison reviewed the Executive Director's report.

The following was highlighted:

- Barons-Eureka-Warner FCSS Community Needs Assessment summary is intended for distribution among Municipal Councils and Management to raise awareness of the project prior to stakeholder engagement and community data collection.

G. Bekkering moved the Board to approve the Executive Director's Report as presented.

Carried Unanimously

Financial Report

Z. Morrison reviewed the Financial Report.

The Board discussed the Financial Report.

L. Hickey moved the Board approve the September 2024 Financial Report including:

- Financial statement for July 31, 2024;
- Monthly accounts for May 31, 2024;
- Monthly accounts for June 30, 2024;
- Monthly accounts for July 31, 2024;
- ATB Mastercard statement May 11 to June 12, 2024;
- ATB Mastercard statement June 13 to July 11, 2024;
- ATB Mastercard statement July 12 to August 13, 2024.

Carried Unanimously

New Business

Policy Updates and Recommendations

Zakk Morrison reviewed the Policy Handbook updates for:

- Human Resources
- Administration and Finance
- Information Management

M. Jensen left the meeting at 5:01 p.m.



The Board discussed the Policy Handbook updates.

D. Doell moved the Board to receive the updated Administration and Finance policy for information.

Carried Unanimously

L. Hickey moved the Board to receive the updated Information Management policy as information.

Carried Unanimously

K. Jenson moved the Board approve the proposed changes to the Human Resource Policies as per the memo to the Board dated September 4, 2024, to be effective October 1, 2024.

Carried Unanimously

Round Table:

Petra DeBow provided an update on Premier Smith's visit on July 24, 2024.

Closed Session

M. Kirby moved the Board move in-camera, based on the Governance Policies-Board Meeting in Absence of the Public, at 5:30p.m.

Carried

Evelyn Florence-Greene, Petra DeBow and Zakk Morrison left the meeting at 5:31 p.m.

J. Heggie moved the Board back to regular session at 5:44 p.m.

Carried

Date of Next Meeting

The date of the next regular Board meeting will be October 2, 2024, at the Coaldale Hub (2107-13th Street) in-person and online (via Teams) starting at 4:00 p.m.

Adjournment

J. Heggie moved the meeting adjourn at 5:45 p.m.

Carried



Chairperson



Executive Director

Home Occupations

Commercial pursuits within a residence are increasingly common but beg the question of how much is too much.

Dwellings and neighbourhoods have been continually evolving and at the same time, ideals around work-life balance also shifting. Despite a rapid rise in the proportion of “work from home” employment, this type of activity is typically innocuous, and generally accepted. Home occupations that extend beyond a simple office are to varying degrees acceptable, depending on their intensity and scope. It goes without saying that “location” is everything – as acceptable limits for a home occupation on an acreage will obviously be different than within an apartment building.

Home Occupation Context

Home occupations, or home-based businesses, are the use of a residential property for an occupation, trade, profession, service or craft carried on by an occupant of the dwelling. This includes contract work, selling catalogue products such as kitchen wares or spices, hair salons, e-commerce, or the office and storage component of a trade related business (electrical, plumbing, drywall, etc.). Home occupations can come in a variety of forms however they should be secondary to the principal residential use.

For centuries people have been selling their produce, self-made products, wares, or offering their skills from home in order to provide for their families. It was not until the industrial revolution that there was a large-scale need for people to leave their homes to conduct their work and earn wages in factories and offices. Despite the broad scale shift in how we work, not all have subscribed to the notion that work must take place outside of the home. With the advent of the digital revolution and the expansive growth of the digital economy, many continue to work from home either as a corporate employee (remote worker) or as entrepreneurs operating their own businesses.

For most municipalities and in the context of this discussion, a home occupation is a business which is owned and operated by a resident of the home, and not remote work. That is to say, working from home and home occupations are not the same for the purposes of this periodical. Although working from home on behalf of a corporation could constitute a home occupation if the municipality desires, it is not typically pursued. This periodical will examine the nuance of this development type and how it might fit into southern Alberta communities.

Legislative & Legal Framework

The Court of Appeal has examined decisions made on home occupations on several occasions. The question of when a home occupation is better suited as another defined use within the land use bylaw, and likely not allowable within a residential district, is most often the subject matter of the appeal. There are two cases in Alberta in recent years which juxtapose the topic.

