TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 844-16

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte desires to redesignate a portion of lands **located at 333 - Cowan Avenue South and legally described as Plan 8774HS, Block L containing approximately 1.595 acres more or less** from **"Residential Multi-unit – R5" to "Direct Control – DC"** as shown on the Map in Schedule 'A'.

AND WHEREAS the purpose of the proposed amendment is to allow for a medium-density adult community housing development (known as Autumn Estates) in the form of a bare land condominium plan to enable private dwelling unit ownership.

AND WHEREAS the proposed amendment includes the specific land use district standards applicable to the parcel of land and development as illustrated in Schedule 'B'.

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. Lands, described as **Plan 8774HS, Block L containing approximately 1.595 acres** as shown on Schedule 'A', be redesignated from "Residential Multi-unit – R5" to "Direct Control – DC".

2. The Land Use District Map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. The specific land use district standards for the Direct Control district be added into Land Use Bylaw No. 841-15, as provided in Schedule 'B'.

4. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

5. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 8th day of February, 2016.

Wendy Jones
***Mayor** – Wendy Jones*

Larry Davidson
***Chief Administrative Officer** – Larry Davidson*

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

Wendy Jones
***Mayor** – Wendy Jones*

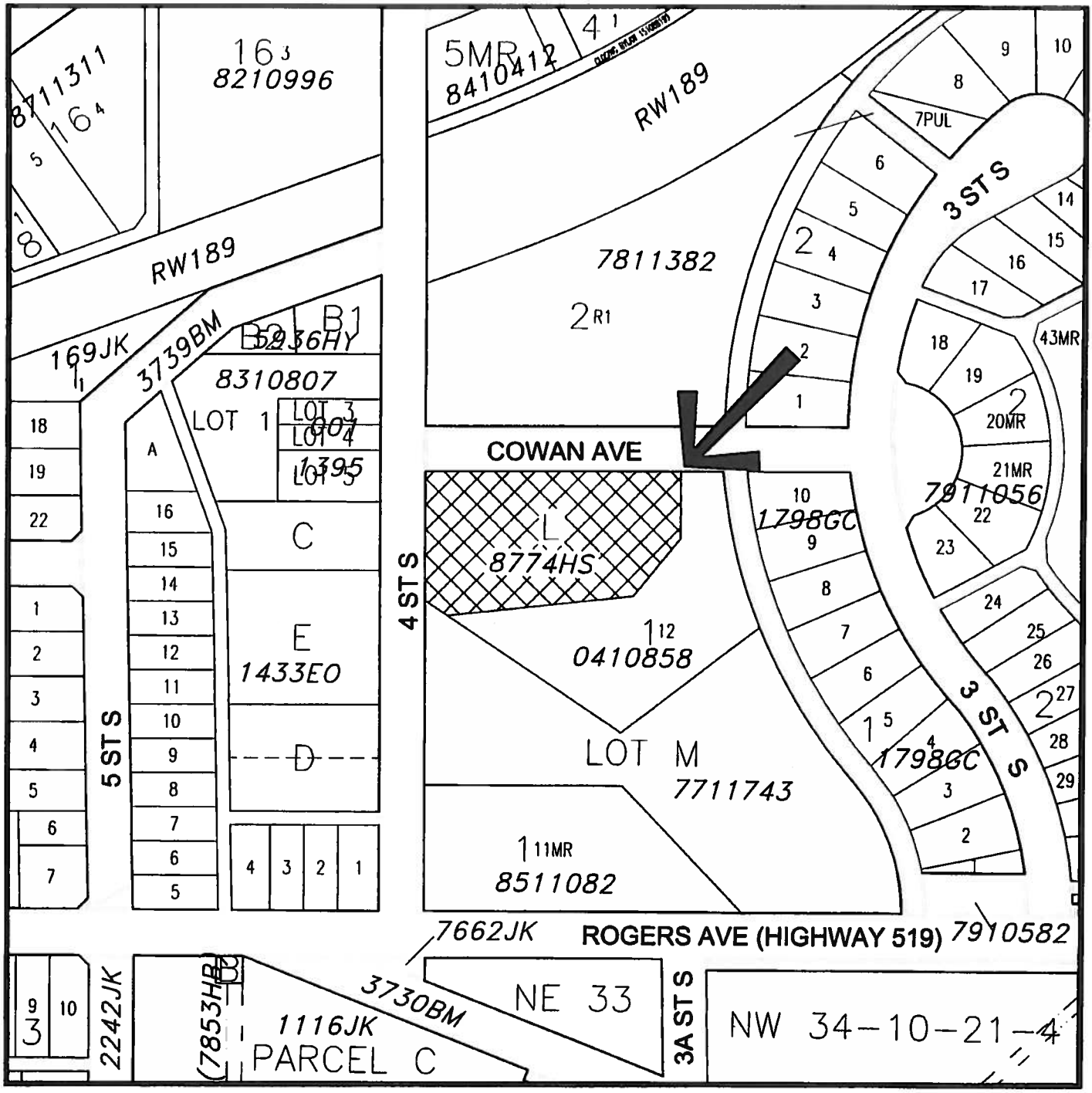
Larry Davidson
***Chief Administrative Officer** – Larry Davidson*

READ a **third** time and finally passed this 14th day of March, 2016.

Wendy Jones
***Mayor** – Wendy Jones*

Larry Davidson
***Chief Administrative Officer** – Larry Davidson*

RECEIVED
MAR 22 2016
SH/MK LBJ



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: Residential Multi-Unit - R5
TO: Direct Control - DC

BLOCK L, PLAN 8774HS WITHIN
SW 1/4 SEC 2, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: JANUARY 14, 2016

Bylaw #: 844-16
Date: _____

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

January 14, 2016 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte Bylaw 844-16, Block L, Plan 8774HS.dwg

SCHEDULE 'B'

DIRECT CONTROL – DC BYLAW NO. 844-16

INTENT: To provide a means whereby Council may regulate and control the use, development, or subdivision on a site specific basis to the following lands: **Plan 8774HS, Block L** (333 - Cowan Avenue South) as shown on Schedule 'A'. For the specific purposes of allowing a medium-density adult community housing development (known as Autumn Estates) in the form of a bare land condominium plan to enable private dwelling unit ownership.

The development allowed is based on the plans as approved by Council in consideration of the constraints of the site, compatibility with adjacent public, institutional and residential land uses, and on the basis the development does not unduly interfere with the amenities of the neighbourhood or materially interfere with or affect the use or enjoyment or value of neighbouring properties.

1. PERMITTED AND DISCRETIONARY USES

Only those uses associated with the development of a medium-density adult community housing cluster and as outlined as follows:

PERMITTED USES

Attached garages
Semi-detached dwellings: Site built
Signs Type 1 (in accordance with Part 5)
Solar collectors roof-mount, individual (see Part 4)

DISCRETIONARY USES

Accessory buildings and structures
Accessory uses

PROHIBITED USES

- *Any use which is not listed as either a Permitted or Discretionary Use is a Prohibited Use, unless otherwise authorized by Council.*

In addition to those prescribed above, any use Council considers suitable may be considered.

2. MINIMUM LOT SIZE

The minimum lot size shall be as the existing title for Plan 8774HS, Block L, or 1.595 acres.

3. MINIMUM YARD SETBACK REQUIRMENTS

Front yard – 6.1 m (20 ft.) (4th Street South considered primary and Cowan Avenue considered secondary front)
Secondary Front yard - 3.05 m (10 ft.) (Cowan Avenue considered secondary front)

Side yard – 1.5 m (5 ft.) (south and east property lines are considered a side yard)

4. MAXIMUM DENSITY AND SITE COVERAGE

(1) The maximum number of dwelling units is 7 semi-detached residential units.

(2) The maximum site coverage for all principal and accessory buildings combined is 50%.

5. ACCESSORY BUILDINGS AND STRUCTURES

(1) Any accessory buildings or structures shall not be located in the required setback from a public road or an easement.

(2) An accessory building or structure shall only be constructed after or in conjunction with an approved principal use or building on the parcel.

6. STANDARDS OF DEVELOPMENT

As Council, or the Development Officer acting as the Development Authority, considers necessary having regard to Part 4.

7. SIGNS

Only those signs associated with the formal name of the housing development, addressing, or directional signage, as Council, or the Development Officer acting as the Development Authority, considers necessary and compatible, having regard to Part 5.

8. OTHER STANDARDS

As Council requires.

9. APPROVAL PROCEDURE

(1) Before Council, or the Development Officer acting as the Development Authority as assigned by Council, considers an application for a use in the Direct Control district, they shall:

(a) cause notice to be issued by the Development Officer in accordance with Part 1, Section 33;

(b) hear any persons who claim to be affected by a decision on the application.

(2) Council, or the Development Officer acting as the Development Authority, may then approve the application with or without conditions, or refuse the application.

10. OTHER REQUIREMENTS (AS MAY BE REQUIRED BY COUNCIL)

(1) **Site, Layout, and Grading Plan** – that shows the property dimensions, building size and locations, outdoor storage areas, parking areas, utility easements, elevations and servicing areas.

