



Province of Alberta
Order in Council

O.C. 133 /2012

MAR 22 2012

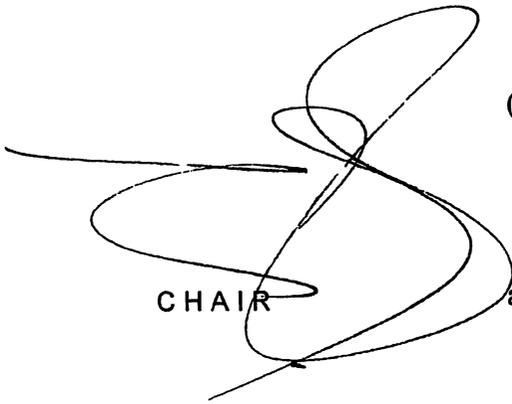
ORDER IN COUNCIL

Approved and ordered:

Lieutenant Governor

The Lieutenant Governor in Council orders that

- (a) effective December 31, 2011, the land described in Appendix A and shown on the sketch in Appendix B is separated from Rocky View County and annexed to the City of Airdrie,
- (b) any taxes owing to Rocky View County at the end of December 30, 2011 in respect of the annexed land are transferred to and become payable to the City of Airdrie together with any lawful penalties and costs levied in respect of those taxes, and the City of Airdrie upon collecting those taxes, penalties and costs must pay them to Rocky View County, and
- (c) the assessor for the City of Airdrie must assess, for the purpose of taxation in 2012 and subsequent years, the annexed land and the assessable improvements to it,



CHAIR

and makes the Order in Appendix C.

For Information only

Recommended by: Minister of Municipal Affairs

Authority: Municipal Government Act
(sections 125 and 138)

APPENDIX A

DETAILED DESCRIPTION OF THE LANDS SEPARATED FROM ROCKY VIEW COUNTY AND ANNEXED TO THE CITY OF AIRDRIE

SECTION TWENTY-FOUR (24), TOWNSHIP TWENTY-SEVEN (27), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN INCLUDING ALL THAT LAND LYING SOUTH OF THE NORTH BOUNDARY OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH SIDE OF SAID SECTION AND INCLUDING ALL THAT LAND LYING SOUTH OF THE PROJECTION EAST OF THE NORTH BOUNDARY OF SAID ROAD ALLOWANCE AND INCLUDING ALL THAT LAND LYING SOUTH OF THE PROJECTION WEST OF THE NORTH BOUNDARY OF SAID ROAD ALLOWANCE.

SECTION THIRTEEN (13), TOWNSHIP TWENTY-SEVEN (27), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE.

SECTION TWENTY-THREE (23), TOWNSHIP TWENTY-SEVEN (27), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN INCLUDING ALL THAT LAND LYING SOUTH OF THE NORTH BOUNDARY OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH SIDE OF SAID SECTION AND INCLUDING ALL THAT LAND LYING SOUTH OF THE PROJECTION EAST OF THE NORTH BOUNDARY OF SAID ROAD ALLOWANCE.

ALL THAT PORTION OF SECTION FOURTEEN (14), TOWNSHIP TWENTY-SEVEN (27), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE.

ALL THAT PORTION OF SECTION TWENTY-TWO (22), TOWNSHIP TWENTY-SEVEN (27) RANGE ONE (1) WEST OF THE FIFTH MERIDIAN INCLUDING ALL THAT LAND ADJACENT TO THE NORTH SIDE OF SAID SECTION LYING SOUTH OF THE NORTH BOUNDARY OF PLAN 791 0430 AND INCLUDING THAT PORTION OF THE NORTH-SOUTH ROAD ALLOWANCE ON THE WEST SIDE OF SAID SECTION LYING SOUTH OF THE PROJECTION WEST OF THE NORTH BOUNDARY OF PLAN 791 0430.

ALL THAT PORTION OF SECTION FIFTEEN (15), TOWNSHIP TWENTY-SEVEN (27), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE.

ALL THAT PORTION OF SECTION TEN (10), TOWNSHIP TWENTY-SEVEN (27), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE AND INCLUDING ALL THAT LAND LYING EAST OF THE WEST BOUNDARY OF PLAN 801 1594.

THE NORTHEAST QUARTER OF SECTION NINE (9), TOWNSHIP TWENTY-SEVEN (27), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN AND INCLUDING ALL THAT LAND LYING SOUTH OF THE NORTH BOUNDARY OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH SIDE OF SAID QUARTER SECTION.

