INTERMUNICIPAL DEVELOPMENT PLAN

MUNICIPAL DISTRICT OF TABER

AND

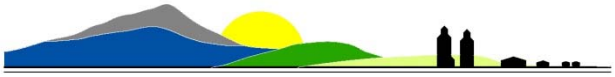
VILLAGE OF BARNWELL

Bylaw No. 1891 and Bylaw No. 01-16

June 2016







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MUNICIPAL DISTRICT OF TABER
IN THE PROVINCE OF ALBERTA

BYLAW NO. 1891

BEING a bylaw of the Municipal District of Taber in the Province of Alberta, to adopt Bylaw No. 1891, being the Municipal District of Taber and Village of Barnwell Intermunicipal Development Plan.

WHEREAS municipalities are encouraged by the province to expand intermunicipal planning efforts to address common planning issues and where the possible effects of development transcends municipal boundaries.

AND WHEREAS the Intermunicipal Development Plan outlines policies that apply to lands in the urban fringe area and within parts of the Village and is to be used as a framework for decision making in each municipality with input and cooperation of the other jurisdiction.

AND WHEREAS both the Councils of Municipal District of Taber and the Village of Barnwell agree that it is to their mutual benefit to establish joint planning policies, and this negotiation and agreement reflects a continuing cooperative approach between the two municipalities and the desire to see well-planned, orderly, and managed growth.

AND WHEREAS the municipality must prepare a corresponding bylaw and provide for its consideration at a public hearing.

NOW THEREFORE, under the authority and subject to the provisions of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26 as amended, the Council of the Municipal District of Taber duly assembled hereby enacts the following:

1. Council shall adopt the Municipal District of Taber and Village of Barnwell Intermunicipal Development Plan in consultation and as agreed to with the Village of Barnwell.
2. This plan, upon adoption, shall be cited as the Municipal District of Taber and Village of Barnwell Intermunicipal Development Plan Bylaw No. 1891 and Bylaw No. 01/16.
3. This bylaw shall come into effect upon third and final reading thereof.

READ a **first** time this 10 day of May, 2016.

Reeve *– Brian Brewin* ***Municipal Administrator*** *– Derrick Krizsan*

READ a **second** time this 14 day of June, 2016.

Reeve *– Brian Brewin* ***Municipal Administrator*** *– Derrick Krizsan*

READ a **third** time and finally PASSED this 28 day of June, 2016.

Reeve *– Brian Brewin* ***Municipal Administrator*** *– Derrick Krizsan*

VILLAGE OF BARNWELL
IN THE PROVINCE OF ALBERTA

BYLAW NO. 01-16

Bylaw No. 01/16 of the Village of Barnwell is for the purpose of adopting the Municipal District of Taber and Village of Barnwell Intermunicipal Development Plan in accordance with sections 631 and 692 of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26, as amended.

WHEREAS municipalities are encouraged by the province to expand intermunicipal planning efforts to address common planning issues and where the possible effects of development transcends municipal boundaries.

AND WHEREAS the Intermunicipal Development Plan outlines policies that apply to lands in the urban fringe area and within parts of the Village and is to be used as a framework for decision making in each municipality with input and cooperation of the other jurisdiction.

AND WHEREAS both the Councils of the Village of Barnwell and MD of Taber agree that it is to their mutual benefit to establish joint planning policies, and this negotiation and agreement reflects a continuing cooperative approach between the two municipalities and the desire to see well-planned, orderly, and managed growth.

AND WHEREAS the municipality must prepare a corresponding bylaw and provide for its consideration at a public hearing.

NOW THEREFORE, under the authority and subject to the provisions of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26 as amended, the Council of the Village of Barnwell duly assembled hereby enacts the following:

1. Council shall adopt the Municipal District of Taber and Village of Barnwell Intermunicipal Development Plan in consultation and as agreed to with Municipal District of Taber.
2. This plan, upon adoption, shall be cited as the Municipal District of Taber and Village of Barnwell Intermunicipal Development Plan Bylaw No. 1891 and Bylaw No. 01/16.
3. This bylaw shall come into effect upon third and final reading thereof.

READ a **first** time this 19th day of May, 2016.

Mayor – *Eric Jensen* ***Municipal Administrator*** - *Wendy Bateman*

READ a **second** time this 14th day of June, 2016.

Mayor – *Eric Jensen* ***Municipal Administrator*** - *Wendy Bateman*

READ a **third** time and finally PASSED this 16th day of June, 2016.

Mayor – *Eric Jensen* ***Municipal Administrator*** - *Wendy Bateman*

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PART 1: INTRODUCTION

PART 1: INTRODUCTION

1.1 Introduction

The Municipal District of Taber (MD) and the Village of Barnwell (Village) recognize that the land surrounding the Village is of mutual interest warranting a collaborative approach to planning. The Intermunicipal Development Plan (IDP or Plan) is based on creating a shared vision for future growth, by establishing and agreeing to a long-term strategy for planning and development which attempts to balance the interests of each municipality. The Plan is intended to foster ongoing collaboration and cooperation between the MD and Village by providing a forum to discuss planning matters in the context of each municipality's land use philosophy.

The land in proximity of the Village boundary (fringe area or fringe) is predominately agricultural in nature and there has not previously been a need to enter into an IDP due to limited growth pressures. Over the past several years the Village of Barnwell has experienced a significant increase in population and development which has generated interest in the fringe area for potential development and the eventual need by the Village to expand its boundaries. Therefore, both municipalities wish to be proactive and establish a framework to direct and manage development in a manner which is mutually beneficial. The key policy areas of the Plan include:

- Land Use;
- Transportation; and
- Utilities, servicing and drainage.

The Plan is intended to provide guidance to decision-makers and establishes planning policy that applies to lands in the fringe and within the Village; however, each municipality is ultimately responsible for making decisions within their jurisdiction using the policies and procedures as agreed upon in this Plan.

1.2 Plan Goals

The intended goals of the Intermunicipal Development Plan are:

1. To establish a planning approach defined in a land use and transportation concept that will facilitate an integrated road network and management plan as well as promote compatible and complementary land uses.

2. To provide direction to landowners and developers regarding preferred development patterns within the Village and the fringe area.

3. To recognize the importance of the existing agricultural pursuits located within the fringe area and need to minimize fragmentation of these lands.