(2) **Landscaping Plan** – that shows the front yard landscaping and fencing (height and type) on the property.

(3) **Refuse or Garbage** – shall be located and kept in a municipally approved/supplied container as per the Town of Picture Butte utility policy, and set out by landowners for collection on pick-up day as schedule by the town.

(4) **Servicing** – the developer shall be responsible for ensuring all required municipal servicing is provided for the development, including water, sewage and drainage.

(a) Shallow utilities (e.g. gas, electricity, fibre optics, phone) as required shall also be provided by the developer to the municipality's or utility agencies' standards.

(b) Any utility right-of-ways or access easements as required shall be provided by the developer to the satisfaction of the Town of Picture Butte.

(5) **Roads/Access/Parking**

(a) Public road access/egress to the parcel will be limited to a single existing access point to Cowan Avenue from a private roadway access that serves the condominium development.

(b) Physical access from the east may only be permitted provided that the developer obtains approval from the adjacent landowner regarding obtaining access over their private land title via an easement agreement.

(c) Parking for visitors must be delineated on site and meet the size standards of the Land Use Bylaw.

(d) Vehicle parking is to be prohibited on or adjacent to the internal private access roadway. Parking is to occur on personal driveways associated with semi-detached units, within garages, and in the delineated visitor parking area.

(6) **Development Agreement** – the developer shall enter into a development agreement with the Town of Picture Butte to satisfy any servicing requirements or standards as stipulated by the Town. All servicing and maintenance of the site shall be the responsibility of the condominium association which is to be stipulated in the development agreement and association's bylaws as deemed necessary.

(7) **Condominium Association** – the developer shall prepare to the town's satisfaction, a copy of a condominium association bylaw that outlines the roles and responsibilities of the owners and also defines the area and elements of the property to be managed by the association.

(8) **Site Plan** – the development may only be approved in accordance with overall conformity to the associated site plan as approved by town Council.

11. SUBDIVISION

(1) Notwithstanding the provisions of this bylaw, subdivision is limited to the form of a bare land condominium plan to enable private dwelling unit ownership which conforms to the area of land designated to the Direct Control district, applicable to Plan 8774HS, Block L.

(2) The Municipal Planning Commission, acting in the capacity of the Subdivision Authority, shall make decisions on subdivision applications.

12. DELEGATION OF AUTHORITY

(1) Council shall be the Development Authority to decide on development permit applications for the discretionary uses or application for waivers of development standards. Council may also decide on development permit applications for permitted uses.

(2) The Development Officer, in accordance with Part 1 Section 35 of the Land Use Bylaw and pursuant to section 641 (3) of the Municipal Government Act may, with the direction of Council, act as the Development Authority and receive and decide upon development permit applications for permitted uses provided they conform to the standards of the bylaw.

13. APPROVAL PROCEDURE

(1) Where the Development Officer as the Development Authority has been delegated the authority to decide upon development permit applications for permitted uses and has done so, then immediately upon issuance of the development permit the Development Officer shall cause a notice to be published in a newspaper circulating in the area stating the location of the property for which the application has been made and the use approved.

(2) Before consideration of a development permit application for a proposal requiring waivers or discretionary use on the subject property, Council shall:

(a) cause a notice to be issued by the designated officer to any person likely to be affected;

(b) ensure that the notice contains the date and time that council will hear the application for discretionary uses or application for waivers of development standards;

(c) hear any person that claims to be affected by the decision on the application;

(d) Council may then approve the development application with or without conditions or refuse the application with reasons.

(3) Where Council has made a decision on a development permit application, the Development Officer acting on behalf of Council, shall cause a notice of the decision to be issued to the applicant and post a copy of the decision in the lobby of the town office.

14. APPEAL PROCEEDURE

(1) Pursuant to section 641(4)(a) to the Municipal Government Act, if a decision with respect to a development permit application is made by Council, there is no appeal to the Subdivision and Development Appeal Board.

(2) If the Development Officer has been delegated the authority to decide upon development permit application as the Development Authority, then the appeal to the Subdivision and Development Appeal Board is limited to whether the Development Officer followed the direction of Council.

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA
BYLAW NO. 853-16

Being a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw no. 841-15, being the Municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte desires to re-designate a portion of the lands **located at 140 Crescent Avenue North and Legally described as Lot 5 Block 8 Plan 7810085 containing approximately 146.7 sq. metres more or less from "Highway Commercial C-2 to "Residential R-1"** as shown on the Map in Schedule A.

AND WHEREAS the purpose of the proposed amendment is to allow for the future development of the said lands for construction of single family home.

NOW THEREFORE under the authority and subject to the provision of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26, the Council of the Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. Lands legally described as Lot 5 Block 8 Plan 7810085 containing approximately 146.7 sq. metres as shown on Schedule A, be re-designated from "Highway Commercial C-2 to Residential R-1".

2. The Land Use District Map of the Town of Picture Butte Land Use Bylaw No. 841-15 is amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

4. This Bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 22nd day of August , 2016.

Mayor Wendy Jones

Administrator – Larry Davidson

READ a **Second** time this 26 day of September 2016.

Mayor Wendy Jones

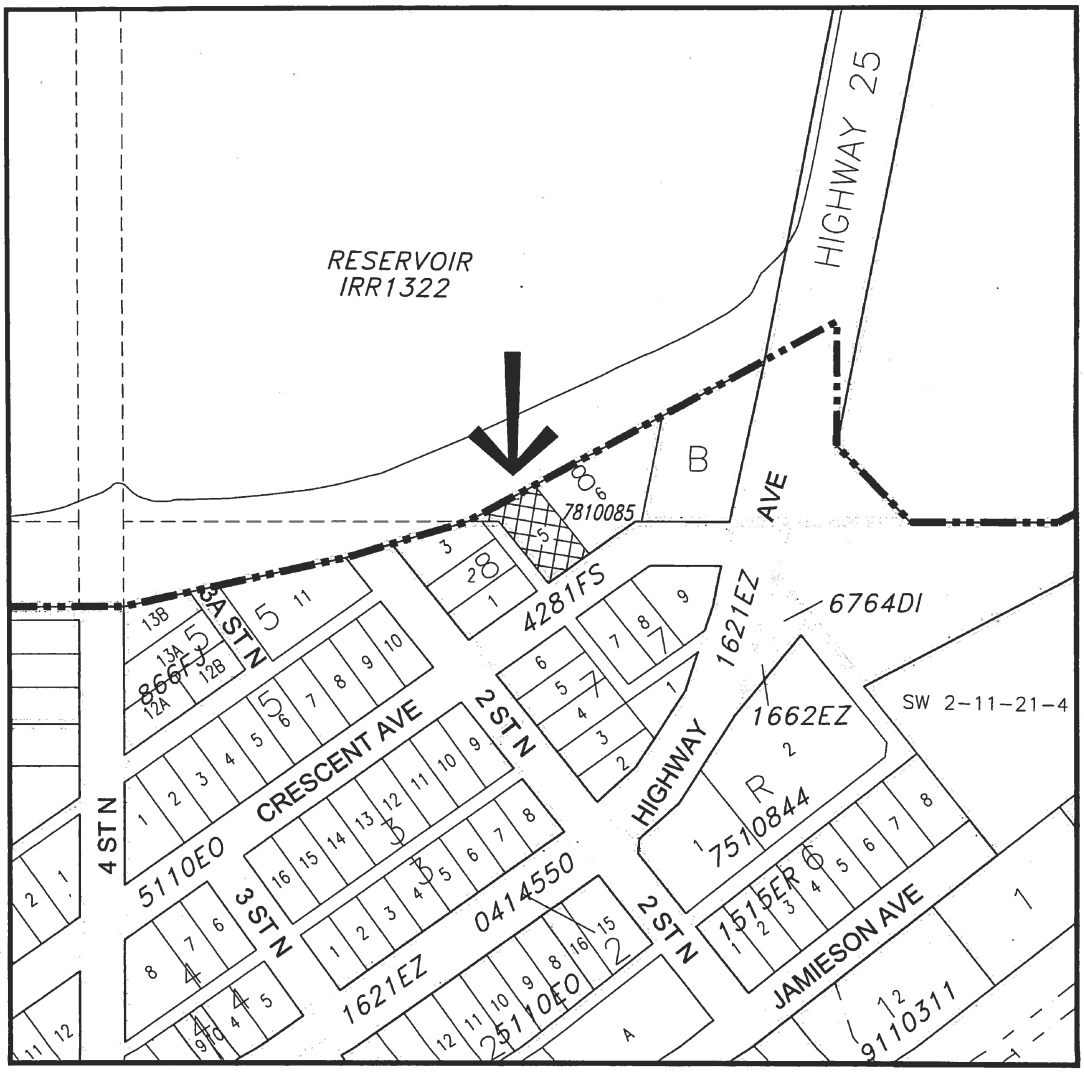
Administrator – Larry Davidson

READ a **third** time and finally PASSED this 26 day of September 2016.

