

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 County of Red Deer No. 23, in the Province of Alberta, for the annexation of certain territory lying within the said County to the Town of Sylvan Lake.

Pursuant to an application by the County of Red Deer No. 23, in the Province of Alberta, requesting annexation of certahe said County to the Town of Sylvan Lake, the Board has considered the subject application which is for the transfer of jurisdiction over a roadway servicing commuter and truck traffic to the Town of Sylvan Lake's industrial park.

And whereas the Town of Sylvan Lake, by letter to the Board dated August 17, 1987, advised that "the Town of Sylvan Lake does not have any objections" to the annexation of the roadway into the Town's corporate boundaries.

And whereas the staff of the Red Deer Regional Planning Commission reviewed the proposal of the County of Red Deer No. 23 and made the following recommendation:

"It is recommended that the Commission notify the Local Authorities Board that it suggests approval of the annexation from the County of Red Deer to the Town of Sylvan Lake, of that part of Road Plan 1153 C.L. subdivided from the S.E. 33-38-1-5 and the N.E. 28-38-1-5."

And whereas the Red Deer Regional Planning Commission at its meeting of April 27, 1987, considered the staff report and adopted a resolution accepting the staff recommendation respecting the annexation of the roadway to the Town of Sylvan Lake.

And whereas by memorandum to the Board dated March 27, 1987, Alberta Environment advised that the Department has "no objections" to the annexation as proposed by the County of Red Deer No. 23.

And whereas Alberta Agriculture, by memorandum dated March 24, 1987, advised the Board that the Department has "no comments" regarding the annexation of a roadway to the Town of Sylvan Lake.

And whereas Alberta Transportation, by memorandum to the Board dated March 24, 1987, advised that the Department had "no objections" to the proposed annexation of the road to the Town of Sylvan Lake.

And whereas from the information supplied to this Board, it would appear that the roadway is an integral part of the Town of Sylvan Lake's Transportation plan and should be within the Town's jurisdiction.

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 Sylvan Lake, in the Province of Alberta, and thereupon be separated from the County of Red Deer No. 23, the following described territory:

ALL THAT PORTION OF THE NORTH EAST QUARTER OF SECTION TWENTY-EIGHT (28), TOWNSHIP THIRTY-EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN CONTAINED WITHIN ROAD PLAN 1153 C.L.

ALL THAT PORTION OF THE SOUTH EAST QUARTER OF SECTION THIRTY-THREE (33), TOWNSHIP THIRTY-EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN CONTAINED WITHIN ROAD PLAN 1153 C.L.

THE ABOVE DESCRIBED TERRITORY CONTAINS ONE AND SIXTY-TWO HUNDREDTHS (1.62) HECTARES (4.00 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 Red Deer No. 23 as at December 31, 1987, in respect of the aforementioned properties shall transfer to and become payable to the Town of Sylvan Lake together with any lawful penalties and costs levied thereon in respect of any such taxes: however, upon the Town of Sylvan Lake collecting any or all of such taxes, penalties or costs, such collection shall forthwith be paid by the town to the County of Red Deer No. 23.

III. That the assessor for the Town of Sylvan Lake shall, for taxation purposes in the year 1988, 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 Sylvan Lake, 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 1988, 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 Sylvan Lake, 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, 1987.

Dated and signed at the City of Edmonton, in the Province of Alberta, this Twenty-eighth day of August, 1987.

LOCAL AUTHORITIES BOARD

CERTIFIED A TRUE COPY:

(SGD.) BRYAN CLARK, SECRETARY-MEMBER R. MYRONIUK, ACTING
SECRETARY

(SGD.) HENRY THIESSEN, MEMBER

SCHEDULE "A"

A SKETCH SHOWING THE GENERAL LOCATION OF THE
AREAS AFFECTED BY BOARD ORDER No. 18389

EFFECTIVE DATE: DECEMBER 31, 1987



AFFECTED AREA(S)