PART 2: COORDINATED GROWTH MANAGEMENT STRATEGY

PART 2: COORDINATED GROWTH MANAGEMENT STRATEGY

2.1 Plan Area

The Intermunicipal Development Plan Area (also referred to as the IDP Area or Plan Area) consists of approximately 3,243 acres (1,312 ha) and is illustrated on Map 1. Land use and transportation concepts have been developed for the Plan Area to efficiently manage growth and assist decision makers in the review of subdivision and development proposals by identifying general locations for future land uses and major transportation routes and road linkages.

2.2 Applicability

For the purpose of managing growth, the IDP Area has been divided into Planning Area 1 and Planning Area 2 as shown on Map 2. Planning Area 1 represents the primary development area where future development should be directed and focused. As a result, Planning Area 1 is subject to comprehensive planning policies and a land use and transportation concept has been prepared to implement the Plan goals (see Maps 3 and 4).

Planning Area 2 includes all of the land area lying outside of Planning Area 1 and is primarily utilized for agriculture. The vision for this area is to continue to use these lands for agricultural purposes while providing for some isolated non-agricultural development in areas deemed suitable and appropriate.

Policies

2.2.1 Lands within Planning Area 1 as identified on Map 2 are subject to all policies contained in this Part.

2.2.2 Lands within Planning Area 2 as identified on Map 2 are subject to those polices contained in Section 2.3 General Plan Policies and Section 2.4 Agricultural Practices of this Part.

2.3 General Plan Policies

Intent

These general policies are applicable to all lands within the Plan Area and are intended to enable the implementation of an effective coordinated growth management strategy.

Policies

2.3.1 Existing land uses with valid development permits issued on or before the date of adoption of this Plan may continue to operate in accordance with the provisions of the Municipal District of Taber Land Use Bylaw, Village of Barnwell Land Use Bylaw and the *Municipal Government Act (MGA),* as

applicable. New applications for subdivision and development on these lands are subject to this Plan's policies.

2.3.2 Integrating the future road network in the fringe to the grid-pattern road network within the Village is a priority of this Plan, as it provides for efficient vehicular and pedestrian circulation and future extension of municipal water and wastewater infrastructure. The MD and Village support protecting future road linkages as identified on the Transportation Concept Map (see Map 4).

2.3.3 Any application submitted for redesignation of land under the MD's jurisdiction may be required to be accompanied by a professionally prepared Area Structure Plan containing the information requirements as prescribed in the Municipal District of Taber Land Use Bylaw and Municipal Development Plan.

2.3.4 The required plans, design schemes or other reports in support of major subdivisions/developments must be professionally prepared and engineered.

2.4 Agricultural Practices

Intent

Agricultural activities are to continue to operate under acceptable farming practices within the Intermunicipal Development Plan boundary.

Policies

Extensive Agriculture

2.4.1 Both municipalities recognize the importance of existing extensive agricultural (cultivation and grazing) uses of land within the MD's portion of the Intermunicipal Development Plan Area. These agricultural activities may continue to operate under acceptable farming practices and are protected under the *Agricultural Operation Practices Act*.

2.4.2 Both municipalities will work cooperatively in encouraging and supporting 'considerate' good neighbour farming practices, such as for dust, weed, and insect control adjacent to developed areas, through best management practices and Alberta Agriculture guidelines.

Confined Feeding Operations Policies

2.4.3 New confined feeding operations (CFOs) and expansions are not permitted to be established within the Intermunicipal Development Plan Area in accordance with the MD of Taber Municipal Development Plan.

2.4.4 The Village agrees that it will notify and consult with the MD prior to engaging the Natural Resources Conservation Board or other provincial authorities, should problems or complaints arise regarding a CFO operator's practices.

2.5 Urban Growth Area

Intent

Establish clear policy for subdivision and development on land located within the Village's identified preferred expansion areas.

Policies

2.5.1 The general and long-term directions for growth of the Village are indicated on Map 5 and the MD and Village through policy will attempt to protect these lands from conflicting or incompatible land uses and fragmentation.

2.5.2 Any application submitted for redesignation will be required to be consistent with the intent of the Land Use Concept indicated on Map 3.

2.5.3 Subdivision applications will be required to demonstrate consistency with the intent of the Land Use and Transportation Concepts (see Maps 3 and 4). Proposals for subdivision that are not consistent with the Land Use Concept or Transportation Concept may be considered on a case-by-case basis upon consultation with the Village of Barnwell or the IDP Committee.

2.5.4 Development applications for Permitted and Discretionary uses listed in the Rural/Urban Fringe District of the Municipal District of Taber Land Use Bylaw will have regard to the Transportation Concept to ensure the development does not compromise the integrity of the potential road network (see Map 4).

2.5.5 Proposals for development that are not consistent with the Land Use Concept may be considered on a case-to-case basis upon consultation with the Village of Barnwell or the IDP Committee.

2.5.6 Should the MD wish to approve subdivision and/or development in the Urban Growth area, the following requirements will apply:

(a) applications for subdivision will be supported by an approved professionally prepared Area Concept Plan or Area Structure Plan that meets the requirements of Municipal District of Taber Land Use Bylaw and Municipal Development Plan;

(b) applications must address, as part of the planning process, the integration of lot layout and transportation linkages between the two municipalities.

2.5.7 Subdivision applications for first parcel out, single lot resubdivision or a boundary adjustment are exempt from policy 2.5.6(a).

2.5.8 Both 12 Avenue West (Township 9-4A) and Range Road 17-5 within the Plan Area have been identified by the MD and Village as key transportation linkages for the Urban Growth Area. An agreement between either the municipalities and/or a municipality and a developer regarding the construction, repair, and maintenance of these roads affected by subdivision or development within either municipality may be required.

2.5.9 For any subdivision proposal within the IDP Area, a professionally prepared overlay plan identifying road networks identified in the Transportation Concept may be required to be provided by developers/landowners and must be submitted in conjunction with the subdivision application unless otherwise agreed to by both municipalities.

2.6 Village Infill

Intent

Establish a series of policies for lands within the Village of Barnwell which complement the potential subdivision and development in the fringe in accordance with the Land Use and Transportation Concepts.

Policies

2.6.1 Applications for subdivision in the Village will be supported by a professionally prepared Area Concept Plan or Area Structure Plan.

2.6.2 All subdivision applications will be required to include a site plan that identifies:

(a) a building envelope defining the developable area for each proposed lot that establishes adequate setbacks to protect potential road rights-of-way consistent with the Transportation Concept;

(b) any existing private sewage disposal systems so a record of the systems is available should further development or subdivision occur in the future;

(c) any stormwater management facilities, existing and/or proposed, to ensure that the location of the facilities will not negate implementation of the Transportation Concept; and

(d) any other information required.

