

ORDER IN COUNCIL

MUNICIPAL GOVERNMENT ACT AND COUNTY ACT

LOCAL AUTHORITIES BOARD ORDER

(O.C. 79/90)

Approved and Ordered,
W HELEN HUNLEY,
Lieutenant Governor

Edmonton, February 15, 1990

Upon the recommendation of the Honourable the Minister of Municipal Affairs, the Lieutenant Governor in Council, pursuant to section 21 of the Municipal Government Act and section 6 of the County Act, approves the Local Authorities Board Order No. 19304 dated January 16, 1990, annexing to the Town of Athabasca certain territory, effective December 31, 1989, pursuant to the petition by the Council of the Town of Athabasca.

James Horsman (Acting Chairman)

TOWN OF ATHABASCA

Order No 19304

File No ATHA/T-8

BEFORE THE LOCAL AUTHORITIES BOARD FOR THE PROVINCE OF ALBERTA

IN THE MATTER OF THE "Municipal Government Act"

AND IN THE MATTER OF THE "County Act"

AND IN THE MATTER OF an application by the Council of the Town of Athabasca, in the Province of Alberta, to annex certain territory lying immediately adjacent thereto and thereby its separation from the County of Athabasca No 12

Pursuant to an application by the Town of Athabasca, in the Province of Alberta, requesting annexation of certain lands which lie immediately adjacent to the existing boundaries, the Board has considered the subject application which is for the extension of a residential neighbourhood in accordance with the General Municipal Plan

And whereas the territory proposed for annexation is owned by Pagen Holdings Ltd , who by letter to the Town of Athabasca dated February 1, 1989, requested the annexation of the property to enable the completion of the residential neighbourhood as envisioned in the General Municipal Plan

And whereas Council for the County of Athabasca No 12 considered the annexation proposal at their regular meeting of September 12, 1989, and advised the Town of Athabasca by letter dated September 26 1989, of Council's unconditional consent to the annexation

And whereas the Planning Branch of the Planning Services Division, Alberta Municipal Affairs, advised the Board by memorandum dated November 1, 1989, that

“The proposed annexation is for expansion of the Cornwall Place residential development area We anticipate that the Town of Athabasca will require additional residential lands as a result of growth attributed to one or all of the following

- 1) Expansion of Athabasca University,
- 2) Blackstar Developments tourism facility, and/or
- 3) the Alberta-Pacific Pulpmill

The expansion of the cornwall Place residential area will allow for the planning and provision of additional residential development options We support the annexation of the subject lands ”

And whereas by memorandum dated November 3, 1989, Alberta Transportation and Utilities advised the Board that the Department has no objection to the annexation proposal

And whereas Alberta Agriculture advised the Board by memorandum dated October 31, 1989, that the Department has no objections to the Town's annexation proposal

And whereas Alberta Environment, by memorandum dated October 23, 1989, advised the Board the territory appears suitable for residential development and that the Department offers no objection to the annexation proposal

And whereas from the information supplied to this Board it would appear that expansion of the Cornwall Place residential development area is warranted

THEREFORE, subject to the Lieutenant Governor in Council approving this Order, or prescribing conditions that the Order is subject to and approving the Order subject to those conditions, or varying the Order and approving the Order as varied, IT IS ORDERED AS FOLLOWS

I That there by annexed to the Town of Athabasca, in the Province of Alberta, and thereupon be separated from the County of Athabasca No 12 the following described territory

ALL THAT PORTION OF THE SOUTH WEST QUARTER OF SECTION FIFTEEN (15) TOWNSHIP SIXTY-SIX (66), RANGE TWENTY-TWO (22), WEST OF THE FOURTH MERIDIAN, SHOWN AS BLOCK Z ON PLAN OF SUBDIVISION 872 2812

THE ABOVE DESCRIBED LANDS CONTAIN TEN AND SEVENTY-FIVE HUNDREDTHS (10 75) HECTARES, (26 56 ACRES), MORE OR LESS

(A sketch showing the general location of the annexed lands is attached as Schedule 'A')

II That any taxes owing to the County of Athabasca No 12 as at December 31, 1989, in respect of the aforementioned properties shall transfer to and become payable to the Town of Athabasca together with any lawful penalties and costs levied thereon in respect of any such taxes, however, upon the Town of Athabasca collecting any or all of such taxes, penalties or costs, such collection shall forthwith be paid by the Town to the County of Athabasca No 12

III That the assessor for the Town of Athabasca shall, for taxation purposes in the year 1990 reassess the annexed lands and assessable improvements thereon, which are by this Order annexed to the Town so that the assessment thereof shall be fair and equitable with other lands and assessable improvements in the Town of Athabasca, and the provisions of the Municipal Taxation Act regarding the assessment roll shall mutatis mutandis apply to such assessment

IV That the Chief Provincial Assessor, appointed pursuant to the provisions of the Municipalities Assessment and Equalization Act, shall, for taxation or grant purposes commencing in the year 1990, reassess or revalue, as the case may be all properties that are assessable or subject to valuation under the terms of the Electric Power and Pipe Line Assessment Act and the Municipal and Provincial Properties Valuation Act, and which lie within the areas that are by this Order annexed to the Town of Athabasca, so that the assessment or valuation shall be fair and equitable with properties of a similar nature

V. That the effective date of this Order is the Thirty-first (31st) day of December, 1989.

DATED and signed at the City of Edmonton, in the Province of Alberta, this 16th day of January, 1990

LOCAL AUTHORITIES BOARD

(SGD) B T CLARK
SECRETARY MEMBER

(SGD) H W THIESSEN,
MEMBER

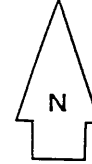
CERTIFIED A TRUE COPY

RAY MYRONIUK, A/SECRETARY

SCHEDULE "A"

A SKETCH SHOWING THE GENERAL LOCATION OF THE
AREAS AFFECTED BY BOARD ORDER No 19304

EFFECTIVE DATE DECEMBER 31, 1989



 AFFECTED AREA(S)

