



Province of Alberta
Order in Council

O.C. 17/2009

FILE # 7009

ORDER IN COUNCIL

Approved and ordered:

Lieutenant Governor

The Lieutenant Governor in Council orders that

- (a) effective October 1, 2008, the land described in Appendix A and shown on the sketch in Appendix B is separated from Mountain View County and annexed to the Town of Didsbury,
- (b) any taxes owing to Mountain View County at the end of September 30, 2008 in respect of the annexed lands are transferred to and become payable to the Town of Didsbury together with any lawful penalties and costs levied in respect of those taxes, and the Town of Didsbury upon collecting those taxes, penalties and costs must pay them to Mountain View County,
- (c) taxes payable in 2008 in respect of the assessable land and any improvements to it are to be paid to and retained by Mountain View County,
- (d) the assessor for the Town of Didsbury must assess, for the purpose of taxation in 2009 and subsequent years, the annexed land and the assessable improvements to it,

and makes the Order in Appendix C.

ACTING CHAIR

OK FVB 23

Alberta

For Information only

Recommended by: Minister of Municipal Affairs

Authority: Municipal Government Act
(sections 125 and 138)

APPENDIX "A"

DETAILED DESCRIPTION OF THE LANDS FROM MOUNTAIN VIEW COUNTY AND ANNEXED TO THE TOWN OF DIDSBURY

THE NORTHWEST QUARTER OF SECTION SEVEN (7), TOWNSHIP THIRTY-ONE (31), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN AND THAT NORTH-SOUTH ROAD ALLOWANCE LYING WEST THEREOF

THE NORTHEAST QUARTER OF SECTION SEVEN (7), TOWNSHIP THIRTY-ONE (31), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN

THE SOUTHWEST QUARTER OF SECTION EIGHT (8), TOWNSHIP THIRTY-ONE (31), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN EXCEPTING THEREOUT ROAD PLAN 2697 Q AND INCLUDING THE NORTH-SOUTH ROAD ALLOWANCE ADJACENT TO THE WEST SIDE OF SAID QUARTER SECTION AND LAND NORTH OF THE PRODUCTION WEST OF THE NORTH LIMIT OF ROAD PLAN 2697 Q

THE NORTHWEST QUARTER OF SECTION EIGHT (8), TOWNSHIP THIRTY-ONE (31), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN

THE SOUTHWEST QUARTER OF SECTION SEVENTEEN (17), TOWNSHIP THIRTY-ONE (31), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN INCLUDING THE NORTH-SOUTH ROAD ALLOWANCE LYING WEST THEREOF AND THE EAST-WEST ROAD ALLOWANCE LYING SOUTH THEREOF AND EXCEPTING THEREOUT ROAD PLAN 4532 EZ AND EXCEPTING THEREOUT THAT PORTION OF THE SAID NORTH-SOUTH ROAD ALLOWANCE LYING NORTH OF THE PRODUCTION WEST OF THE SOUTH LIMIT OF SAID ROAD PLAN 4532 EZ

ALL THAT PORTION OF THE NORTHWEST QUARTER OF SECTION SEVENTEEN (17), TOWNSHIP THIRTY-ONE (31), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN NOT WITHIN THE TOWN OF DIDSBURY AND LYING NORTH OF THE NORTH LIMITS OF PLANS OF SUBDIVISION 901 0959 AND 961 0883 AND THAT PORTION OF THE NORTH-SOUTH ROAD ALLOWANCE LYING WEST OF THE SAID QUARTER SECTION AND NORTH OF THE PRODUCTION WEST OF SAID PLAN 961 0883

THE SOUTHWEST QUARTER OF SECTION TWENTY (20), TOWNSHIP THIRTY-ONE (31), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN INCLUDING THE ROAD ALLOWANCE LYING WEST THEREOF

THE NORTH HALF OF SECTION NINETEEN (19), TOWNSHIP THIRTY-ONE (31), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN INCLUDING THE ROAD ALLOWANCE LYING WEST THEREOF BUT EXCEPTING THE EAST-WEST ROAD ALLOWANCE LYING NORTH THEREOF AND EXCEPTING THEREOUT THE NORTH-SOUTH ROAD ALLOWANCE LYING EAST THEREOF

THE NORTH HALF OF SECTION TWENTY-FOUR (24), TOWNSHIP THIRTY-ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN EXCLUDING THE NORTH-SOUTH ROAD ALLOWANCE LYING WEST THEREOF AND EXCLUDING THE EAST-WEST ROAD ALLOWANCE LYING NORTHERLY THEREOF