2.6.3 A detailed set of Architectural Controls establishing building envelopes to serve as a building scheme for the subdivision may be required to ensure buildings and improvements are suitably located on the land in relation to future roadways, property lines, and development. The Architectural Controls are to be approved by the Village and prepared at the developer's expense and registered on title.

2.6.4 Development will be required to maintain adequate setbacks from potential road rights-of-way consistent with the Transportation Concept.

2.6.5 When preparing a development permit application, developers/landowners are encouraged to consider:

(a) building orientation with respect to future subdivision potential, municipal reserve, the Land Use Concept and the Transportation Concept;

(b) placing accessory structures to the rear or side of the principal structure; and

(c) siting shelterbelts, dugouts, and development that may not require a development permit in a manner such that maximizes future subdivision and development potential having regard to the Transportation Concept.

2.7 Stormwater Drainage

Intent

Both municipalities will require landowners/developers to address stormwater management as it pertains to their development and parcels of land.

Policies

2.7.1 The MD and Village may wish to investigate the feasibility of jointly developing a regional storm water management plan within the IDP Area.

2.7.2 If the two municipalities agree to collaborate and formally undertake a more detailed study, any consulting and engineering costs involved in creating a plan will be through a separate agreement between the two municipalities prior to engaging in any such process.

2.7.3 Developers will be responsible to provide at their cost an engineered stormwater management plan and obtain any necessary approvals required by Alberta Environment and Parks, specifically those approvals required under the *Water Act* as applicable, as well as any other applicable approvals. In consideration of this requirement, the following policies are also applicable:

(a) developers are encouraged to work with neighbors and develop stormwater management systems for a larger area provided it is feasible and professionally engineered;

(b) future planning for vacant lands within the Village must address the handling of stormwater and include a professional stormwater management plan;

(c) the incorporation of Best Management Practices in the design of stormwater management facilities is to be pursued, where possible.

2.8 Utilities and Servicing

Intent

Both municipalities desire quality development with consistent, efficient and acceptable servicing standards that account for and manage cumulative impacts.

Policies

2.8.1 Both municipalities recognize the importance of efficient provision of utilities and services and agree to coordinate, wherever possible, to determine appropriate locations and alignments of any utility or servicing infrastructure required to serve a proposed subdivision or development within the Plan Area.

2.8.2 Prior to any subdivision or development approval which proposes the use of municipal water or sewer under the adjacent municipality's control or management, the developer/landowner must obtain approval in writing from the applicable municipality regarding the use of such infrastructure to serve the development or subdivision.

2.8.3 When municipal water and wastewater services are proposed:

(a) it is the responsibility of the developer/landowner to enter into an agreement with the Village for the provision of such services. Any costs associated with connecting to municipal water and wastewater, including extending waterlines and installing associated infrastructure will be defined in the agreement and typically will be at the expense of the developer/landowner;

(b) the location of the required infrastructure to provide those services may be approved by the MD based on discussions and negotiations between the MD, the Village and the developer/ landowner.

2.8.4 When municipal water and wastewater services are not available for any subdivision or development proposal located 0.5 miles (0.8 km) or closer to the Village boundary, the developer/landowner may be required to enter into Deferred Service Development Agreement with the MD, requiring connection and/or provision of such infrastructure in the future when warranted. Considerations for defining when such infrastructure may be required include, but are not limited to, private system failure, proposed replacement of the system or upon subsequent subdivision.

2.8.5 When municipal water and wastewater services are available to service any proposed subdivision or development, the developer/landowner may be required to connect to such services.

2.9 Transportation

Intent

Policies are intended to foster enhanced coordination in the provision of linked road networks to ensure that these roads are functional, compatible and logical in order to facilitate orderly and planned growth that does not compromise future development.

Policies

2.9.1 The proposed roadway system depicted in the Transportation Concept (Map 4) is conceptual and will be defined in more detail at the Area Structure Plan and subdivision stage.

2.9.2 The MD may require dedication of road right-of-way, in consideration of the Transportation Concept, on the final plan of subdivision for any proposal located 0.5 miles (0.8 km) or closer to the Village boundary.

2.9.3 If road dedication is a condition of subdivision approval, the landowner/developer will be required to enter into a development agreement for road construction and associated costs.

2.9.4 Road construction may be deferred to a later subdivision or development stage subject to a deferred servicing/development agreement with either the MD or Village as applicable.

2.9.5 The MD and Village will consult with Alberta Transportation regarding the implementation of this Plan. A developer/landowner may be required to conduct traffic studies with respect to impact and access onto Highways 3 and 3A and any upgrading identified by traffic studies will be implemented at the sole cost of the developer/landowner and to the satisfaction of Alberta Transportation.

2.10 Future Annexation

Intent

To define an agreed upon process to guide annexation applications.

Policies

2.10.1 When the Village determines that the annexation of lands within Planning Area 1 is necessary to accommodate growth, all policies of this Plan will be followed.

2.10.2 The Village will prepare and share with the MD a growth study which indicates the necessity of the land, outlines proposed uses of the land, servicing implications and any identified financial impacts to both municipalities.

2.10.3 The MD or Village may initiate an application for annexation without the need for a growth study if the proposal is for a minor boundary adjustment to accommodate existing title property line reconfigurations, roads, canals, or utility rights-of-way that may be split by municipal jurisdiction boundaries.

2.10.4 Within 60 days of receiving a growth study for review, and prior to the MD or Village submitting a notice of intent to annex land with the Municipal Government Board, the MD or Village will indicate in writing whether or not it has objections or concerns, or whether it requires additional clarification on any matters within the report or study.

2.10.5 If concerns are brought forward, either municipality may request a meeting of the IDP Committee to discuss the concerns raised and attempt to arrive at a consensus on the issue. If the Committee is unable to achieve consensus, the dispute resolution mechanism processes in accordance with this Plan may be initiated.

2.10.6 Within one year upon a Municipal Board Order approving an annexation, the IDP Committee will review the Intermunicipal Development Plan boundary to determine whether a need to amend the Plan boundary is warranted.

PART 3: PLAN IMPLEMENTATION

PART 3: PLAN IMPLEMENTATION

3.1 Plan Validity and Amendment

Intent

It is recognized that this Plan may require amendment from time to time to keep the Plan current. This Plan does not contain a "sunset" clause, but rather, incorporates a method of regular review to ensure its relevancy.

