



Province of Alberta  
Order in Council

O.C. 187/2004

MAY 12 2004

# ORDER IN COUNCIL

Approved and ordered:

Lieutenant Governor

The Lieutenant Governor in Council orders that

- (a) effective January 1, 2004, the land described in Appendix A and shown on the sketch in Appendix B is separated from Ponoka County and annexed to the Town of Ponoka,
- (b) any taxes owing to Ponoka County at the end of December 31, 2003 in respect of the annexed land are transferred to and become payable to the Town of Ponoka together with any lawful penalties and costs levied in respect of those taxes, and the Town of Ponoka upon collecting those taxes, penalties and costs must pay them to Ponoka County, and
- (c) the assessor for the Town of Ponoka must assess, for the purposes of taxation in 2004, the annexed land and the assessable improvements to it,

and makes the order in Appendix C.

ACTING CHAIR

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Alberta

For Information only

Recommended by: Minister of Municipal Affairs

Authority: Municipal Government Act  
(sections 126 and 138)

## APPENDIX A

### DETAILED DESCRIPTION OF THE LANDS SEPARATED FROM PONOKA COUNTY AND ANNEXED TO THE TOWN OF PONOKA

THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION THIRTY-TWO (32), TOWNSHIP FORTY-TWO (42), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH MERIDIAN DESCRIBED AS LOT 1, BLOCK 1, PLAN 012 3622 CONTAINING 30.38 HECTARES MORE OR LESS.

THAT PORTION OF THE NORTHWEST QUARTER OF SECTION THIRTY-ONE (31), TOWNSHIP FORTY-TWO (42), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH MERIDIAN DESCRIBED AS LOT 1, BLOCKS 1 AND 2, PLAN 022 5373 CONTAINING 5.62 HECTARES MORE OR LESS INCLUDING THAT PORTION OF 62<sup>ND</sup> STREET DESCRIBED AS PART OF PLAN 022 5373 LYING DIRECTLY BETWEEN BLOCKS 1 AND 2 OF LOT 1, AND THOSE PORTIONS OF ROAD PLAN 2619 JY AND GOVERNMENT ROAD ALLOWANCE LYING DIRECTLY WEST OF PLAN 022 5373 CONTAINING 0.69 HECTARES MORE OR LESS.

THOSE PORTIONS OF THE NORTHEAST QUARTER OF SECTION THIRTY-SIX (36), TOWNSHIP FORTY-TWO (42), RANGE TWENTY-SIX (26), WEST OF THE FOURTH MERIDIAN DESCRIBED AS:

LYING SOUTH AND EAST OF ROAD PLAN 1650 MC AND NORTH OF THE SOUTH BOUNDARY OF SAID QUARTER SECTION CONTAINING 2.47 HECTARES MORE OR LESS;

PLAN 032 1255, BLOCK 1, LOTS 2 AND 3, CONTAINING 18.14 HECTARES MORE OR LESS;

ROAD PLAN 1650 MC, CONTAINING 0.69 HECTARES MORE OR LESS; AND

THAT PART OF GOVERNMENT ROAD ALLOWANCE, ROAD WIDENING AND CORNER CUTS WHICH LIE ON THE NORTH SIDE OF SAID QUARTER SECTION TO THE EAST OF THE NORTHERLY PROJECTION OF THE WEST BOUNDARY OF LOT 1, BLOCK 2, PLAN 032 1255.