In *Edmonton (City) v Edmonton (Subdivision and Development Appeal Board)*, 2017 ABCA 140, a permit to operate a trucking business, including administrative activities and the outdoor storage of semi-trailer trucks from a five-acre parcel on lands zoned Agriculture had been denied by the Development Authority, then subsequently approved by the Subdivision and Development Appeal Board (SDAB). The Court of Appeal found that the municipality's definition of Major Home Based Business did not permit outdoor business activities or storage, therefore the SDAB erred in issuing a permit for the use. Conversely, in *Fuhr v Parkland (County)*, 2018 ABCA 442 a permit to operate a trucking business that specializes in moving buildings on lands zoned Agricultural General was granted by the Development Authority and subsequently supported by the SDAB. The permit allows for the parking of eight trucks indoors and four trailers outdoors, washing of vehicles, and temporarily storing ten portable classrooms outdoors. In this case, the Court

Statistics Canada has reported that nearly one in four (24.3%) Canadians worked from home at the time of the 2021 Census and although the 2023 Spring Labour Force Survey has shown a slight decrease (down to 20.1% of workers) the number of people using their dwelling as their place of work is still nearly triple that of the 2016 Census which indicated only 7.4% of people worked from home. It is important to note 2021 was the first census period to occur following the onset of the COVID-19 pandemic while work from home protocols remained in place for many. Unfortunately, Statistics Canada does not differentiate between remote workers and entrepreneurs however these statistics reinforce the reality that working from home is becoming more prevalent even after the work place has generally returned to normal following the COVID-19 pandemic.

Source: Statscan 2021 Census and 2023 Labour Force Survey



Happy Pawz Grooming Claresholm

Source: Town of Claresholm

Municipal Government Act

640(2) A land use bylaw

(a) must divide the municipality into districts of the number and area the council considers appropriate;

(b) must, unless the district is designated as a direct control district pursuant to section 641, prescribe with respect to each district,

(i) the one or more uses of land or buildings that are permitted in the district, with or without conditions, or

(ii) the one or more uses of land or buildings that may be permitted in the district at the discretion of the development authority, with or without conditions, or both;

(c) must establish a method of making decisions on applications for development permits and issuing development permits for any development, including provision for

(i) the types of development permit that may be issued,

(ii) applying for a development permit,

(iii) processing an application for, or issuing, cancelling, suspending or refusing to issue, a development permit,

(iv) the conditions that are to be attached, or that the development authority may attach, to a development permit, either generally or with respect to a specific type of permit,

(v) how long any type of development permit remains in effect,

(vi) the discretion that the development authority may exercise with respect to development permits, and

(vii) any other matters necessary to regulate and control the issue of development permits that to the council appear necessary.

of Appeal found the municipality's definition of Home-Based Business Level 3 allowed for the parking of commercial vehicles and some industrial activity with some outside impacts therefore, the appeal was dismissed and the decision of the SDAB was upheld.

In the Parkland County case, the appellants argued that the decision of the Court in the Edmonton case set a precedent establishing that home-based businesses should occur entirely indoors. The Court disagreed, noting that the two definitions were materially different and each municipality and SDAB must apply their own legislative framework to the lands within their jurisdiction.

Section 640 of the *Municipal Government Act* (MGA) requires a municipality to have a land use bylaw for the purpose of dividing the municipality into districts and listing one or more uses of land or buildings that are permitted or discretionary uses within the district. It does not, however, stipulate what uses must be included in the bylaw or how a municipality must define certain uses. It is up to each municipality to characterize what a home occupation is and appropriately define what types of activities may or may not be acceptable. Certain home based uses such as day cares, group homes, bed and breakfasts and short-term rentals are often defined and governed separately to emphasize that they have different impacts on neighbourhoods.

Beyond land use, home occupations are often viewed by brick-and-mortar businesses as being on an unlevel playing field due to the cost savings of not having a separate location from their dwelling. Particularly, the lack of property taxes associated with the home occupation can be off-putting to the local brick-and-mortar business community. Section 297 of the MGA affords municipalities the opportunity to apply more than one assessment class to a property. Because assessment is not affected by zoning and focuses on the activities occurring on the site, municipalities are able to apply the commercial mill rate to the portions of the dwelling utilized for the home occupation. However, this can be difficult to do where the home occupation does not have a distinct and defined space separate from the remainder of the dwelling. For instance, a business selling baked goods made in the home kitchen will also utilize that same kitchen for the day to day needs of the household, making it difficult to tax the area used for business separately from the home. Whereas a personal training studio that is the sole use of a detached garage can more easily be assessed as a commercial space separate from the dwelling. Municipalities should seek further guidance from their Municipal Assessors on this topic.

Other mechanisms that may be applied to home based businesses including business license and development permit fees. Municipalities may set rates for home occupations as more expensive than those for other businesses in an effort to level out the playing field and account for the lack of property taxes being paid. As an example, for particular home occupations, the Town of Vulcan levies an additional monthly \$5 fee on the water rate as a condition of approval.