Policies

3.1.1 This Plan comes into effect on the date it is adopted by both the Village and the MD. It remains in effect until either council rescinds the Plan by bylaw after giving six months' notice, or by mutual agreement of both municipalities.

3.1.2 Amendments to this Plan may be necessary from time to time to accommodate agreed to updates or changes and/or unforeseen situations not specifically addressed in the Plan; any amendments must be adopted by both councils using the procedures established in the *Municipal Government Act*. No amendment shall come into force until such time as both municipalities adopt the amending bylaw.

3.1.3 Requests for amendments to this Plan, by parties other than the MD or Village, may be made to the municipality in which the request originated and be accompanied by the applicable fee to each municipality for processing amendments to a statutory plan.

3.1.4 If agreed to by both municipalities, a joint public hearing may be held in accordance with the *Municipal Government Act* for any amendments to this Plan.

3.1.5 The Intermunicipal Development Plan Committee is encouraged to meet annually to review the policies of the Plan and discuss land use planning matters, issues and concerns on an ongoing basis. The Committee may make recommendations to be considered by the respective councils for amendment to the Intermunicipal Development Plan to ensure the policies remain current and relevant and continue to meet the needs of both municipalities.

3.1.6 At a minimum of ten years after the adoption of this Plan, the councils of both municipalities will determine if a formal and comprehensive review of the Plan and any subsequent amendments is necessary to ensure the validity and relevancy of the Plan.

3.2 Intermunicipal Development Plan Committee

Intent

The establishment of the Intermunicipal Development Plan Committee is intended to facilitate continued cooperation and, wherever possible, the resolution of potential conflict through a consensus-based decision making process.

Policies

3.2.1 An Intermunicipal Development Plan Committee (Committee) will be established between the MD and Village for the purposes of ensuring continued communication between the municipalities and to provide a forum to review and comment on matters that may have an impact on either municipality.

3.2.2 The Intermunicipal Development Plan Committee will be an advisory body and may make comments or recommendations to the MD and Village. In its advisory capacity, the Committee does not have decision making authority or powers with respect to planning matters in the MD or Village.

3.2.3 The Committee will be comprised of six elected officials, three from the MD and three from the Village. The Committee may, at its discretion, also include whatever number of resource personnel deemed appropriate in a non-voting capacity. A resource person may serve as secretary to the Committee and is responsible for recording the minutes of all Committee meetings and preparing the recommendations of the Committee.

3.2.4 Members of the Committee will make their best efforts to attend each meeting. Quorum of the Committee requires that each municipality is represented by a minimum of two of its committee members. A chairman will be selected at each committee meeting.

3.2.5 Changes to the Committee format, composition, roles, responsibilities or any aspect of its existence or operation may be requested by either municipality. Council may refer any proposed changes to the Committee for recommendation. Any changes to the Plan require an amendment to the Plan and adoption in accordance with section 3.1.2 of Plan Validity and Amendment.

3.2.6 The MD and Village agree that the purpose of the Committee is to:

(a) provide a forum for discussion of land use matters within the Plan Area;

(b) provide recommendation(s) for proposed amendments to the Plan;

(c) discuss and address issues regarding Plan implementation;

(d) review and provide comment on referrals under section 3.3 and any other matters referred to the Committee;

(e) provide recommendation(s) regarding intermunicipal issues in an effort to avoid a dispute; and

(f) provide a forum for discussion of any other matter of joint interest identified by either municipality.

3.2.7 Meetings of the Committee may be held at the request of either municipality.

3.2.8 A matter may be brought before the Committee by the administrative staff of either the MD or Village. Where a matter involving the two municipalities cannot be resolved to the satisfaction of the Committee, the Committee is authorized to initiate the conflict resolution system in this Plan, Section 3.4 Dispute Resolution.

3.2.9 If a matter has been referred to the Committee for comment, the supporting documentation will be sent to Committee members prior to the meeting. If all Committee members respond with no concerns regarding the referred matter, the meeting may be cancelled at the Committee's discretion.

3.3 Intermunicipal Referrals

Intent

To establish a process for consistent and transparent sharing of information necessary to make decisions in accordance with the intent of the Plan.

Policies

Joint Administrative Meeting Prior To Application Submission

3.3.1 The MD will contact the Village to arrange a joint meeting with an applicant/landowner prior to the submission of an application in the Plan Area for any or all of the following proposals:

(a) subdivision of three or more parcels;

(b) proposals to access Village servicing;

(c) proposals that may impact 12 Avenue West (Township Road 9-4A);

(d) proposals that may have the potential to impact the Village (noise, dust, odour or other nuisances);

(e) proposals that are inconsistent with the Land Use Concept or Transportation Concept.

3.3.2 The Village will contact the MD to arrange a joint meeting with an applicant/landowner prior to the submission of an application in the Village for any or all of the following proposals:

(a) subdivision of three or more parcels;

(b) proposals that may impact drainage on lands within the MD;

(c) proposals that may impact 12 Avenue West (Township Road 9-4A) and Range Road 17-5;

(d) proposals that are inconsistent with the Land Use Concept or Transportation Concept.

3.3.3 Where both municipalities agree that a joint administrative meeting is unnecessary due to the size and type of subdivision/development, the meeting requirements in 3.3.1 and 3.3.2 may be waived.

3.3.4 The intention of the meeting is to understand the scope of the project and determine potential impacts including but not limited to servicing, drainage and road requirements.

Referral Process

3.3.5 Any of the following that affect lands in the Plan Area or land within the Village of Barnwell adjacent to the corporate boundary will be forwarded to the other municipality for comment prior to a decision being made on the application or document:

- Municipal Development Plans
- Area Structure Plans
- Area Redevelopment Plans
- Conceptual Design Schemes
- Overlay Plans
- Land Use Bylaws
- Subdivision Applications
- Discretionary Use Development Applications

The receiving municipality may request the above-mentioned document(s) or application(s) be referred to the Intermunicipal Development Plan Committee for comment prior to a decision being rendered.

3.3.6 Any changes to the documents or applications referred to in section 3.3.5 that may have an impact on the Plan or municipal expansion will be recirculated to the other municipality and if deemed necessary by either municipality, the Intermunicipal Development Plan Committee prior to second reading or approval of the document. Based on the significance of the changes, the municipality processing the proposal will consider convening a new public hearing or meeting.

