



Province of Alberta
Order in Council

O.C. 020/2016

FEB 02 2016

ORDER IN COUNCIL

Approved and ordered:

Lieutenant Governor

or

Administrator

The Lieutenant Governor in Council orders that

- (a) effective January 1, 2016, the land described in Appendix A and shown on the sketch in Appendix B is separated from Red Deer County and annexed to the Town of Sylvan Lake,
- (b) any taxes owing to Red Deer County at the end of December 31, 2015 in respect of the annexed land are transferred to and become payable to the Town of Sylvan Lake together with any lawful penalties and costs levied in respect of those taxes, and the Town of Sylvan Lake upon collecting those taxes, penalties and costs must pay them to Red Deer County, and
- (c) the assessor for the Town of Sylvan Lake must assess, for the purposes of taxation in 2017 and subsequent years, the annexed land and the assessable improvements to it,

and makes the Order in Appendix C.

CHAIR

For Information only

Recommended by: Minister of Municipal Affairs

Authority: Municipal Government Act
(sections 125 and 138)

APPENDIX A

DETAILED DESCRIPTION OF THE LANDS SEPARATED FROM RED DEER COUNTY AND ANNEXED TO THE TOWN OF SYLVAN LAKE

ALL THAT PORTION OF SECTION THREE (3), TOWNSHIP THIRTY-NINE (39), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN, LYING SOUTH OF THE SOUTH BOUNDARY OF THE RIGHT-OF-WAY OF RAILWAY PLAN 3932AP AND NORTH OF THE SOUTH BOUNDARY OF ROAD PLAN 4376 JY NOT CURRENTLY WITHIN THE TOWN OF SYLVAN LAKE.

ALL THAT PORTION OF THE SOUTH HALF OF SECTION TWO (2), TOWNSHIP THIRTY-NINE (39), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN, LYING SOUTH OF THE SOUTH BOUNDARY OF THE RIGHT-OF-WAY OF RAILWAY PLAN 3932AP.

THE NORTH HALF OF SECTION THIRTY-FIVE (35), TOWNSHIP-THIRTY EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN.

THE NORTHWEST QUARTER OF SECTION TWENTY-SEVEN (27), TOWNSHIP THIRTY-EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN, AND INCLUDING PLAN 862-2925 ADJACENT TO THE WEST SIDE OF SAID QUARTER.

ALL THAT PORTION OF THE NORTHEAST QUARTER OF SECTION TWENTY-EIGHT (28), TOWNSHIP THIRTY-EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN NOT CURRENTLY WITHIN THE TOWN OF SYLVAN LAKE.

ALL THAT PORTION OF ROAD PLAN 862-2925 LYING SOUTH OF THE PROJECTION EAST OF THE SOUTH BOUNDARY OF PLAN 1153 CL AND NORTH OF THE PROJECTION EAST OF THE SOUTH BOUNDARY OF THE NORTHEAST QUARTER OF SECTION TWENTY-EIGHT (28), TOWNSHIP THIRTY-EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN NOT CURRENTLY WITHIN THE TOWN OF SYLVAN LAKE.