Mayor Wendy Jones

Administrator – Larry Davidson

RECEIVED
SEP 27 2016
SH / MK / BJ



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: HIGHWAY COMMERCIAL - C2
TO: RESIDENTIAL - R1

LOT 5, BLOCK 8, PLAN 7810085
IN W 1/2 SEC 2, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: AUGUST 19, 2016

Bylaw #: 853-16
Date: 1st Reading Aug 22, 2016

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

August 19, 2016 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte - Lot 5 - Block 8 - Plan 7810085.dwg

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344
"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 868-18

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15 being the municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte desires to regulate and clarify the regulations pertaining to extensive agriculture, the keeping of livestock and manure spreading within town limits, as described in Schedule A.

AND WHEREAS the general purpose of the proposed amendments are to address the following:

- Add to the Urban Reserve - UR land use district's statement of intent to make it clear agricultural uses may occur in the interim prior to land being developed for urban use, but those are limited to the cultivation of land, crop production and only temporary/seasonal grazing of livestock; and
- Amend and add to the Urban Reserve - UR land use district's Permitted Use column 'Temporary pasturing and grazing of livestock', and 'manure application', subject to criteria; and amend and add to Prohibited Uses column to make it more clear the keeping of confined livestock and exotic farm animals, including associated animal shelters, cattle, swine and poultry barns etc., or stockpiling of manure or compost piles, are prohibited; and
- Add criteria for Extensive Agriculture uses to the UR district as Section 8, to outline that development permits are not required for extensive agriculture uses or temporary/seasonal grazing of livestock but they are limited to non-noxious, best practice farming activities related to the cultivation of land, crop production and temporary seasonal livestock grazing, as described in attached Schedule A; and
- Add definitions to Part 6 for extensive agriculture, livestock, farm and exotic animals.

AND WHEREAS the bylaw is adopted in accordance with section 692 of the Municipal Government Act and the public hearing requirements.

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. Bylaw No. 841-15 being the Land Use Bylaw, is hereby amended by Bylaw 868-18 to include the extensive agriculture amendments as described in the attached Schedule A.
2. Bylaw No. 868-18 shall come into effect upon third and final reading thereof.
3. Bylaw No. 868-18 is hereby adopted.

READ a **first** time this 23rd day of April, 2018.

Mayor – Cathy Moore | *Chief Administrative Officer – Keith Davis*

READ a **second** time this 28th day of May, 2018.

Mayor – Cathy Moore | *Chief Administrative Officer – Keith Davis*

READ a **third** time and finally PASSED this 28th day of May, 2018.

Mayor - Cathy Moore | *Chief Administrative Officer – Keith Davis*

SCHEDULE A - BYLAW NO. 868-18

Amendments to Bylaw No. 841-15 being the municipal Land Use Bylaw (underlined text).

URBAN RESERVE – UR

INTENT: To limit and orderly manage development in areas along the community's fringe to uses which will not constrain the transition to more intensive urban development in the future. Development and fragmentation of land is to be limited in order to preserve land and enable it to be more efficiently planned for and serviced in the future. Agricultural uses may occur in the interim prior to land being planned for and developed as more intensified urban use, but such uses are limited to non-noxious, minor activities related to the cultivation of land, crop production and temporary/seasonal grazing.

1. PERMITTED USES

Extensive agriculture (see definition and section 8 of this district)
Irrigated farming
Market gardens
Manure application/spreading (see section 8 of this district)
Nursery
Pasturing and grazing of livestock - temporary (see section 8 of this district)

PROHIBITED USES

Keeping of confined livestock, farm or exotic animals, including animal shelters, cattle barns or feedlots, swine barns, poultry barns, etc.
Manure or compost stockpiles
Noxious and hazardous uses
Shipping containers

- *Any use which is not listed as either a Permitted or Discretionary Use, or is not ruled to be Similar to a Permitted or Discretionary Use in accordance with Part 1, Section 31, is a Prohibited Use.*

DISCRETIONARY USES

TYPE A
Accessory buildings, structures and uses
Campgrounds
Playgrounds
Portable garages (fabric buildings) and storage structures (see Part 4)
Public and private utilities
Public parks
Residential accommodation in conjunction with an approved agricultural use
Signs Type 1 and Type 2 (in accordance with Part 5)
Small wind energy system – Type A, B and C (see Part 4)
Sportsfields
Veterinary clinic, small animal

TYPE B – Development Officer
Bed and breakfasts (see Part 4)
Day homes (see Part 4)
Temporary shipping containers (see Part 4)
Temporary uses

2. MINIMUM LOT SIZE

2 hectares (5 acres) – This minimum may be varied by the Municipal Planning Commission if there is provision for all-weather access and connections to all main services.

3. DEVELOPMENT PREREQUISITE

The Municipal Planning Commission may require that a discretionary use may only be approved when an area structure plan for the site has been adopted by Council.

4. MINIMUM SETBACK REQUIREMENTS

As required by the Development Officer or Municipal Planning Commission.

5. MAXIMUM SITE COVERAGE

As required by the Development Officer or Municipal Planning Commission.

6. STANDARDS OF DEVELOPMENT – See Part 4.

7. SIGNS – See Part 5.

8. EXTENSIVE AGRICULTURE AND LIVESTOCK GRAZING

(1) Development permits are not required for extensive agriculture uses; however, such uses are limited to non-noxious, best practice farming activities related to the cultivation of land and crop production or seasonal grazing. Allowable activities include cultivating soil, raising and producing field crops, and working or tending to agricultural land by tilling, seeding, ploughing, fallowing, swathing.

(2) No development permit is required for temporary or seasonal pasturing, grazing of livestock provided the standards and criteria of the bylaw are adhered to. Prior to commencing the activity, the landowner must notify the municipality of the date on which the livestock will be placed on the land.

(3) The keeping of confined livestock, farm or exotic animals, manure stockpiling, composting are not permitted in this land use district.

(4) Pasturing or grazing livestock is permitted on a temporary or seasonal basis in this land use district, subject to the following specific criteria and conditions:

(a) Seasonal grazing or pasture use for livestock is only permitted on parcels 20 acres or greater in size that are designated as Urban Reserve (UR).

(b) Animal confinement buildings or structures such as barns, shelters, pens or corrals are not permitted.

(c) Livestock use is limited to seasonal grazing of cattle (cows or cow/calf pairs) or horses only, not to exceed 6 months in a calendar year.

(d) Animal units on the parcel shall not exceed 2 cows (cows or cow/calf pairs) or 1 horse per acre or combination thereof.

(e) No stockpiling, short term storage or composting of manure is allowed.

(f) Manure application of dry cow manure is permitted subject to the following:

(i) A person must not apply manure to land other than arable land and it may be applied only once every three years.

(ii) Any application of dry cow manure nutrients on the land (i.e. manure spreading) must be incorporated within 6 hours of application and not occur on frozen or snow covered ground.

SCHEDULE A - BYLAW NO. 868-18

Amendments to Bylaw No. 841-15 being the municipal Land Use Bylaw (underlined text).

(iii) The applicable soil nitrate-nitrogen and salinity limits for manure application are to be as set in the *Agricultural Operation Practices Act (AOPA).*

(iv) Manure application must not occur within 75 m (246 ft.) of the property boundary of an adjacent parcel of land containing a residential dwelling.

(v) Applicant must notify the Town office a minimum of 24 hours prior to commencing any plans to spread or apply manure to land.

(vi) Manure application is not to occur on weekends or statutory public holidays.

(5) See Definitions, Part 6, for the applicable definitions of extensive agriculture, livestock, farm animals and exotic animals.

DEVELOPMENT NOT REQUIRING A DEVELOPMENT PERMIT - ADD TO PART 3, sub-section 3.

(s) The carrying out of activities related to extensive agriculture or the grazing and pasturing of livestock as permitted in a land use district, provided it is in accordance with the specific standards and criteria of the bylaw, and with respect to the landowner adhering to good farming practices. Notwithstanding that no development permit may be required, the applicant is responsible for adhering to any other or additional regulations that may be stipulated in the Town of Picture Butte's Animal Regulations Bylaw.

DEFINITIONS - ADD TO PART 6

Extensive agriculture means the science, agronomy or occupation involving cultivating soil, raising and producing field crops, and working or tending to agricultural land by tilling, seeding, ploughing, fallowing, swathing, fertilizing (non-manure), of existing titles or proposed parcels usually 8.1 ha (20 acres) or more in size. For the purposes of this bylaw, this use excludes the stockpiling or composting of manure.

Livestock means domesticated animals raised in an agricultural setting, typically associated with farms and ranches, to produce commodities such as food, fibre, and labour, and includes but is not limited to, cattle (both beef and dairy), sheep, swine, horses, mules and other useful animals.

Farm animals means those types of animals typically or commonly associated with farming and ranching practices or livelihood activities, such as cattle, horses, swine, poultry (chickens, turkey), goats, sheep, mules, donkeys, water fowl (ducks, geese), and their associated species.