3.3.7 The municipalities are encouraged to refer to each other for comment major land use or planning matters that have the potential to impact the other jurisdiction, even if it involves lands that may not be located within the Plan Area.

Response Timelines and Consideration of Referral Responses

3.3.8 The receiving municipality will, from the date of mailing, have the following timelines to review and provide comment on intermunicipal referrals:

(a) 14 days for development applications,

(b) 19 days for subdivision applications, and

(c) 30 days for all other intermunicipal referrals.

3.3.9 In the event that an intermunicipal referral is forwarded to the Intermunicipal Development Plan Committee for review and comment, the municipality requesting the committee meeting may include a written request for an extension of the referral timelines indicated in 3.3.8. If an extension request is included, the referral timelines in 3.3.8 do not apply.

3.3.10 A Committee meeting will be scheduled as soon as possible and a written response will be provided within five days of the Committee meeting date.

3.3.11 In the event that either municipality and/or the Committee does not reply within, or request an extension to, the response time for intermunicipal referrals stipulated in section 3.3.8, it will be assumed that the responding municipality and/or Committee has no comment or objection to the referred planning document or application.

3.3.12 Written comments from the receiving municipality and the Intermunicipal Development Plan Committee that are provided prior to or at the public hearing or meeting will be considered by the municipality in which the plan, scheme, land use bylaw, subdivision application, development application or amendment is being proposed.

3.4 Dispute Resolution

Intent

The intent of the dispute resolution process is to maximize opportunities for discussion and review in order to resolve areas of disagreement early in the process. Despite the best efforts of both municipalities, it is understood that disputes may arise from time to time affecting land use within the Plan boundary. The following process is intended to settle disputes through consensus and minimize the need for formal mediation.

Policies

General Agreement

3.4.1 The MD and Village agree that it is important to avoid dispute by ensuring that the Plan is adhered to as adopted, including full circulation of any permit or application that may affect the municipality or as required in the Plan and prompt enforcement of the Plan policies.

3.4.2 Prior to the meeting of the Committee, each municipality through its administration, will ensure the facts of the issue have been investigated and clarified, and information is made available to both parties. Staff meetings are encouraged to discuss possible solutions.

3.4.3 The Committee should discuss the issue or dispute with the intent to seek a recommended solution by consensus.

Dispute Resolution

In the case of a dispute, the following process will be followed to arrive at a solution.

3.4.4 When a potential intermunicipal issue comes to the attention of either municipality relating to a technical or procedural matter, such as inadequate notification or prescribed timelines, misinterpretation of Plan policies, or a clerical error regarding the policies of this Plan, either municipality's land use bylaw, or any other plan affecting lands in the Plan Area, it will be directed to the administrators of each municipality. The administrators will review the technical or procedural matter and if both administrators are in agreement, take action to rectify the matter.

3.4.5 Should either municipality identify an issue related to this Plan that may result in a dispute that cannot be administratively resolved under section 3.4.4 or any other issue that may result in a dispute, the municipality should contact the other and request that an Intermunicipal Development Plan Committee meeting be scheduled to discuss the issue. The Committee will review the issue and attempt to resolve the matter by consensus.

3.4.6 Should the Intermunicipal Development Plan Committee be unable to arrive at a consensus, the administration of each municipality will schedule a joint meeting of the two councils to discuss possible solutions and attempt to reach consensus on the issue.

3.4.7 Should the councils be unable to resolve the matter, either municipality may initiate a formal mediation process to facilitate resolution of the issue.

Filing an Intermunicipal Dispute under the *Municipal Government Act*

3.4.8 In the case of a dispute involving the adoption of a statutory plan, land use bylaw or amendment to such, within 30 days of adoption, the municipality initiating the dispute may, without prejudice, file an appeal to the Municipal Government Board under section 690(1) of the *Municipal Government Act* so that the provincial statutory right and timeframe to file an appeal is not lost.

3.4.9 The appeal may then be withdrawn, without prejudice, if a solution or agreement is reached between the two municipalities prior to the Municipal Government Board meeting. This is to acknowledge and respect that the time required to seek resolution or mediation may not be able to occur within the 30 day appeal filing process as outlined in the *MGA*.

Note: Using section 690(1) of the MGA is the final stage of dispute settlement, where the municipalities request the Municipal Government Board to intercede and resolve the issue.

3.5 Plan Implementation

The MD and Village agree that a collaborative approach to planning is necessary within the Plan Area. The policies in the Plan serve as the framework for decision making on subdivision and development proposals. As such, each municipality will need to review and amend their respective Municipal Development Plan and

Land Use Bylaw, to achieve consistency with and to implement policies in the Plan. The *Municipal Government Act (MGA)* also stipulates that all statutory plans adopted by a municipality must be consistent with each other. To address this, the following process and policies will need to be implemented by each municipality.

Adoption

3.5.1 The MD and Village prepared the Plan in accordance with the requirements of the *MGA*, including advertising and conducting a public consultation process, prior to passing the respective adopting bylaws.

3.5.2 This Plan comes into effect on the date it was adopted by both the MD and Village, after receiving three readings of the bylaw(s).

Implementation

3.5.3 The MD and Village agree that they will ensure that the policies of this Plan are properly, fairly and reasonably implemented.

3.5.4 To achieve conformity upon adoption of the Plan, the MD and Village will each undertake the following actions:

(a) review and amend the Municipal Development Plan to reflect the principles, goals and policies of this Plan;

(b) review, amend and maintain the Land Use Bylaw to ensure the bylaw reflects and conforms to the policies of this Plan.

3.5.5 To achieve continued success in implementing the Plan and help ensure that the goals and coordinated land use planning approach emphasized is successful, the MD and Village agree to:

(a) consider and respect both the Land Use and Transportation Concepts and associated policies outlined in the Plan when making decisions on subdivision and development proposals, and when considering other municipal bylaws and plans; and

(b) require that all area structure plans or conceptual design scheme proposals, submitted by a developer/landowner within the Plan Area, conform to the principles and policies of the Plan; and

(c) consult on an ongoing basis, and will refer to each other, major land use or planning matters that have the potential to impact the other jurisdiction, even if it involves land that may not be located within the Plan Area.

3.5.6 The MD and Village will regularly review the Plan to ensure the policies remain relevant and continue to meet the needs of both municipalities.