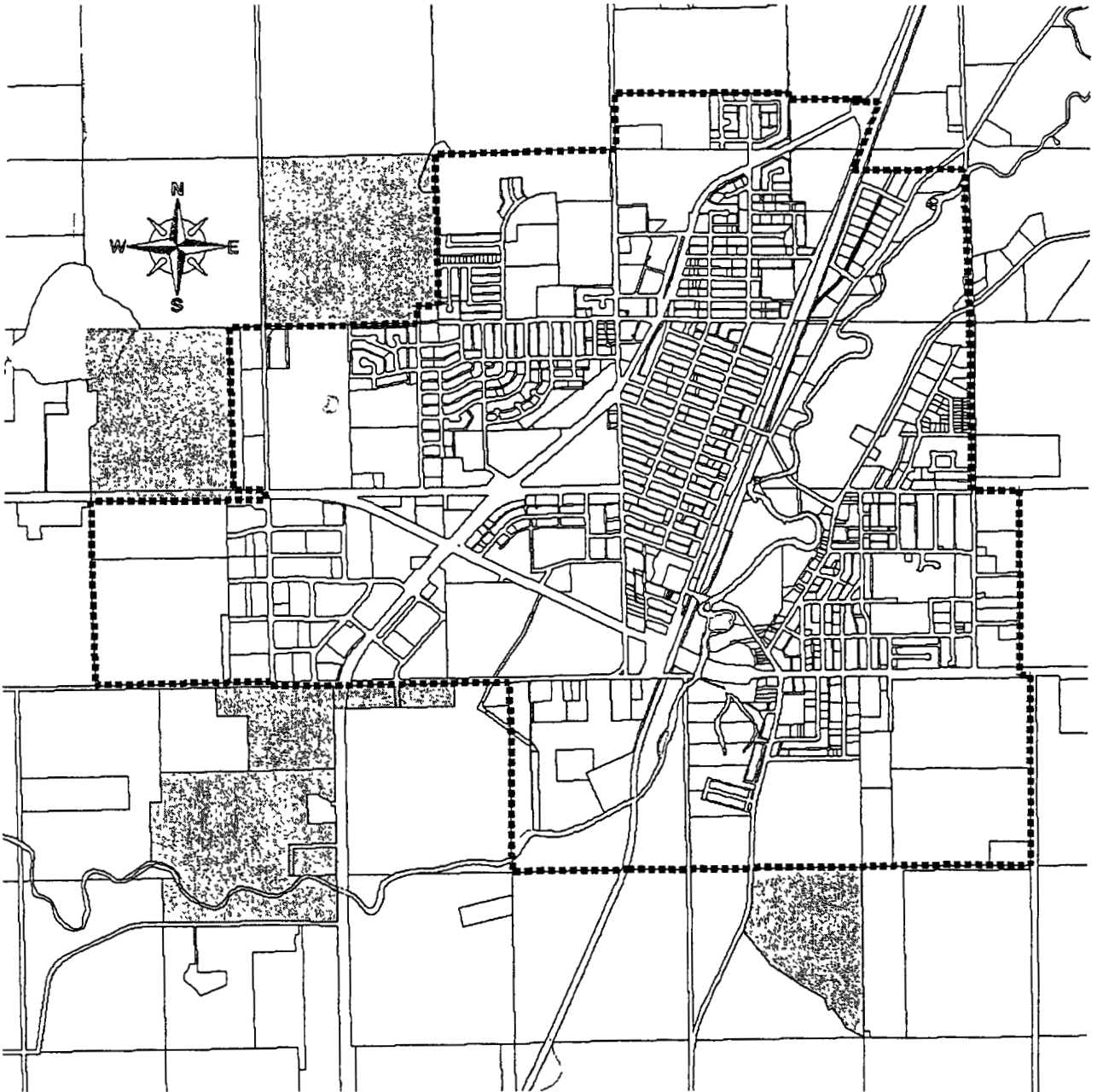
THOSE PORTIONS OF THE NORTHEAST, NORTHWEST AND SOUTHEAST QUARTERS OF SECTION THIRTY-SIX (36), TOWNSHIP FORTY-TWO (42), RANGE TWENTY-SIX (26), WEST OF THE FOURTH MERIDIAN DESCRIBED AS BLOCK 3, PLAN 952 3716 CONTAINING 53.73 HECTARES MORE OR LESS.

THE NORTHEAST QUARTER OF SECTION SIX (6), TOWNSHIP FORTY-THREE (43), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH MERIDIAN INCLUDING THAT PORTION OF ROAD PLAN 3928 LZ ADJOINING THE SOUTH SIDE OF SAID QUARTER SECTION CONTAINING 54.47 HECTARES MORE OR LESS EXCEPTING THEREOUT PLAN 737EO, PLAN 5492HW, PLAN 818NY, PLAN 3928LZ, AND PLAN 992 4734.

THE SOUTHWEST QUARTER OF SECTION EIGHT (8), TOWNSHIP FORTY-THREE (43), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH MERIDIAN INCLUDING THAT PORTION OF ROAD ALLOWANCE ADJOINING THE WEST SIDE OF SAID QUARTER SECTION CONTAINING 65.57 HECTARES EXCEPTING THEREOUT PLAN 862 0191.

## APPENDIX B

### A SKETCH SHOWING THE GENERAL LOCATION OF THE AREA ANNEXED TO THE TOWN OF PONOKA



#### LEGEND



Area Annexed from Ponoka County to the Town of Ponoka

## 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 2004 and subsequent years, the annexed land and the assessable improvements to it
  - (a) must be assessed by the Town of Ponoka on the same basis as if they had remained in Ponoka County, and
  - (b) must be taxed by the Town of Ponoka in respect of each assessment class that applies to the annexed land and the assessable improvements to it using
    - (i) the tax rate established by Ponoka County, or
    - (ii) the tax rate established by the Town of Ponoka,whichever rate is lower.
- 3 Where, in any taxation year, a portion of the annexed land
  - (a) 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,
  - (b) becomes a residual portion of 3 acres or less after a new parcel referred to in clause (a) has been created,
  - (c) is redesignated at the request of, or on behalf of the landowner under the Town of Ponoka’s Land Use Bylaw to another designation,
  - (d) is provided with water and sewer services by the Town of Ponoka pursuant to a local improvement tax bylaw at the request of, or on behalf of the landowner, or
  - (e) is connected to water and sewer services provided by the Town of Ponoka,section 2 ceases to apply at the end of that taxation year in respect of that portion of the annexed land and the assessable improvements to it.
- 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 that year in the same manner as other property of the same assessment class in the Town of Ponoka is assessed and taxed.