ALL THAT PORTION OF SECTION THREE (3), TOWNSHIP TWENTY-SEVEN (27), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE INCLUDING ALL THAT PORTION OF PLAN 801 1594 LYING EAST OF SAID SECTION AND INCLUDING ALL THAT PORTION OF PLAN 891 0982 LYING EAST OF THE PROJECTION SOUTH OF THE WEST BOUNDARY OF THE NORTH-SOUTH ROAD ALLOWANCE ADJACENT TO THE WEST SIDE OF SAID SECTION.

ALL THAT PORTION OF SECTION THIRTY-FOUR (34), TOWNSHIP TWENTY-SIX (26), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE.

ALL THAT PORTION OF SECTION TWENTY-SEVEN (27), TOWNSHIP TWENTY-SIX (26), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE.

ALL THAT PORTION OF THE NORTHEAST QUARTER OF SECTION TWENTY-EIGHT (28), TOWNSHIP TWENTY-SIX (26), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN LYING EAST OF THE EAST BOUNDARY OF PLAN 9310526 BLOCK 8 LOT 2 AND INCLUDING ALL THAT PORTION OF SAID QUARTER SECTION LYING EAST OF THE PROJECTION SOUTH OF THE EAST BOUNDARY OF PLAN 9310526, BLOCK 8, LOT 2 AND INCLUDING THAT PORTION OF SAID QUARTER SECTION LYING EAST OF THE PROJECTION NORTH OF THE EAST BOUNDARY OF PLAN 9310526, BLOCK 8, LOT 2.

ALL THAT PORTION OF SECTION TWENTY-SIX (26), TOWNSHIP TWENTY-SIX (26), RANGE ONE (1) WEST OF THE FIFTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE.

ALL THAT PORTION OF SECTION THIRTY-FOUR (34), TOWNSHIP TWENTY-SIX (26), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN NOT WITHIN THE CITY OF AIRDRIE.

SECTION THIRTY-FIVE (35), TOWNSHIP TWENTY-SIX (26), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN.

ALL THAT PORTION OF THE WEST HALF OF SECTION THIRTY-SIX (36), TOWNSHIP TWENTY-SIX (26), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN AND INCLUDING ALL THAT LAND LYING SOUTH OF THE NORTH BOUNDARY OF PLAN 3506JK.

THE WEST HALF OF SECTION SIX (6), TOWNSHIP TWENTY-SEVEN (27),
RANGE TWENTY-EIGHT (28) WEST OF THE FOURTH MERIDIAN.

SECTION ONE (1), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-NINE
(29) WEST OF THE FOURTH MERIDIAN.

ALL THAT PORTION OF SECTION TWO (2), TOWNSHIP TWENTY-SEVEN (27),
RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN NOT WITHIN
THE CITY OF AIRDRIE.

ALL THAT PORTION OF SECTION ELEVEN (11), TOWNSHIP TWENTY-SEVEN
(27), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN NOT
WITHIN THE CITY OF AIRDRIE.

SECTION TWELVE (12), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-
NINE (29) WEST OF THE FOURTH MERIDIAN.

THE WEST HALF OF SECTION SEVEN (7), TOWNSHIP TWENTY-SEVEN (27),
RANGE TWENTY-EIGHT (28) WEST OF THE FOURTH MERIDIAN.

THE SOUTHWEST QUARTER OF SECTION EIGHTEEN (18), TOWNSHIP
TWENTY-SEVEN (27), RANGE TWENTY-EIGHT (28) WEST OF THE FOURTH
MERIDIAN.

THE SOUTH HALF OF SECTION THIRTEEN (13), TOWNSHIP TWENTY-SEVEN
(27), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN.

THE NORTHEAST QUARTER OF SECTION THIRTEEN (13), TOWNSHIP
TWENTY-SEVEN (27), RANGE TWENTY-NINE (29) WEST OF THE FOURTH
MERIDIAN.

ALL THAT PORTION OF SECTION FOURTEEN (14), TOWNSHIP TWENTY-
SEVEN (27), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN
NOT WITHIN THE CITY OF AIRDRIE.

ALL THAT PORTION OF SECTION FIFTEEN (15), TOWNSHIP TWENTY-SEVEN
(27), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN NOT
WITHIN THE CITY OF AIRDRIE.

SECTION TWENTY-TWO (22), TOWNSHIP TWENTY-SEVEN (27), RANGE
TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN INCLUDING ALL THAT
LAND LYING SOUTH OF THE NORTH BOUNDARY OF THE EAST-WEST ROAD
ALLOWANCE ADJACENT TO THE NORTH SIDE OF SAID SECTION AND
INCLUDING ALL THAT LAND LYING SOUTH OF THE PROJECTION EAST OF
THE NORTH BOUNDARY OF SAID ROAD ALLOWANCE AND INCLUDING ALL

THAT LAND LYING SOUTH OF THE PROJECTION WEST OF THE NORTH BOUNDARY OF SAID ROAD ALLOWANCE.