Grazing and pasturing of livestock means a parcel of agricultural land that may be ground covered with suitable vegetation, grass or other plants for the grazing, foraging or feeding of livestock, and may include some supplemental outdoor feeding (grain, legume fed) of the livestock on the pasture land.

Exotic animals means bison, alpaca, llama, cervid (elk, deer), fur (mink, fox), rabbits, fur-bearing animals, ratites (emu, ostrich), pheasants, and other similar animal types including uncommon, wild or specialized animal breeds.

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 871-18

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15 being the municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte desires to update and enhance administrative procedures and standards of Land Use Bylaw No. 841-15 to be in compliance with the modernized Municipal Government Act (MGA), and also add regulations to manage cannabis production and retail sales in consideration of federal and provincial laws coming into effect to legalise cannabis use.

AND WHEREAS the general purpose of the proposed amendments described in Schedule 'A' are to:

- Add rules and criteria pertaining to the receiving, processing, and notification of development and subdivision applications in order to be in compliance with the MGA.
- Amend and add to 'Part 2, Land Use Districts Regulations, 'Industrial – I' – land use district discretionary use column: Cannabis Production Facility.
- Add to 'Part 4, Specific Use Standards' a new section for providing Criteria and Standards for Cannabis Production Facilities.
- Add to Part 4, Specific Use Standards' a new section on standards for Retail Cannabis Store uses which may only be considered on a parcel of land designated to Direct Control by Town Council, and also add the application requirements to redesignate to the Direct Control land use district.
- Add minimum requirements and standards applicable to Retail Cannabis Stores that will be considered by Town Council in making a decision on a development permit application for such uses.
- Add definitions to Part 6 for Cannabis, Medical Cannabis, Cannabis Production Facilities and Retail Cannabis Stores; with all proposed amendments as described in attached Schedule 'A'.

AND WHEREAS the bylaw is adopted in accordance with section 692 of the Municipal Government Act and the public hearing requirements.

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. Bylaw No. 841-15 being the Land Use Bylaw, is hereby amended by Bylaw 871-18 to include the amendments as described in the attached Schedule A.
2. Bylaw No. 871-18 shall come into effect upon third and final reading thereof.
3. Bylaw No. 871-18 is hereby adopted.

READ a first time this 25th day of June, 2018

READ a second time this 23rd day of July, 2018.

READ a third time 23rd day of July, 2018.

SIGNED AND PASSED this 23rd day of July, 2018.

MAYOR

CHIEF ADMINISTRATIVE OFFICER

RECEIVED
AUG 13 2018
SH / BJ

Schedule 'A'

Bylaw No. 871-18
Amendments to Land Use Bylaw No. 841-15

Amending Bylaw - Section A

The described amendments are to bring the municipal Land Use Bylaw No. 841-15 into compliance with the modernized *Municipal Government Act* and amended *Subdivision and Development Regulations*.

Additions and amendments to Part 1, Administration section of Land Use Bylaw.
(Note: underlined text is new addition to an existing bylaw section, while italicized and underlined text is entirely new bylaw addition.)

DEVELOPMENT

14. DEVELOPMENT OFFICER – POWERS AND DUTIES

The Development Officer is responsible for:

(a) receiving, processing, deciding upon and referring applications for a development permit in accordance with this bylaw *and determining whether a development permit application is complete in accordance with section 25 of Part 1.*

27. INCOMPLETE APPLICATIONS

Section 27 is amended by numbering the existing first paragraph as (1) and adding immediately after the following text to read:

(2) A Development Officer shall, within 20 days after the receipt of an application in accordance with Section 25 for a development permit, determine whether the application is complete.

(3) An application is complete if, in the opinion of the Development Officer, the application contains the documents and other information necessary to review the application.

(4) The time period referred to in subsection (2) may be extended by an agreement in writing between the applicant and the Development Officer.

(5) If the Development Officer does not make a determination referred to in subsection (2) above within the time required under subsection (2) or (4), the application is deemed to be complete.

(6) If a Development Officer determines that the application is complete, the development officer shall issue to the applicant a written Notice of Completeness acknowledging that the application is complete, delivered by hand, mail or electronic means.

(7) If the Development Officer determines that the application is incomplete, the Development Officer shall issue to the applicant a written notice indicating that the application is incomplete and specifying the outstanding documents and information to be provided, including but not limited to those required by Section 25. A submittal deadline for the outstanding documents and information shall be set out in the notice or a later date agreed on between the applicant and the Development Officer in order for the application to be considered complete.

(8) If the Development Officer determines that the information and documents submitted under subsection (7) above are complete, the Development Officer shall issue to the applicant a written Notice of Completeness acknowledging that the application is complete, delivered by hand, mail or electronic means.

(9) If the required documents and information under subsection (7) have not been submitted to the Development Officer within the timeframe prescribed in the notice issued under subsection (7), the Development Officer shall return the application to the applicant accompanied by a written Notice of Refusal stating the application is deemed refused and the reasons for refusal.

(10) Despite issuance of a Notice of Completeness under subsection (6) or (8), the Development Authority or Municipal Planning Commission in the course of reviewing the application may request additional information or documentation from the applicant that the development authority considers necessary to review the application.

35. DEVELOPMENT PERMIT NOTIFICATION

(1) A decision of the Development Authority on an application for a development permit must be issued in writing in accordance with subsection (3) below.

(2) Upon the approval of the application and the issue of a development permit, the Development Authority shall immediately notify or cause to be notified, any persons likely to be affected or who have the right to appeal the decision of the Development Authority in accordance with the procedure in Section 46. The following notification processes shall be used:

PERMITTED USE PERMITS

(3) Upon issuance of a development permit for a permitted use that complies with this Bylaw, the Development Authority shall:

(a) *send to the applicant a letter by regular postal mail, or send by electronic means, or both, or by any other method as may be agreed to between the applicant and Development Authority, a written notice of decision; and*

(b) notify the public by either:

(i) posting a copy of the decision in a prominent place in the Town Office for at least 14 days, or

(ii) publishing a notice of the decision in a newspaper circulated within the municipality, or

(iii) any combination of the above.

ALL OTHER PERMITS

(4) Upon the issue *or refusal* of a development permit for a use under Sections 28, 29 (discretionary use), 30 (if a waiver is required), 31 (similar use) and 32 (temporary uses), the Development Officer shall immediately:

(a) *send a letter by regular postal mail, or send by electronic means, or both, or by any other method as may be agreed to between the applicant and Development Authority, a written notice of decision to the applicant; and*

(b) notify all persons likely to be affected by the development by either:

(i) mailing a copy of the decision to those persons, departments and agencies, or

(ii) place an advertisement in the local newspaper circulating within the municipality, and/or at his discretion;

(iii) place a notice on the property in a prominent place; or

(iv) any combination of the above.

ISSUANCE OF DECISION AND TIMEFRAMES

(5) Upon issuance of a decision, the Development Officer will give or send a copy of the written decision, which includes the date on which the decision was made, to the applicant on the same day the decision is made.

For the purposes of subsection (5), the "date on which the decision was made" means:

(a) the date the Development Authority signs the notice of decision or development permit, or

(b) the date the decision is posted in the newspaper,

whichever occurs later.

36. COMMENCEMENT OF DEVELOPMENT

(1) Notwithstanding the issue of a development permit, no development authorized by the issue of a permit shall commence:

(a) until at least ~~14~~ *21* days after the *date on which the decision was made to* issue of the permit;

(b) if an appeal is made, until the appeal is decided upon.

This does not apply to a development permit for a permitted use issued without conditions.

40. REAPPLICATION

(1) If an application for a development permit is refused by the Development Officer, the Municipal Planning Commission or, on appeal, by the Subdivision and Development Appeal Board, another application for a development:

(a) on the same lot, and

(b) for the same or similar use,

may not be accepted for at least six months after the date of refusal.

(2) *If an application was refused solely because it did not comply with this bylaw, or was refused as an incomplete application under section 27, another application on the same lot for the same or similar use may be accepted before the time period referred to in Section 40(1) provided the application has been modified to comply with this bylaw. All applicable fees shall apply.*

46. DEVELOPMENT APPEALS

Any person applying for a development permit or any other person affected by any order, decision or development permit made or issued by the Development Authority or Municipal Planning Commission *or any development application deemed refused in accordance with section x,* may appeal such an order, decision *or deemed refusal* to the Subdivision and Development Appeal Board in accordance with the procedures described the MGA.

SUBDIVISON

The following text is added after existing Section 16(2):

16. SUBDIVISION AUTHORITY

(3) The Subdivision Authority may delegate, though municipality's Subdivision Authority Bylaw, this bylaw, or by resolution of Council, to any individual, municipal staff, or a regional services commission, any of its required functions or duties in the processing of subdivision applications. In respect of this:

(a) The delegation of duties by the Subdivision Authority may include the authorized entity being responsible for determining the completeness of a submitted subdivision application.