Benefits and Challenges

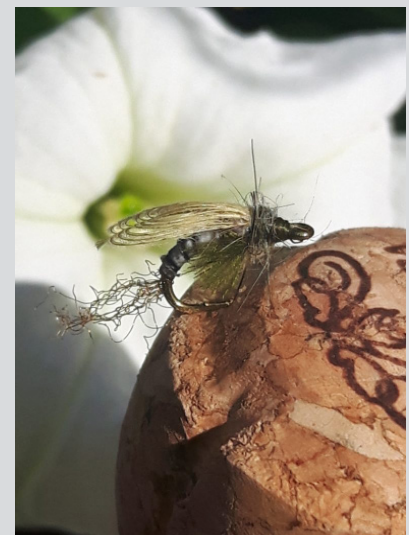
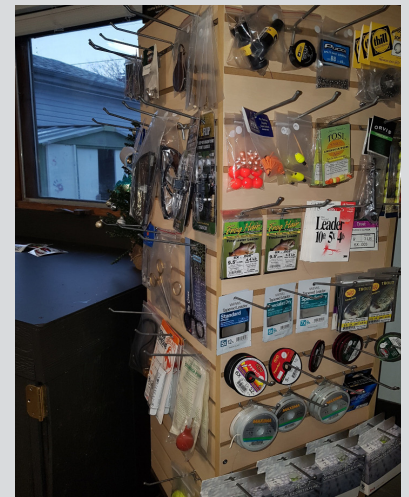
Municipalities experience both benefits and challenges from home occupations, including economic impacts. Home occupations provide services that may not otherwise be provided within the municipality or regional service area. For some there are barriers that make working outside of the home difficult, such as childcare access or affordability, the cost and time associated with commuting, or physical disabilities which can make participating in the workforce in a traditional way difficult. They allow more residents to participate in the workforce, which increases household incomes and money circulating in the local economy. Additionally, home occupations act as business incubators by providing an ability to grow a business in a low overhead environment during those crucial starting years. These businesses can enter traditional commercial or industrial space when financially viable. Without the ability to start as a home occupation, some businesses may never start or survive the first years of existence.

Conversely, home occupations in place of traditional brick and mortar locations can take away from efforts to focus development within the downtown or other commercial hubs, reducing the commercial tax base and leaving buildings to sit vacant. Further, the proximity to neighbours and the residential character of an area can make compatibility of some home occupations difficult depending on the context of the site and the proposed development (eg. auto repair businesses).

Enforcement of home occupations for compliance with the land use bylaw can be challenging due to their subordinate and sometimes inconspicuous nature. Without complaints or patrolling digital media, it may be difficult to identify where a home occupation is operating without approval. Without specific parameters around what is or is not acceptable, such as the number of client visits, it can be difficult for the Development Authority to make a clear determination, and they may feel influenced to approve a home occupation which is beyond the scope of what has been contemplated in the land use bylaw in order to protect economic interest of the applicant. A catering business may be an acceptable home occupation where the food is prepared on site and delivered to an off-site venue, but what happens when the home becomes the venue? If the land use bylaw does not clearly define the parameters in which non-resident visitors may come to the dwelling for business related activities, it may not be clear to the Development Authority if the scope for a home occupation has been exceeded.

Land Use Considerations

Many municipalities choose to define home occupations by categories, allowing for minor, less noticeable home occupations to be a permitted use and the less benign home occupations to be discretionary with each case being reviewed on its own merits. An accountant who does not have client visits will have far less impact to the neighbourhood than an in-home salon with multiple client visits a day. The salon will require consideration given to the parking of client vehicles while the accountant would have none. To apply the same parking requirements to both would be unfair and may hinder the



Garage workshop in Coalhurst

Source: MyFlyGuy.ca

In March 2020, the Municipal District of Pincher Creek was contacted by a neighbour regarding the use of the adjacent farmstead as an oilfield service business. Upon review of the matter, it was determined that there were no permits for the activity on the subject lands and the MD requested that the landowner submit a development permit application to bring the existing use into compliance.

Due to the nature of the development, the permit application was split into two separate permits. The first being for the home occupation portion and the second portion pertaining to the outdoor storage of 75 pieces of equipment.

The outdoor storage as a discretionary use was appealed. But because the Home Occupation was a permitted use it was not appealed and the Board claimed no jurisdiction over that permit. The Board considered the use size and scale of the outdoor storage and determined that, subject to the conditions of the approval, the site was suitable for the intended use of storage.

