

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 the annexation of certain lands which lie immediately adjacent to the existing boundaries, the Board has considered the subject application which is for an extension of an existing subdivision located immediately to the west and within the Town.

And whereas the owner of the territory proposed for annexation, 479475 Alberta Ltd , requested the annexation of the property by letter to the Town of Athabasca dated November 5, 1991

And whereas by letter to the Town of Athabasca dated October 2, 1991, and letter to the Board dated November 29, 1991, the County of Athabasca No 12 advised that Council had no objection to the annexation proposal

And whereas the Planning Branch, Planning Services Division, Alberta Municipal Affairs, reviewed the proposal and by memorandum to the Board dated November 22, 1991, advised

“The owner proposes to develop the subject lands in conjunction with the land in the town The County of Athabasca does not object to the proposed annexation since the land has an immediate use proposed

From the overall planning point of view and based on our specific knowledge in this area we have no objections to the proposed annexation ”

And whereas by memorandum to the Board dated December 18, 1991, Alberta Transportation and Utilities advised

"The parcel is presently accessed by a highway approach, constructed immediately adjacent to its west boundary, but within the town limits. Access to this parcel, when future development occurs, shall be via the access control plan which was approved for the adjacent (NW 15-66-22-4) land. No direct highway access would be permitted."

And whereas Alberta Agriculture reviewed the proposed annexation and by memorandum to the Board dated November 14, 1991, advised as follows

- "1 Canada Land Inventory (CLI) agricultural capability rating for the proposed parcel is 3c. Under good management this soil has good to moderately high potential for crop production
- 2 Lower quality agricultural lands are available in the area for town expansion
- 3 We understand that there is currently a yard site on this location and the proposal is for a very small area

Alberta Agriculture has no objections to the proposed annexation of the territory to the Town of Athabasca provided the L A B is satisfied the lands are required by the Town."

And whereas by memorandum to the Board dated November 21, 1991, Alberta Environment advised that the Department has "no objections" to the proposed annexation

And whereas from the information supplied to the Board it would appear that annexation for the purpose of extending an existing subdivision 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 be 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 NORTH EAST QUARTER OF SECTION FIFTEEN (15), TOWNSHIP SIXTY-SIX (66), RANGE TWENTY-TWO (22), WEST OF THE FOURTH MERIDIAN DESCRIBED AS FOLLOWS

COMMENCING AT THE INTERSECTION OF THE WEST BOUNDARY OF THE SAID QUARTER SECTION WITH THE SOUTHERLY LIMIT OF THE ROAD AS SHOWN ON ROAD PLAN 1623 E U, THENCE EASTERLY ALONG THE SAID ROAD LIMIT 417.42 FEET, THENCE SOUTHERLY AND PARALLEL TO THE WEST BOUNDARY OF THE SAID QUARTER SECTION 626.13 FEET, THENCE WESTERLY AND PARALLEL TO THE SAID ROAD LIMIT TO A POINT IN THE SAID WEST BOUNDARY, THENCE NORTHERLY ALONG THE SAID WEST BOUNDARY TO THE POINT OF COMMENCEMENT EXCEPTING THEREOUT ROAD PLAN 1330 T R

THE ABOVE DESCRIBED LANDS CONTAIN TWO AND TWENTY SEVEN HUNDREDTHS (2 27) HECTARES, (5 60 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, 1991, 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 of Athabasca to the County of Athabasca No 12
- III That the assessor for the Town of Athabasca shall, for taxation purposes in the year 1992, reassess the annexed lands and assessable improvements thereon, which are by this Order annexed to the Town of Athabasca 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 1992, 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 Pipeline 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 - - - - 1991.

Dated and signed at the City of Edmonton, in the Province of Alberta, this 13th day of January, 1992

LOCAL AUTHORITIES BOARD

CERTIFIED A TRUE COPY

(SGD) BRYAN T CLARK
VICE CHAIRMAN

RAY MYRONIUK
BOARD SECRETARY

SCHEDULE "A"

A SKETCH SHOWING THE GENERAL LOCATION OF THE
AREAS AFFECTED BY BOARD ORDER No 20110

EFFECTIVE DATE DECEMBER 31, 1991

AFFECTED AREA(S)