(b) The Subdivision Authority delegate is authorized to carrying out the application process with subdivision applicants as described in the Subdivision Application Rules and Procedures section of the bylaw, including the task of sending all required notifications to applicants as stipulated, carrying out site inspections.

The following is a new section added to Part 1 of the bylaw:

SUBDIVISION APPLICATION RULES AND PROCEDURES

53. SUBDIVISION APPLICATIONS

(1) An applicant applying for subdivision shall provide the required material and information as requested by the Subdivision Authority or it's designate. A completed application shall consist of:

(a) An official application, in the manner and form prescribed, clearly and legibly filled out with all the required information and signatures provided as requested on the form;

(b) The applicable fees paid;

(c) An up-to-date and current copy of the Certificate of Title to the subject land;

(d) A (clear and eligible) diagram, Surveyors sketch or tentative subdivision plan with dimensions and a north arrow, in the manner requested which may include the provision that it be professionally prepared as stipulated;

(e) Provincial abandoned gas well information;

(f) Any such other information as may be required at the discretion of the Subdivision Authority in order to accurately evaluate the application and determine compliance with the land use bylaw or other government regulations. This may include but is not limited to the provision of geotechnical information, soil analysis reports, water reports, soil or slope stability analysis, drainage information,

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contours and elevations of the land, engineering studies or reports, wetland reports, environmental impact assessments, utility and servicing information, and/or the preparation of a conceptual design scheme or an area structure plan may be required from the applicant prior to a decision being rendered on a subdivision application to determine the suitability of the land for the proposed use.

(g) The consent to authorize the Subdivision Authority or it's designate to carry out a site inspection on the subject land as authorized in accordance with the Municipal Government Act (MGA) must also be provided on the submitted application form unless determined not to be needed by the Subdivision Authority.

(2) In accordance with the Municipal Government Act (MGA), the Subdivision Authority or those authorized to act on its behalf, shall provide notification to a subdivision applicant within the 20-day prescribed time period, on whether a submitted application is deemed complete, or if it is determined to be deficient what information is required to be submitted by a specified time period, by sending notification in the following manner:

(a) For an application deemed complete, the applicant shall be notified in writing as part of the formal subdivision application circulation referral letter.

(b) For an application determined to be incomplete, written notification shall be given to the applicant (Notice of Incompleteness) which may be in the form of a letter sent by regular mail to the applicant, or sent by electronic means, or both, or by any other method as may be agreed to between the applicant and Subdivision Authority.

(c) In respect of subsection (b) for a subdivision application determined to be incomplete, the applicant will be advised in writing as part of the Notice of Incompleteness what the outstanding or required information items are that must be submitted by the time specified in the notice.

(3) Notwithstanding subsection 2, the applicant and Subdivision Authority may agree and sign a time extension agreement in writing in accordance with section 653.1(3) of the MGA to extend the 20-day decision time period to determine whether the subdivision application and support information submitted is complete.

(4) A determination made by the Subdivision Authority that an application is complete for processing does not preclude the ability for the Subdivision Authority to request other information or studies to be submitted by the applicant during the review and processing period, prior to a decision being rendered, or as condition of subdivision approval.

54. INCOMPLETE SUBDIVISION APPLICATIONS

(1) The Subdivision Authority may refuse to accept and process a subdivision application where the information required under Section 53(1) and/or as described in a Notification of Incompleteness has not been submitted, is determined to be deficient, is still incomplete, or in the opinion of the Subdivision Authority the quality of the material supplied is inadequate to properly evaluate the application.

(2) If the Subdivision Authority makes a determination that the application is refused due to incompleteness, the applicant shall be notified in writing with reasons in the manner as described in section 53(2)(b).

(3) The notification provided for in subsection (2) shall include for the applicant the required information on the filing of an appeal and to which appeal board body the appeal lies, either the local appeal board or provincial Municipal Government Board, in accordance with the parameters of the MGA.

Amending Bylaw - Section B

The described amendments are to add into the municipal Land Use Bylaw No. 841-15 criteria and standards to regulate both **Cannabis Production Facilities** and **Retail Cannabis Stores** in consideration of federal and provincial laws and regulations.

Additions and amendments to Part 2, Land Use Districts, Part 4, Standards of Development, and Part 6, Definitions sections of the Land Use Bylaw. *(Note: all text are new additions to the bylaw, except for the definitions where new text is either underlined or otherwise noted.)*

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Add to 'Part 2, Land Use Districts Regulations, 'Industrial – I' – land use district discretionary use column:

Cannabis Production Facility

Add to 'Part 4, Specific Use Standards' – Section B. Specific Use Provisions, add new section on Criteria and Standards:

44. CANNABIS PRODUCTION FACILITY

The requirements of this section apply to cannabis production facilities, as defined by the Land Use Bylaw and are in addition to the federal regulations required by the Government of Canada's and the federal *Cannabis Act* and *Access to Cannabis for Medical Purposes Regulations (ACMPR)*, and any other federal and provincial government regulation.

(1) The owner or applicant must provide as a condition of development permit approval a copy of the current authorized licence by Health Canada for all activities associated for a Cannabis Production Facility/plant (either a medical, recreational or combination thereof), as issued by the federal government.

(2) The owner or applicant must obtain any other approval, permit, authorization, consent or licence that may be required to ensure compliance with applicable federal, provincial or other municipal legislation.

(3) The development must be done in a manner where all of the processes and functions are fully enclosed within a stand-alone building including all loading stalls and docks, and garbage containers and waste material.

(4) The development shall not operate in conjunction with another approved use.

(5) The development shall not include an outdoor area for storage of goods, materials or supplies.

(6) The development must include equipment designed and intended to remove odours and particulates from the air where it is discharged from the building as part of a ventilation system.

(7) A Cannabis Production Facility shall not be located on a parcel of land that is adjacent to or within 350 metres of a parcel used for a school, daycare or similar use associated with the caring or congregation of children or minors.

(8) The Development Authority may require, as a condition of a development permit, a public utility waste management plan, completed by a qualified professional that includes detail on:

(a) the incineration of waste products and airborne emissions, including smell;

(b) the quantity and characteristics of liquid and waste material discharged by the facility; and

(c) the method and location of collection and disposal of liquid and waste material.

45. RETAIL CANNABIS STORE

Use Eligibility

(1) Retail Cannabis Store uses may only be permitted on a parcels of land designated as Direct Control for that specific land use. The proponents of an application for a proposed Retail Cannabis Store must apply to Town Council for a redesignation to the Direct Control Land Use District.

(2) The Direct Control bylaw for a proposed Retail Cannabis Store shall reflect that Council has the sole authority to make decisions on development permits for Retail Cannabis Stores.

(3) Council for the Town of Picture Butte will consider, amongst other matters, the following criteria in making a determination of the suitability of a site or building for a Retail Cannabis Store. Council, at their discretion acting in the role of Development Authority, shall apply any standards or conditions they determine necessary which shall be applied to the issuance of any development permit for the said use.

Direct Control Redesignation requirements:

(1) The applicant must submit details of the proposed store location and a detailed listing and site plan of surrounding business and uses, both on adjacent (contiguous) parcels and those identified as sensitive sites (as outlined in sub-section 3 below) within 200 m (drawn on a high quality and clearly legible site plan with text descriptions).

(2) The Town of Picture Butte Council may require neighbourhood consultation to be conducted by the applicant. If a public consultation process is requested, the applicant must then provide to Council a description of when and what type of consultation was carried-out by the proponent and a general summary of the public input provided on the proposal (and a complete description of any objections or concerns raised).

(3) Council may take into account, amongst other matters, the following factors when making a decision respecting an application to redesignate premises for a Retail Cannabis Store:

   a. the extent and nature of opposition from community members or groups to establishment of a Retail Cannabis Store in a particular location; and

   b. the suitability of the site in relation to adjacent land uses or other uses in proximity (200 m or less) to the proposed Retail Cannabis Store site.

(4) The applicant must demonstrate to Council's satisfaction how the site and proposal conforms to the criteria as stipulated.

(5) Council may consider that a site for a Retail Cannabis Store shall not be approved for redesignation or issued a development permit if the premises is located within a 200 metre separation distance of:

   a. the boundary of a parcel of land on which a provincial health care facility is located, or

   b. the boundary of a parcel of land containing a school (public or private) facility, or

   c. the boundary of a parcel of land containing an approved child or daycare facility, or

   d. the boundary of a parcel of land that is designated as a school reserve or municipal and school reserve under the *Municipal Government Act,* or

   e. the boundary of a parcel of land containing a municipal park or playground facility, if the land is not designated as a school reserve or municipal and school reserve under the *Municipal Government Act*, or

   f. the boundary of the parcel of land of which contains a church, community centre, library or recreation facility where persons under 18 years of age may attend or congregate.

(6) Additionally, a Retail Cannabis Store shall not be approved for a development permit if the premises is located within the distance of (as measured wall to wall of the buildings):

   a. 100 metres of a building containing a separate Retail Cannabis Store that has been approved (in the absence of any provincial set of rules regarding how closely the standalone stores will be allowed to operate to one another, otherwise the provincial rules apply), and

   b. 50 metres of a building containing a licensed liquor store.