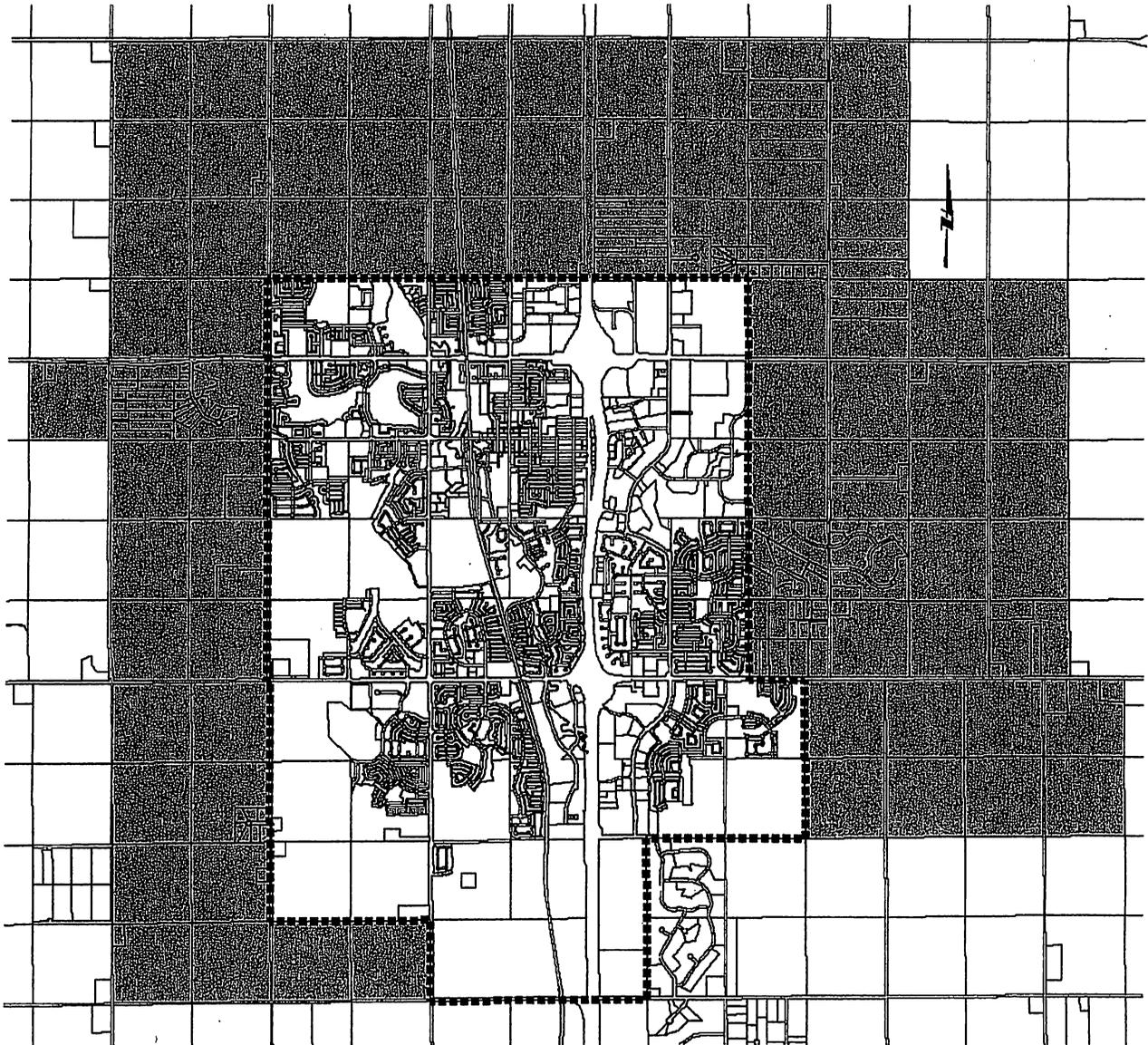
SECTION TWENTY-THREE (23), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN INCLUDING ALL THAT LAND LYING SOUTH OF THE NORTH BOUNDARY OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH SIDE OF SAID SECTION AND INCLUDING ALL THAT LAND LYING SOUTH OF THE PROJECTION EAST OF THE NORTH BOUNDARY OF SAID ROAD ALLOWANCE.

THE WEST HALF OF SECTION TWENTY-FOUR (24), TOWNSHIP TWENTY-SEVEN (27), RANGE TWENTY-NINE (29) WEST OF THE FOURTH MERIDIAN INCLUDING ALL THAT LAND LYING SOUTH OF THE NORTH BOUNDARY OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH SIDE OF SAID SECTION.