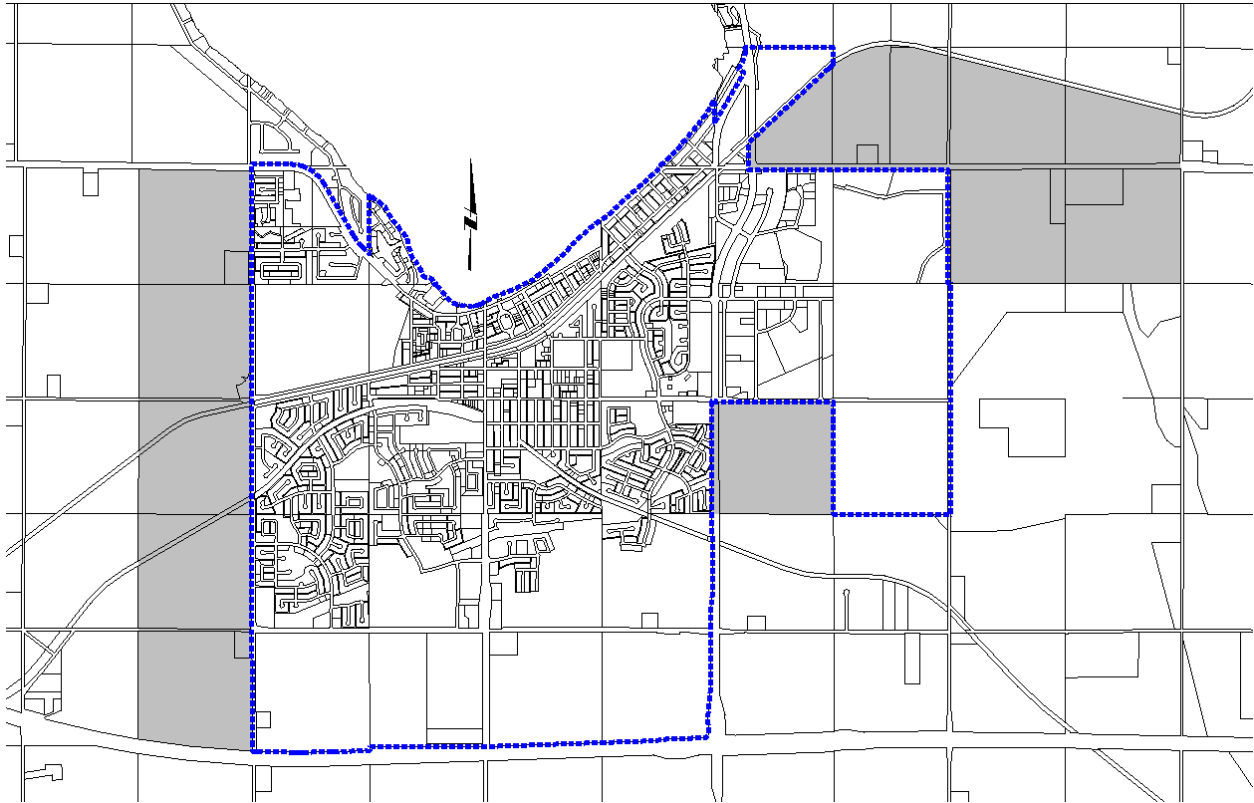
ALL THAT PORTION OF THE NORTHEAST QUARTER OF SECTION NINETEEN (19), TOWNSHIP THIRTY-EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN, LYING NORTH OF THE NORTH BOUNDARY OF PLAN 902-3568.



THE EAST HALF OF SECTION THIRTY (30), TOWNSHIP THIRTY-EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN.

ALL THAT PORTION OF THE EAST HALF OF SECTION THIRTY-ONE (31), TOWNSHIP THIRTY-EIGHT (38), RANGE ONE (1), WEST OF THE FIFTH MERIDIAN, LYING SOUTH OF THE SOUTH BOUNDARY OF PLAN 4673JY.

APPENDIX B

A SKETCH SHOWING THE GENERAL LOCATION OF THE AREAS ANNEXED TO THE TOWN OF SYLVAN LAKE



-  Existing Town of Sylvan Lake Boundary
-  Annexation Areas

APPENDIX C

ORDER

- 1 In this Order,
 - (a) “annexed land” means the land described in Appendix A and shown on the sketch in Appendix B;
 - (b) “farmstead” means that portion of a quarter section that contains a dwelling and related out-buildings, and other improvements including corrals, shelterbelts, and driveways as defined in the Red Deer County Municipal Development Plan, Bylaw 2012/26;
 - (c) “Red Deer County Municipal Development Plan, Bylaw 2012/26” means that bylaw as it stood on December 31, 2015 and does not include any subsequent amendment to the bylaw.
- 2 For taxation purposes in 2016 and subsequent years up to and including 2025, the annexed land and the assessable improvements to it
 - (a) must be assessed by the Town of Sylvan Lake on the same basis as if they had remained in Red Deer County, and
 - (b) must be taxed by the Town of Sylvan Lake in respect of each assessment class that applies to the annexed land and the assessable improvements to it using the municipal tax rate established by Red Deer County for property of the same assessment class for the 2016 taxation year.
- 3(1) 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 16 hectares 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 Sylvan Lake Land Use Bylaw to another designation, or
 - (d) is connected to the water or sanitary sewer services provided by the Town of Sylvan Lake,

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.

- (2) Notwithstanding subsection (1)(a), section 2 does not cease to apply in respect of the subdivision of an existing farmstead from a previously unsubdivided quarter section of the annexed land.

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 Sylvan Lake is assessed and taxed.

- 5(1) In this section, “compensation amount” means the amount of taxes payable to Red Deer County under Part 10 of the Municipal Government Act in respect of the annexed land for the 2016 taxation year.

- (2) The Town of Sylvan Lake must pay to Red Deer County

- (a) 100% of the compensation amount on or before July 31, 2016,
- (b) 80% of the compensation amount on or before July 31, 2017,
- (c) 60% of the compensation amount on or before July 31, 2018,
- (d) 40% of the compensation amount on or before July 31, 2019, and
- (e) 20% of the compensation amount on or before July 31, 2020.