(7) The specified separation distances are reciprocal and also apply to those described sensitive uses (e.g. school, child care facility, church, recreation facility, etc.) applying for development permit locating in proximity of established Retail Cannabis Stores.

Development Permit Application requirements:

In addition to the development application requirements as stipulated in Section 25 of the 'Administration' schedule of the Land Use Bylaw, the following additional requirements for an application for a development permit for a Retail Cannabis Store must also be provided when requested by the Development Authority to present to Council to make a decision:

(1) If a redesignation to the Direct Control Land Use District is granted, the applicant is required to apply to the Alberta Gaming and Liquor Commission (AGLC) for a determination of eligibility to obtain a license, and submit verification of the AGLC eligibility as part of the development application for a municipal development permit for a Retail Cannabis Store.

(2) All Retail Cannabis Stores approved for a development permit must obtain a Retail Cannabis Store license from the AGLC and failure to secure an AGCL license will make the local development permit approval null and void. Proof of provincial license (for a Retail

Cannabis Store) shall be required as a condition of a development permit approval.

Development Criteria and Standards:

(3) In issuing a development permit for a Retail Cannabis Store, consideration will be given by Council to the following criteria and applicable conditions:

(a) A Retail Cannabis Store must be a separate use from any other business activities (i.e. non-Cannabis store) unless it is an activity or use expressly authorized by the AGLC.

(b) Maximum hours of operation, applicable to all approved Retail Cannabis Store operations, shall be limited between 11:00 a.m. and 10:00 p.m. which will be placed as a condition on a development permit approval, unless Council decides otherwise.

(c) All signage, including the contents, must comply with the land use bylaw Part 5, Sign Regulations, and municipal development permit approval is required. The applicant/developer is also responsible to ensure any signage and its message contents comply with all federal and provincial requirements, including AGLC policies.

(d) All parking requirements shall be provided in accordance with Part 4, Standards of Development, section 20 of the bylaw, and shall be deemed to be similar to other 'retail and service commercial' uses for determining the number and size of the required parking spaces.

(e) If an approved Retail Cannabis Stores' existing AGLC license expires, the business must provide verification to the municipality that a new license has been obtained within 12-months of the expiry date, otherwise, the use will be deemed to have been discontinued and any development permit that may have been issued is no longer valid and said use may not be recommenced until a new application for a development permit has been made and a new development permit issued.

(f) Council, acting as the Development Authority may, as a condition of approval on a development permit, specify a time limit on the development permit in regards to its validity, which may be considered a temporary use. At the time of expiry, the applicant/developer must reapply to the municipality for a development permit approval to continue the use.

(g) A developer/operator of a Retail Cannabis Store is responsible for meeting and adhering to all provincial requirements for the physical security for the premises.

(h) The design and construction of a Retail Cannabis Store must meet all provincial building code requirements.

Amend and add to Part 6 'Definitions' section of bylaw:

Add new Definitions to Part 6:

Cannabis means a plant Cannabis sativa, including the phytocannabinoids produced by, or found in, such a plant, regardless of whether that part has been processed or not, and any substance or mixture of substances that contains or has on it any part of such a plant; and any substance that is identical to any phytocannabinoid produced by, or found in, such a plant, regardless of how the substance was obtained, but does not include a non-viable seed of a cannabis plant.

Medical Cannabis means a substance used for medical and pharmaceutical purposes authorized by a license issued under the federal government and in accordance with the Government of Canada's Access to Cannabis for Medical Purposes Regulations (ACMPR) or any subsequent legislation which may be enacted in substitution.

Retail Cannabis Store means the use of a store, premises or a building for a commercial retail cannabis business, licensed by the Province of Alberta, where legal non-medical cannabis and cannabis accessories are sold to individuals who attend at the premises and the product sales or associated sales are expressly authorized by the Alberta Gaming and Liquor Commission (AGLC).

Cannabis Production Facility means a building or use where federally approved medical or non-medical (recreational) cannabis plants are grown, processed, packaged, tested,

destroyed, stored or loaded for shipping, and that meets all federal or provincial requirements and that meets all requirements of this bylaw, as amended from time to time.

Amend the following existing Definitions in Part 6:

Retail store means a building where goods, wares, merchandise, substances, articles or things are stored, offered or kept for sale at retail, and includes storage on or about the store premises of limited quantities of such goods, wares, merchandise, substances, articles or things sufficient only to service such a store. This use does not include Retail Cannabis Store which is a separate use.

Convenience store means a retail outlet selling goods and foodstuffs to area residents on a day-to-day basis from business premises which typically do not exceed 400 m^2 (4,305 sq. ft.) in gross floor area. This use does not include Retail Cannabis Store which is a separate use.

Greenhouse means a building specially designed and used for the growing of vegetables, flowers or other plants for transplanting or sale. This use does not include Cannabis Production Facility which is a separate use.

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 882-19

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte has been requested to redesignate (rezone) a portion of lands located at **552 – Rogers Ave (Highway 519) and legally described as Lot 11, Block 2, Plan 169JK,** from **"Residential Multi-unit – R5" to "Residential – R1"** as shown on the Map in Schedule 'A'.

AND WHEREAS the purpose of the proposed amendment is to return the lot back to its previous land use designation (zoning) to allow for the future construction of a single detached dwelling on the said property, along with applying the associated specific land use district standards applicable to the parcel of land with a "Residential – R1" designation.

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. Lands, described as Lot 11, Block 2, Plan 169JK as shown on Schedule 'A', be redesignated from "Residential Multi-unit – R5" to "Residential – R1".

2. The Land Use District Map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

5. This bylaw comes into effect upon third and final reading hereof.

MOVED by Councillor de Kok to approve FIRST reading of Bylaw #882-19 this 8th day of April, 2019.
CARRIED

MOVED by Deputy Mayor Watson to approve SECOND Bylaw #882-19 this 13th day of May, 2019.
CARRIED

MOVED by Councillor Papworth to approve THIRD AND FINAL reading of Bylaw #882-19 this 13th day of May, 2019.
CARRIED

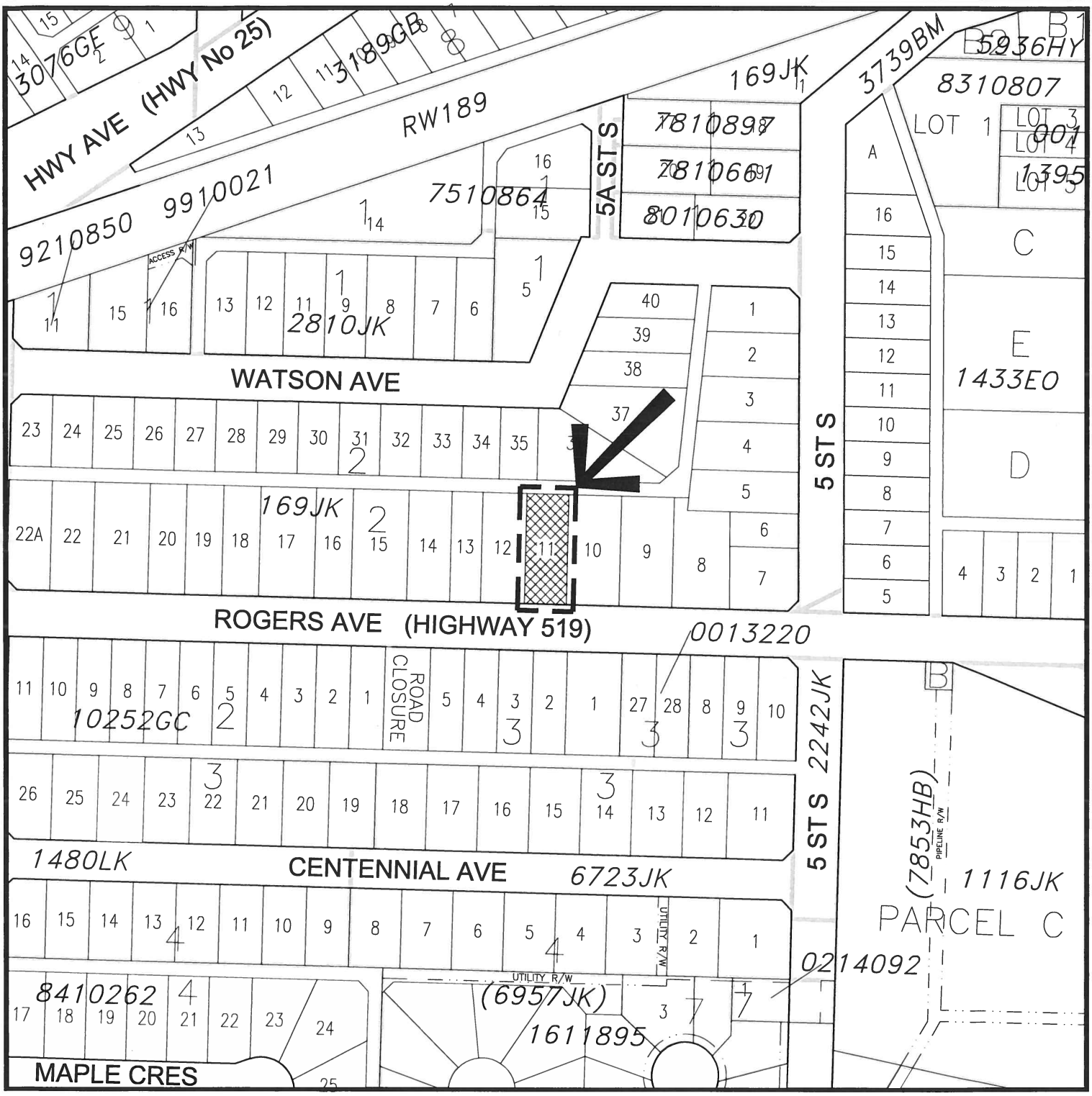
C Moore

Cathy Moore
Chief Elected Official

Seal

Keith Davis
Chief Administrative Officer

RECEIVED
MAY 27 2019
SH KS LBJ



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: Residential Multi-Unit - R5