ALL INTERVENING ROAD ALLOWANCES, ROAD PLANS, HIGHWAY RIGHTS-OF-WAY PLANS, RAILWAY RIGHTS-OF-WAY PLANS AND UTILITY RIGHTS-OF-WAY PLANS.

APPENDIX B

A SKETCH SHOWING THE GENERAL LOCATION OF THE AREAS ANNEXED TO THE CITY OF AIRDRIE



Legend



Existing City of Airdrie Boundary



Annexation Area

APPENDIX C

ORDER

1 In this Order,

- (a) “annexation area” means the land described in Appendix A and shown on the sketch in Appendix B;
- (b) “effective date” means the date on which this Order in Council is signed by the Lieutenant Governor in Council;
- (c) “farm property” means
 - (i) a farmstead,
 - (ii) the parcels of land remaining after the separation of a farmstead to create a farmstead title, or
 - (iii) a parcel of land used for the raising, production and sale of agricultural products in accordance with the applicable bylaws of Rocky View County and the *Matters Relating to Assessment and Taxation Regulation* (AR 220/2004) or any successor regulation;
- (d) “farmstead” means a parcel of land that
 - (i) encompasses a habitable dwelling that has existed on the parcel for a minimum of ten (10) years immediately preceding the effective date,
 - (ii) has a maximum area equivalent to one quarter section, and
 - (iii) is located on land used for the raising, production and sale of agricultural products;
- (e) “triggering event” means, with respect to a parcel of land within the annexation area, the occurrence, at the request of or on behalf of the landowner, of any of the following on or after the effective date:
 - (i) the City of Airdrie Council, pursuant to the Land Use Bylaw in effect at the time for the City of Airdrie, approves an application for redesignation of the parcel to a land use other than agricultural

or urban reserve (or its equivalent), or to a land use other than that permitted by the land use designation that is in effect for the parcel on the effective date;

- (ii) the parcel of land is subject to a local improvement bylaw providing for a local improvement project that results in the connection of improvements on the parcel of land to the City of Airdrie's water or sanitary sewer services;
- (iii) improvements on the parcel of land are otherwise directly connected to the City of Airdrie's water or sanitary sewer services.

2(1) Subject to subsection (2), for the purposes of taxation in 2012 and subsequent years up to and including December 31, 2031, every parcel of land within the annexation area, other than farm property, and any improvements to it

- (a) must be assessed by the City of Airdrie on a market value basis, and
- (b) must be taxed by the City of Airdrie using the municipal tax rates established by Rocky View County for property and improvements of the same assessment class.

(2) Subsection (1) ceases to apply to a parcel of land and any assessable improvements to it in the taxation year immediately following the taxation year in which a triggering event occurs with respect to the parcel.

(3) After subsection (1) ceases to apply to a parcel of land, the parcel and any assessable improvements to it must be assessed and taxed in the same manner and at the same rate as other property of the same assessment class in the City of Airdrie is assessed and taxed.

3(1) Subject to subsection (2), for taxation purposes in 2012 and subsequent years up to and including December 31, 2041, farm property within the annexation area

- (a) must be assessed by the City of Airdrie on the same basis as if the farm property had remained in Rocky View County, and
- (b) must be taxed by the City of Airdrie in respect of each assessment class that applies to the annexed land and any assessable improvements to it using the municipal tax rates established by Rocky View County for property and improvements of the same assessment class.

(2) Subsection (1) ceases to apply to farm property and any assessable improvements to it in the taxation year immediately following the taxation year in which

- (a) a triggering event occurs with respect to the farm property, or
- (b) the farm property ceases to be exempt from taxation under the *Municipal Government Act* or any successor Act.

(3) After subsection (1) ceases to apply to farm property, the farm property and any assessable improvements to it must be assessed and taxed in the same manner and at the same rate as other property of the same assessment class in the City of Airdrie is assessed and taxed.

4 The City of Airdrie shall pay to Rocky View County one million six hundred and thirty-four thousand eight hundred and thirty-seven dollars and ninety cents (\$1,634,837.90) within 90 days after the date this Order in Council is signed by the Lieutenant Governor in Council.

5 Notwithstanding any other provision of this Order in Council, title to the property commonly known as the Rocky View County Public Works Shop and more particularly described as the easterly 240 feet of the northerly 544.5 feet of the northeast quarter of Section Thirty-Three (33), Township Twenty-Six (26), Range Twenty-Nine (29) West of the Fourth Meridian shall remain vested in Rocky View County and shall not transfer to the City of Airdrie as a result of this Order in Council.