ALL THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION TWENTY-FOUR (24), TOWNSHIP THIRTY-ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN NOT WITHIN THE TOWN OF DIDSBURY

THE SOUTHWEST QUARTER OF SECTION TWENTY-FOUR (24), TOWNSHIP THIRTY-ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN NOT INCLUDING THE NORTH-SOUTH ROAD ALLOWANCE LYING WEST THEREOF

ALL THAT PORTION OF THE NORTHWEST QUARTER OF SECTION THIRTEEN (13), TOWNSHIP THIRTY ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN CONTAINED WITHIN ROAD PLAN 6582 JK BUT NOT INCLUDING THE NORTH-SOUTH ROAD ALLOWANCE LYING WESTERLY THEREOF

ALL THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION THIRTEEN (13), TOWNSHIP THIRTY ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN CONTAINED IN PLAN OF SUBDIVISION 871 0799 AND ROAD PLAN 3931 JK INCLUDING THAT EAST-WEST ROAD ALLOWANCE LYING SOUTHERLY OF THE SOUTHWEST QUARTER OF SECTION THIRTEEN (13), TOWNSHIP THIRTY ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN AND THE NORTH-SOUTH ROAD ALLOWANCE LYING WESTERLY OF PLAN 871 0733 AND SOUTH OF THE PRODUCTION WEST OF THE MOST NORTHERLY LIMIT OF SAID PLAN 871 0799

THE SOUTHEAST QUARTER OF SECTION FOURTEEN (14), TOWNSHIP THIRTY ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN AND THAT EAST-WEST ROAD ALLOWANCE LYING SOUTHERLY THEREOF

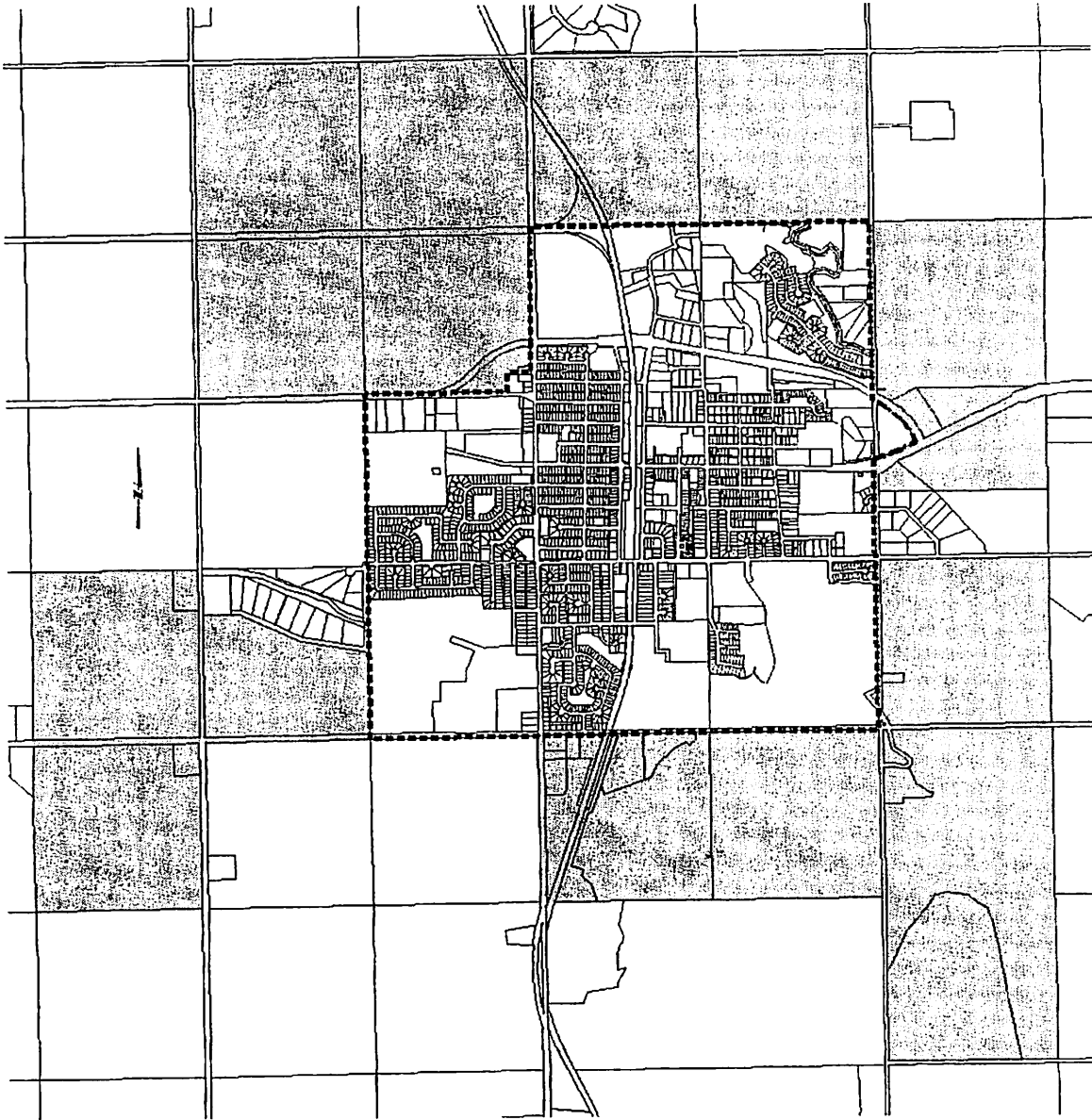
THE NORTHEAST QUARTER OF SECTION ELEVEN (11), TOWNSHIP THIRTY ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN EXCEPTING THEREOUT ALL THAT PORTION OF ROAD PLAN 4416 JK LYING SOUTH OF THE PRODUCTION EAST OF THE SOUTH LIMIT OF SAID ROAD PLAN 3931 JK