TO: Residential - R1

LOT 11; BLOCK 2; PLAN 169JK

WITHIN SE1/4 SEC 3, TWP 11, RGE 21, W 4 M

MUNICIPALITY: TOWN OF PICTURE BUTTE

DATE: APRIL 3, 2019

Bylaw #: 882-19

Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

N

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

May 27, 2019 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\UpdatedLUDRedesignations\Picture Butte Plan 169JK Block 2 Lot 11.dwg

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 901-20

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte wishes to amend the Land Use Bylaw to allow for and regulate fascia signs with electronic display in commercial and industrial land use districts, and expand the kinds of signs permitted under the category Type 1 to include fascia, projecting, portable and temporary signs.

AND WHEREAS the municipality must prepare an amending 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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. **The Land Use Bylaw is amended by deleting all references to wall signs.**

2. **Part 2, Land Use Districts, Map and Regulations, Residential – R1, Discretionary Uses, Type A, is amended by deleting the following text:**

   Signs Type 2 fascia (in accordance with Part 5).

3. **Part 2, Land Use Districts, Map and Regulations, Manufactured Home – R2, Discretionary Uses, Type A, is amended by deleting the following text:**

   Signs Type 2 fascia (in accordance with Part 5).

4. **Part 5, Sign Regulations, Section 1, Administration, subsection (3) is amended by adding or rewording the following underlined text:**

   - Type 1 signs – A-board, directional, *fascia, projecting (canopy, roof, overhanging, shingle), portable, electronic display or animated/changing copy,* political/election, real estate, garage sale, sidewalk, *temporary*, window, exit/entrance signs.
   - Type 2 signs – Balloon, freestanding, mural, all other not included as Type 1.

5. **Part 5, Sign Regulations, Section 3, Prohibited Signs, subsection (e), is amended by adding or rewording the following underlined text:**

   (3) The following signs are prohibited:

   (e) any sign containing *electronic display*, animation, changeable content or movement shall be prohibited from a residential land use district. An exemption to this may be considered by the Development Authority if the signage is for a community group or facility, school, or any level of government;

6. **Part 5, Sign Regulations, Section 4, Application Requirements, subsection (b), is amended by adding or rewording the following underlined text:**

(b) include a description of the proposal and a plan drawn to a suitable scale and photographs, if available, illustrating:

(i) the location of all existing and proposed sign(s);

(ii) the size, height, and other dimensions of the proposed sign(s), including any supporting structures *and if the application is for a sign with Electronic Display the percentage of the façade that will be covered by the sign*;

(iii) the location of the property boundaries of the parcel upon which the proposed sign(s) are to be located;

(iv) details with respect to sign content (i.e. wording/lettering, text, message, graphics, etc.);

(v) the materials and finish proposed for the sign(s);

(vi) type of *electronic display*, illumination, animation, and/or changeable content, if any, and details with respect to the proposed luminosity intensity and/or interval; and

(vii) if a sign is to be attached to a building, the details regarding the extent of projection must be provided.

7. **Part 5, Sign Regulations, Section 7, Off-Premises Signs, subsection (2), is amended by adding or rewording the following underlined text:**

(2) Off-premises signs shall only identify businesses or services licensed to operate in the Town of Picture Butte *or that are members of the Picture Butte and District Chamber of Commerce*, charitable organizations or service clubs.

8. **Part 5, Sign Regulations, Section 13, Freestanding Signs, subsection (8), is amended by adding or rewording the following underlined text:**

(2) Billboards erected for the sole purpose of advertising off-premise businesses or products which are not associated with businesses, charitable organizations or service clubs licensed to operate in the Town of Picture Butte *or are members of the Picture Butte and District Chamber of Commerce*, are not permitted.

9. **Part 5, Sign Regulations, Section 15, Digital/Animated/Changeable Content Signs is amended by adding or rewording the following underlined text:**

15. *ELECTRONIC DISPLAY* SIGNS

(1) No more than one digital sign may be permitted on a single parcel.

(2) Any sign containing *Electronic Display* shall be prohibited from a residential land use district. An exemption to this may be considered by the Development Authority if the signage is for a community group or organization, school, or the municipality *and complies with all other sign regulations.*

(3) Electronic Display content shall only be allowed on fascia signs in compliance with this Bylaw.

(4) The sign area of a sign with Electronic Display shall not exceed 10% of the size of the total building façade on which the sign will be installed, to a maximum of 4.6 m^2 (50 sq. ft.).

(5) Signs with Electronic Display must not be on a building façade that directly faces a residential land use district.

(6) Signs with Electronic Display may include on-premises advertising and/or off-premises advertising for businesses, charitable organizations or service clubs licensed to operate in the Town of Picture Butte or are members of the Picture Butte and District Chamber of Commerce only, in compliance with Section 7(2) of this Part 5 of this Bylaw.

(7) Electronic Display content must remain in place unchanged for a minimum of 10.0 seconds before switching to new content.

(8) The maximum transition time between each different Electronic Display on a sign is 0.25 seconds.

(9) The transition between each Electronic Display must not involve any visible effects, including but not limited to action, motion, fading in or out, dissolving, blinking, intermittent or flashing light, or the illusion of such effects.

(10) Electronic Display content must not include full motion video, movies, Moving Picture Experts Group (MPEG) or any other non-static digital format and the content must not be displayed using any visible effects, including but not limited to: action, motion, fading in or out, dissolving, blinking, intermittent or flashing light, or the illusion of such effects.

(11) A sign featuring Electronic Display must be equipped with a functioning ambient light sensor and must be set to operate so as not to exceed the following limits at all times when the Electronic Display feature is functioning, as measured from the sign face at its maximum brightness:

a) A maximum of 7,500 nits from sunrise to sunset, based on the times established by the sunrise/sunset calculator of the National Research Council of Canada;

b) A maximum of 500 nits from sunset to sunrise, based on the times established by the sunrise/sunset calculator of the National Research Council of Canada;

c) the light levels around the Electronic Display must not at any time exceed the ambient light level by more than 5.0 LUX.

(12) If a Development Authority determines that the brightness or light level of an Electronic Display exceeds the limits set out in subsection (11) of this Section, the Development Authority may direct the Development Permit holder to change the settings in order to bring the Electronic Display into compliance with this Bylaw.

(13) If any component of an Electronic Display fails or malfunctions such that the Electronic Display is no longer operating in compliance with this Bylaw or with the conditions of a Development Permit, the Development Permit holder must ensure that the Electronic Display is turned off until all components are fixed and operating in compliance.

(14) The Development Permit holder for a sign featuring an Electronic Display must ensure that a Development Authority is at all times in possession of the name and telephone contact information of a person(s) having access to the technology controls for the sign, who can be contacted 24 hours a day if the sign malfunctions.

(15) Any sign that is illuminated, animated, or a digital and electronic message board (changeable copy) located within 304.8 metres (1,000 ft.) of a provincial highway right-of- way or within 800 metres (2,625 ft.) of the centreline of a highway and a public road intersection must be approved by Alberta Transportation.

10. **Part 5, Sign Regulations, Section 18, Definitions, is amended by adding the following, in alphabetical order:**

ELECTRONIC DISPLAY *means sign copy displayed using electronic screens, televisions, computer video monitors, liquid crystal displays, light-emitting diode displays, or any other similar electronic technology. Electronic display signs are also commonly called digital signs.*

11. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

12. Final formatting and consolidation shall take place following the passage of the bylaw.

13. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 26th day of October, 2020.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **second** time this 23rd day of November, 2020.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **third** time and finally passed this 23rd day of November, 2020.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 909-21

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the purpose of the proposed amendment is to redesignate land legally described as:
Lot 5, Block 8, Plan 7810085
From Residential – R1 to Residential Multi-unit – R5, as shown on the map in Schedule 'A' attached hereto to accommodate the development of a multi-unit residential building;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as Lot 5, Block 8, Plan 7810085 as shown on the attached Schedule 'A' be designated Residential Multi-unit – R5.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

4. Final formatting and consolidation shall take place following the passage of the bylaw.

5. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 25th day of January, 2021.