Subsequent to this decision the MD introduced a Rural Business district where similar applications would need rezoning.



accountant from obtaining approval.

When determining the intensity that is acceptable for home occupations within different home occupation categories and creating standards for each category, municipalities should take into consideration:

- Client parking
- Parking multiple business-related vehicles and trailers
- Outdoor storage of equipment and materials
- The volume of clients coming to the home on a daily basis
- Signage
- Hours of operation
- The number of non-resident employees
- Nuisance factors such as dust, odors, and noise.

Unlike other permits which when issued run with the land, home occupation permits should be specific to both the site and the resident. This is to ensure that the business cannot move to a new home with the resident, or a new resident could not move in and continue a home occupation without approval. Every home and neighbourhood will have their own characteristics that may or may not make the home occupation compatible.

To ensure home occupation standards are being met and permit conditions are being adhered to, some municipalities, including the Town of Claresholm and the Municipal District of Taber, only issue development permits for one-year whereupon the permit holder must apply for a renewal in order to continue the home occupation. At renewal, the Development Authority can consider feedback from neighbours and reevaluate compatibility with the neighbourhood. If it is determined it is not, the renewal can be denied.

In the rural context, neighbours remain farther apart therefore home occupations can be less discernible despite increasing in intensity. This allows rural municipalities the ability to afford residents with greater home occupation allowances where the property's size is conducive to do so. Lenient standards may increase the ability to park more business-related vehicles on the property, allow for more non-resident employees to attend the site, or permit outdoor storage of materials or equipment beyond what would normally be allowed within an urban setting.

Some municipalities have begun introducing new land use districts which allow for business undertakings in conjunction with residential development. This shift is embracing a live-work model by allowing uses that are typically considered too intense to be categorized as home occupations. For instance, the MD of Taber has put forth a new country residential land use district for consideration by Council. This district proposes to expand the scale of home occupations in conjunction with the principal dwelling by allowing other defined uses to be permitted within the district in conjunction with a residence. Their Rural Industrial Class C use is proposed to be a discretionary use and allow for things like manufacturing, warehousing, construction support services, and household repair services. If approved, the district will allow for greater flexibility in what types of businesses could be operated from an acreage setting. Similarly, Rocky View County has established the

Business Live-Work district to accommodate residential and light industrial or commercial activity on a single parcel. Uses such as care facilities, retail, automotive services, and event-based businesses like wedding venues can be contemplated within the district. The County requires the district to be adjacent to existing development that is commercial or industrial in nature in order to increase the compatibility of the Live-Work district with its surroundings.

In an urban setting, the City of Lethbridge has implemented the Urban Innovation land use district. The intent of the district is “to allow for comprehensive Development of a Site which may or may not feature a mixture of complementary land Uses to create an environment not possible using another land Use District in this Bylaw.” (City of Lethbridge, Land Use Bylaw 6300). This provides for the development of dwellings with commercial units that blend into the fabric of a residential neighbourhood. Similarly, the Town of Nobleford introduced the Cottage Industry Residential district in 2010 with the idea that the district could be a transition zone from industrial uses to residential. The district promotes residential development with opportunity for compatible commercial development within a residence on large (8712 sqft.) residential lots. Despite its creation, there have been no applications to rezone which may be related to the number of available commercial and industrial lots.

By accepting the live-work lifestyle into the municipality, these land use districts create a new model within their communities where commercial or light industrial undertakings are accepted in a district intended for residential development. By using a specific land use district, the municipalities seek to ensure that there is an awareness of the possible uses that may occur within the district and a buy-in from landowners who are accepting of the live-work lifestyle. These approaches likely require a land use bylaw amendment to become eligible which would shift neighbor concerns to Council during the public hearing process. Unlike traditional home occupations, these approvals may run with the land, allowing both the residential and business-related use to continue in that location, regardless of owner.

Concluding Remarks

Each municipality can determine what they consider a home occupation and how intense it can be before it is no longer subordinate to the residential use of the property and therefore beyond the scope of a home occupation. Accordingly, municipalities should be prepared to contemplate the increasing pressure to expand the scope of what a home occupation is. Whether there is interest to expand opportunities for home occupations or to stick to the status quo, it is vital that the definitions and standards for home occupation types clearly define what should or should not be permissible. The addition of a new land use district to confine the increasing intensity of home occupations to certain areas may also be contemplated.

Concept for the development of townhomes with commercial spaces on the main floor and a two-story dwelling unit above which blends the separation of uses normally found in mixed use developments with the low to medium density residential character typical of home occupations.



Source: <https://www.kurtishawkins.com/prestwick-townhomes/>

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