ALL THAT PORTION OF THE NORTHWEST QUARTER OF SECTION TWELVE (12), TOWNSHIP THIRTY-ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN LYING NORTH OF THE SOUTHERN LIMIT OF ROAD PLAN 3931 JK AND THAT PORTION OF THE NORTH-SOUTH ROAD ALLOWANCE LYING WESTERLY THEREOF AND NORTH OF THE PRODUCTION WEST OF THE SOUTH LIMIT OF SAID PLAN 3931 JK

ALL THAT PORTION OF THE NORTHEAST QUARTER OF SECTION TWELVE (12), TOWNSHIP THIRTY-ONE (31), RANGE TWO (2), WEST OF THE FIFTH MERIDIAN CONTAINED WITHIN ROAD PLAN 4444 JK

APPENDIX "B"

A SKETCH SHOWING THE GENERAL LOCATION OF THE AREAS RECOMMENDED FOR ANNEXATION TO THE TOWN OF DIDSBURY



Legend



Area to be annexed to the Town of Didsbury

APPENDIX C

ORDER

- 1 In this Order, “annexed land” means the land described in Appendix A and shown on the sketch in Appendix B.
- 2 For taxation purposes in 2008 and subsequent years until December 31, 2017, the annexed land and the assessable improvements to it
 - (a) must be assessed by the Town of Didsbury on the same basis as if they had remained in Mountain View County, and
 - (b) must be taxed by the Town of Didsbury in respect of each assessment class that applies to the annexed land and the assessable improvement to it using
 - (i) the municipal tax rates established by Mountain View County, or
 - (ii) the municipal tax rates established by the Town of Didsbury,whichever is lower.
- 3 Section 2 ceases to apply to a portion of the annexed land and the assessable improvements to it in the taxation year immediately following the taxation year in which
 - (a) the portion becomes a new parcel of land created as a result of subdivision or separation of title by registered plan of subdivision or by instrument or any other method that occurs at the request of, or on behalf of, the landowner, except for the subdivision of an existing farmstead from a previously unsubdivided quarter section,
 - (b) becomes a residual portion of 16 hectares or less after a new parcel referred to in clause (a) has been created,
 - (c) the portion redesignated, at the request of or on behalf of the landowner, under the Town of Didsbury Land Use Bylaw to a designation other than “Agricultural or Urban Reserve”,
 - (d) the portion is the subject of a local improvement project described in a local improvement bylaw initiated by or on behalf of or with the support of the landowner pursuant to which the Town of Didsbury water and sewer services are made available to it, or
 - (e) the portion is connected to the water or sanitary sewer services provided by the Town of Didsbury.
- 4 After section 2 ceases to apply to a portion of the annexed land in a taxation year, that portion of the annexed land and the assessable improvements to it must be assessed and taxed for the purposes of property taxes in the same manner as other

property of the same assessment class in the Town of Didsbury is assessed and taxed.

- 5 The Town of Didsbury shall, in addition to any amounts paid before the date this Order in Council is signed by the Lieutenant Governor in Council, pay to Mountain View County the amount of twenty-five thousand six hundred and eighty-five dollars and twenty-two cents (\$25,685.22) on or before September 15, 2009 and on or before September 15 of every year thereafter until and including 2018.