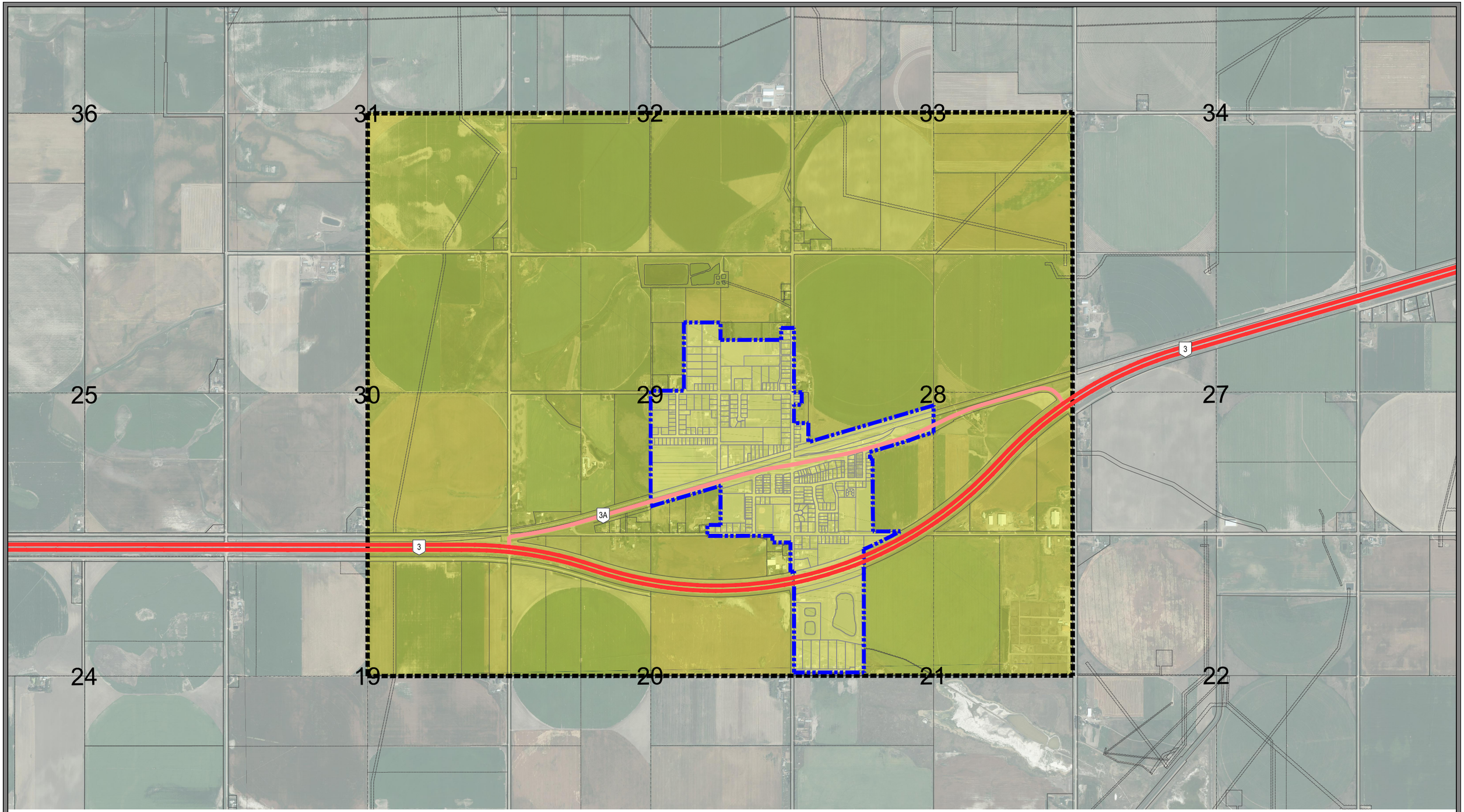
3.5.7 The MD and Village are bound by the South Saskatchewan Regional Plan (SSRP) and will consider the following in respect of the South Saskatchewan Regional Plan legislation:

(a) the MD and Village agree that they will comply with the adopted Regional Plan strategies, and are of the opinion this Plan aligns with strategies of the SSRP;

(b) after the Plan's adoption, if it is subsequently determined that additional amendments are needed to the Plan to adhere to provincial requirements of the SSRP, both municipalities will review and discuss possible amendments through the Intermunicipal Development Plan Committee.

3.5.8 When any amendments to the Plan are proposed, the municipalities will follow the process and policies as outlined in the Plan. No amendment shall come into force until such time as both municipalities adopt the amending bylaw.

PART 4:	MAPS



LEGEND

VILLAGE OF BARNWELL

IDP BOUNDARY

INTERMUNICIPAL DEVELOPMENT PLAN AREA

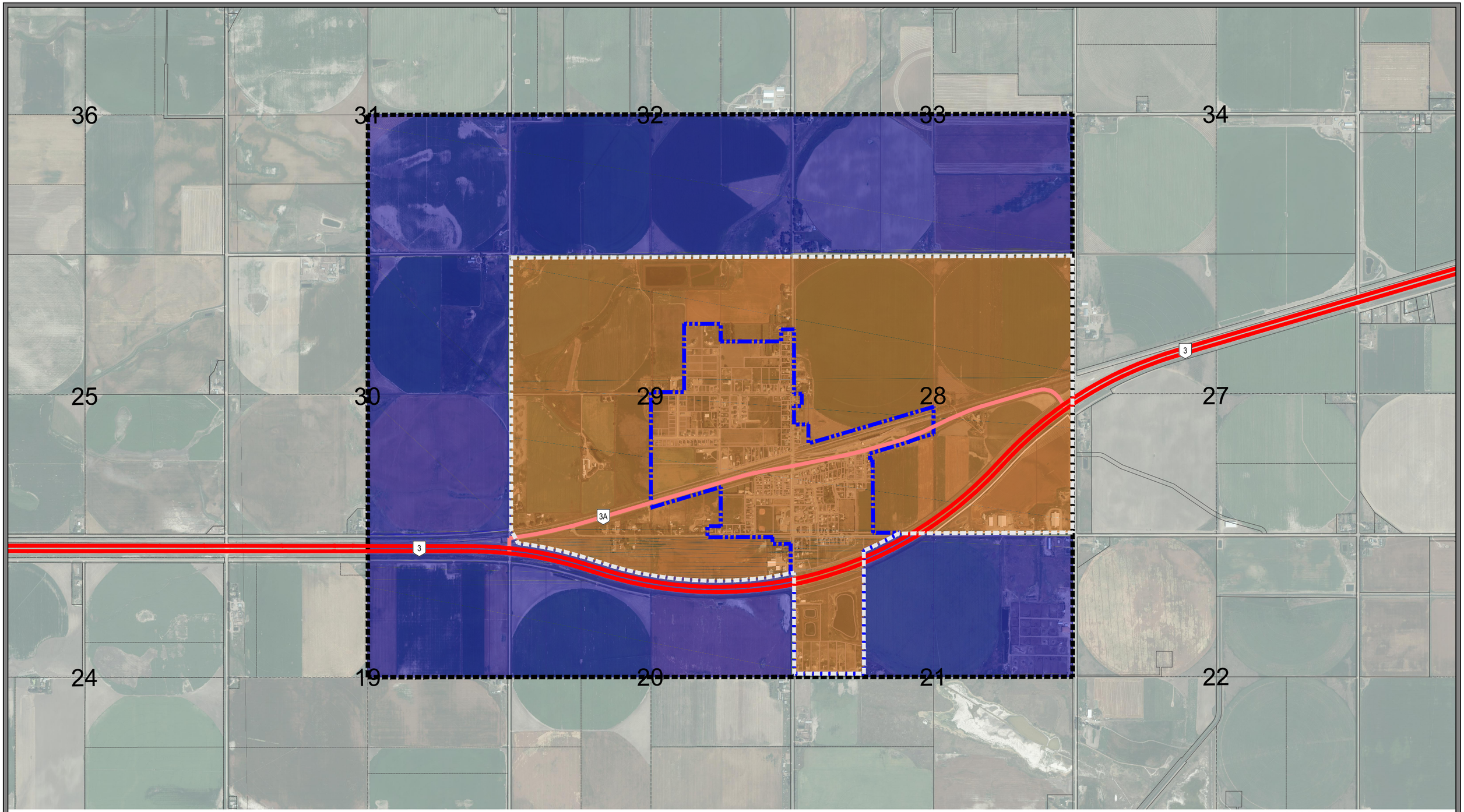
MAP 1

INTERMUNICIPAL DEVELOPMENT PLAN
MUNICIPAL DISTRICT OF TABER
(BYLAW NO. 1891) VILLAGE OF BARNWELL
(BYLAW NO. 01-16)

OLDMAN RIVER REGIONAL SERVICES COMMISSION

July 18, 2016
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Village of Barnwell - MD of Taber IMDP.dwg

Aerial Photo Date: 2012



LEGEND

- VILLAGE OF BARNWELL
- IDP BOUNDARY
- PLANNING AREA 1
- PLANNING AREA 2

PLANNING AREAS

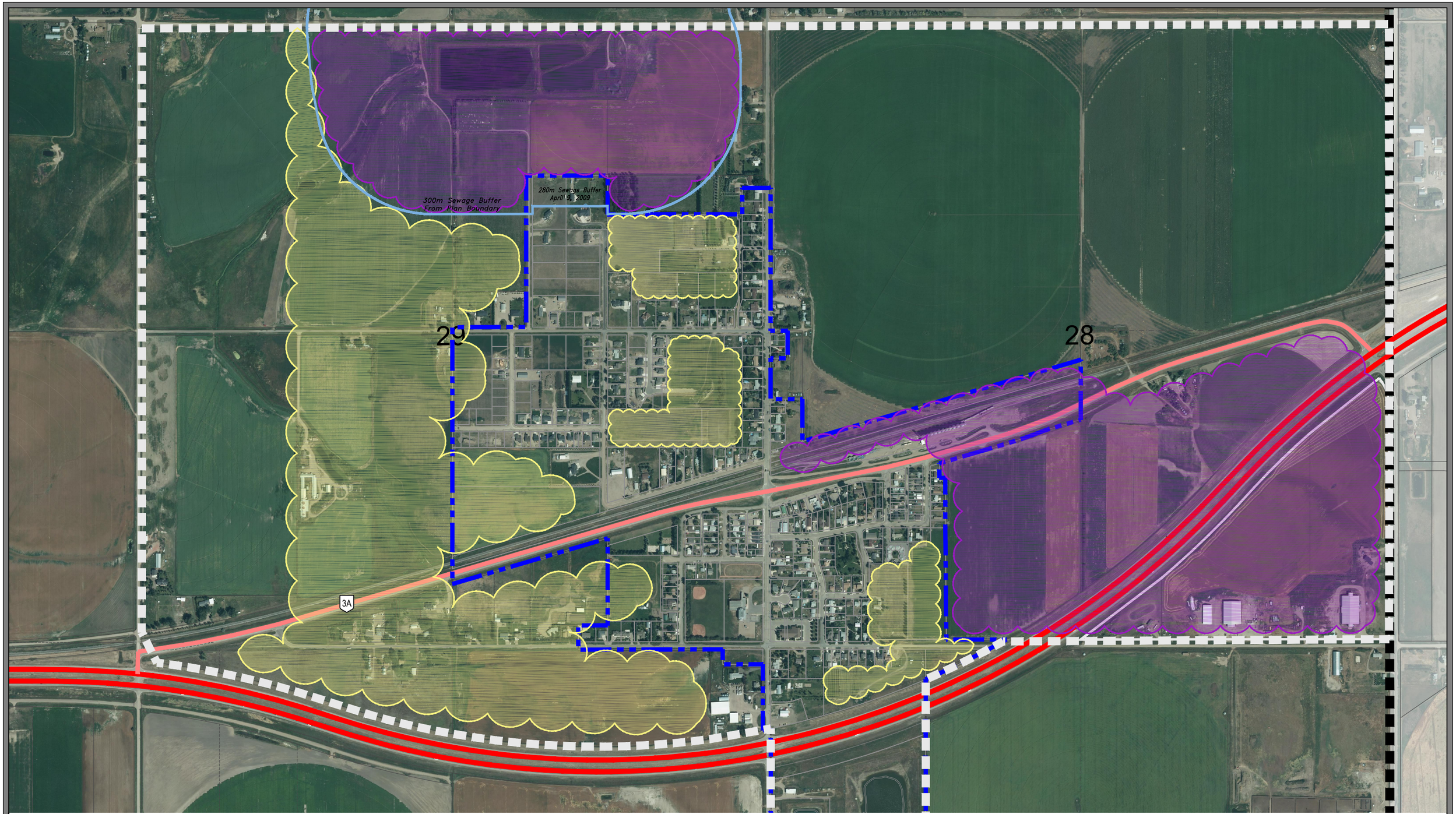
MAP 2

IINTERMUNICIPAL DEVELOPMENT PLAN
MUNICIPAL DISTRICT OF TABER (BYLAW NO. 1891) VILLAGE OF BARNWELL (BYLAW NO. 01-16)

Aerial Photo Date: 2012

OLDMAN RIVER REGIONAL SERVICES COMMISSION

July 18, 2016
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Village of Barnwell - MD of Taber IMDP.dwg



LEGEND

- VILLAGE OF BARNWELL
- IDP BOUNDARY
- PLANNING AREA 1
- RESIDENTIAL / PUBLIC INSTITUTIONAL
- NON-RESIDENTIAL
- SEWAGE LAGOON BUFFER

LAND USE CONCEPT

Land use areas depicted are conceptual and are to be used for planning purposes only. The land use concept represents general areas for potential development and is not intended to prescribe exact locations.

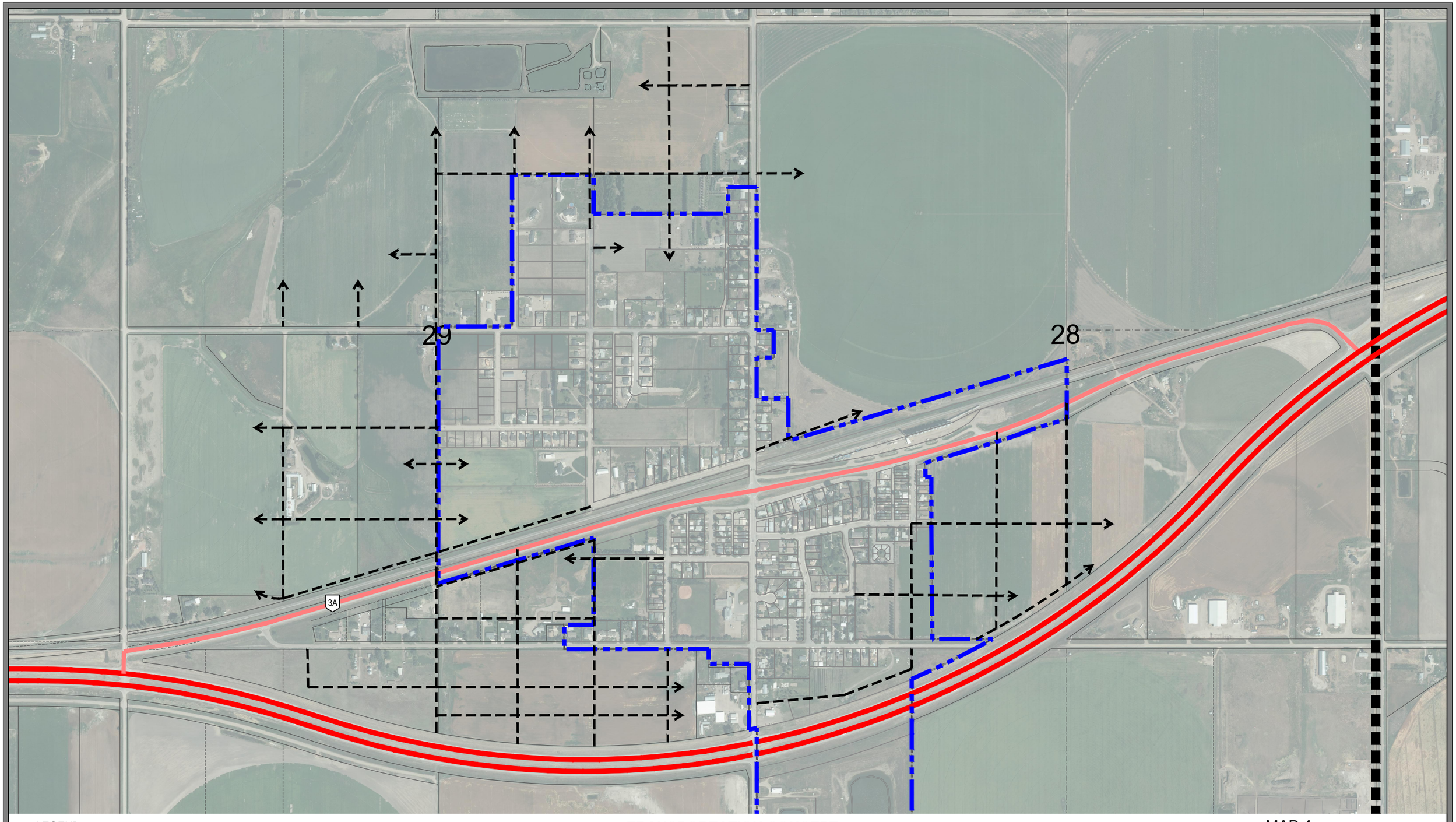
MAP 3

INTERMUNICIPAL DEVELOPMENT PLAN
MUNICIPAL DISTRICT OF TABER
(BYLAW NO. 1891) VILLAGE OF
BARNWELL (BYLAW NO. 01-16)

Aerial Photo Date: 2012

OLDMAN RIVER REGIONAL SERVICES COMMISSION

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LEGEND

- VILLAGE OF BARNWELL
- IDP BOUNDARY
- CONCEPTUAL ROAD NETWORK

TRANSPORTATION CONCEPT

The transportation concept depicted is conceptual and is to be used for planning purposes only. Potential roads will be determined in more detail at the Area Structure Plan, Conceptual Design Scheme or subdivision/development stage with consideration for matters such as, but not limited to, existing road alignments, parcel boundaries, topography, improvements, circulation needs, etc.

MAP 4

INTERMUNICIPAL DEVELOPMENT PLAN
MUNICIPAL DISTRICT OF TABER
(BYLAW NO. 1891) VILLAGE OF
BARNWELL (BYLAW NO. 01-16)

Aerial Photo Date: 2012

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LEGEND

VILLAGE OF BARNWELL

IDP BOUNDARY

VILLAGE URBAN GROWTH AREAS

PLANNING AREA 1

URBAN GROWTH AREAS

Aerial Photo Date: 2012

MAP 5

INTERMUNICIPAL DEVELOPMENT PLAN
MUNICIPAL DISTRICT OF TABER
(BYLAW NO. 1891) VILLAGE OF BARNWELL
(BYLAW NO. 01-16)

OLDMAN RIVER REGIONAL SERVICES COMMISSION

July 18, 2016
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