C Moore
Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

READ a **second** time this 8th day of February, 2021.

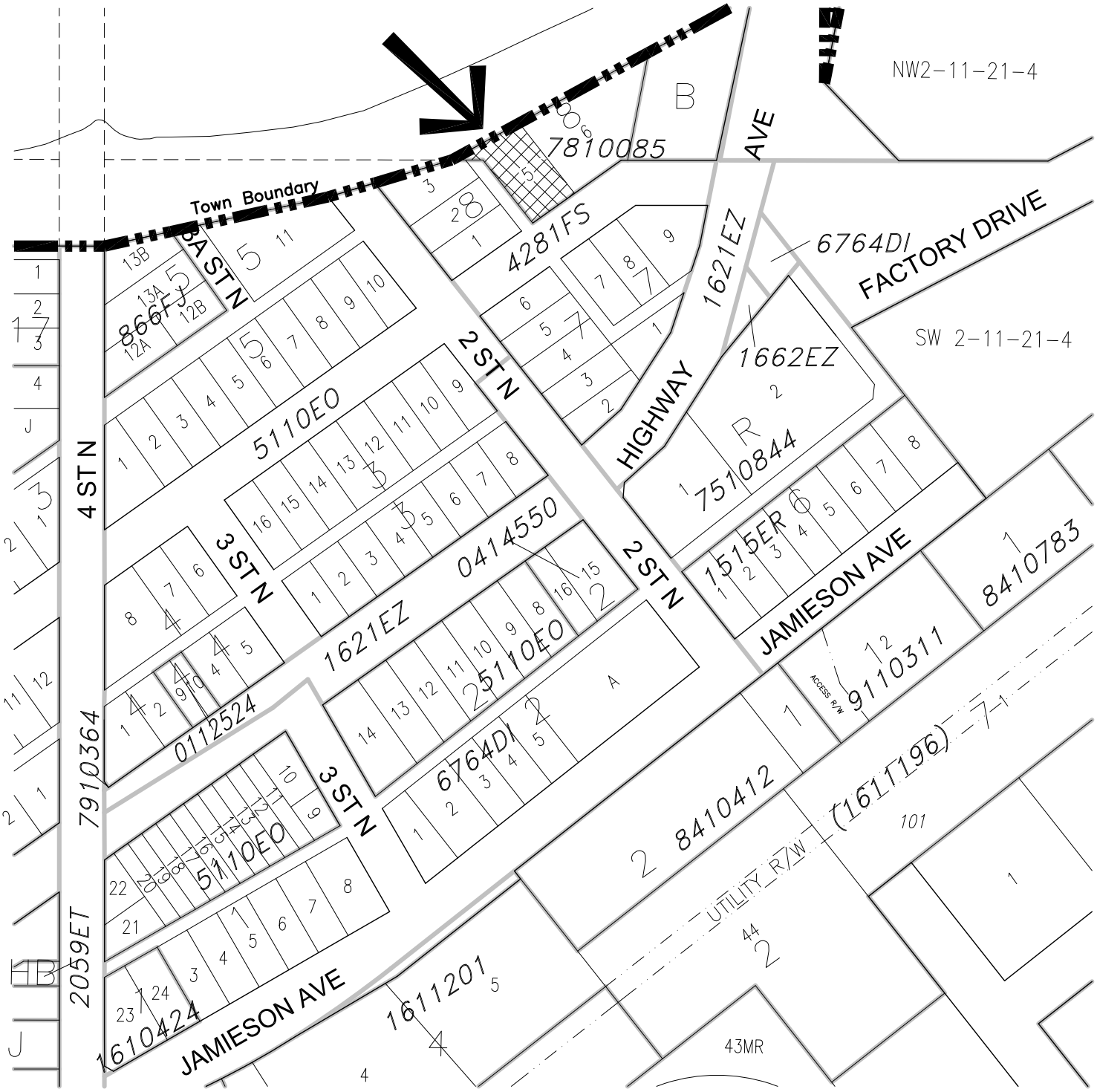
C Moore
Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

READ a **third** time and finally passed this 8th day of February, 2021.

C Moore
Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: RESIDENTIAL R1

TO: RESIDENTIAL MULTI-UNIT R5

LOT 5, BLOCK 8, PLAN 7810085

WITHIN THE W 1/2 SEC 2, TWP 11, RGE 21, W 4 M

MUNICIPALITY: TOWN OF PICTURE BUTTE

DATE: JANUARY 15, 2020

Bylaw #: _____

Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

N

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

January 15, 2021 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte - Lot 5 - Block 8 - Plan 7810085.dwg

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 910-21

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte wishes to amend the Land Use Bylaw to delete Accessory buildings and structures as a discretionary use and include only as a permitted use in all land use districts without the size specifications, to simply and streamline the development approval process.

AND WHEREAS the municipality must prepare an amending 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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. **The Land Use Bylaw is amended by deleting Accessory buildings and structures from the list of Discretionary uses (Type A and B) in each land use district.**

2. **The Land Use Bylaw is amended by deleting all references to size following the listing of Accessory buildings and structures as a permitted use in each land use district, as shown:**

    1. PERMITTED USES
    Accessory buildings and structures~~, 33.44 m2 (360 sq. ft.) or less~~

11. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

12. Final formatting and consolidation shall take place following the passage of the bylaw.

13. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 8th day of February, 2021.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

READ a **second** time this 8th day of March, 2021.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

READ a **third** time and finally passed this 8th day of March 2021.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 911-21

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte wishes to amend the Land Use Bylaw to remove the opportunity for manure application and grazing of livestock within the Urban Reserve land use district to ensure agricultural lands within the Town are compatible with adjacent residential and commercial development.

AND WHEREAS the municipality must prepare an amending 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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. **The Land Use Bylaw, Part 3 – Development Not Requiring a Development Permit, is amended by deleting text as follows:**

   (s) the carrying out of activities related to extensive agriculture ~~or the grazing and pasturing of livestock~~ as permitted in a land use district, provided it is in accordance with the specific standards and criteria of the bylaw, and with respect to the landowner adhering to good farming practices. ~~Notwithstanding that no development permit may be required, the applicant is responsible for adhering to any other or additional regulations that may be stipulated in the Town of Picture Butte's Animal Regulations Bylaw.~~

2. **The Land Use Bylaw, Part 2 - Land Use Districts, Map and Regulations, Urban Reserve, Intent is amended by adding and deleting text as follows:**

   INTENT: To limit and ~~orderly~~ manage development in areas along the community's fringe to uses which will not constrain the transition to more intensive urban development in the future. Development and fragmentation of land is to be limited in order to preserve land and enable it to be more efficiently planned for and serviced in the future. Agricultural uses may occur in the interim prior to land being planned for and developed as more intensified urban use, but such uses are limited to non-noxious, minor activities related to the cultivation of land, and crop production ~~and temporary/seasonal grazing~~.

3. **The Land Use Bylaw, Part 2 - Land Use Districts, Map and Regulations, Urban Reserve, Permitted Uses is amended by deleting the following:**

   PERMITTED USES
   - Extensive agriculture (see definition and section 8 of this district)
   - Irrigated farming
   - ~~Manure application/spreading (see section 8 of this district)~~
   - Market gardens
   - Nursery
   - ~~Pasturing and grazing of livestock - temporary (see section 8 of this district)~~

4. **The Land Use Bylaw, Part 2 - Land Use Districts, Map and Regulations, Urban Reserve, Prohibited Uses is amended by adding the following:**

   PROHIBITED USES
   - Keeping of confined livestock, farm or exotic animals, including animal shelters, cattle barns or feedlots, swine barns, poultry barns, etc.
   - Manure application/spreading
   - Manure or compost stockpiles
   - Noxious and hazardous uses
   - Pasturing and grazing of livestock
   - Shipping containers

5. **The Land Use Bylaw, Part 2 - Land Use Districts, Map and Regulations, Urban Reserve, Section 6. Extensive Agriculture and Livestock Grazing is amended by adding and deleting text as follows:**

6. EXTENSIVE AGRICULTURE AND LIVESTOCK GRAZING

(1) Development permits are not required for extensive agriculture uses; however, such uses are limited to non-noxious, best practice farming activities related to the cultivation of land and crop production ~~or seasonal grazing~~. Allowable activities include cultivating soil, raising and producing field crops, and working or tending to agricultural land by tilling, seeding, ploughing, fallowing, swathing.

~~(2) No development permit is required for temporary or seasonal pasturing, grazing of livestock provided the standards and criteria of the bylaw are adhered to. Prior to commencing the activity, the landowner must notify the municipality of the date on which the livestock will be placed on the land.~~

(3) The keeping of confined livestock, farm or exotic animals, manure stockpiling, <u>application,</u> and composting are not permitted in this land use district.

~~(4) Pasturing or grazing livestock is permitted on a temporary or seasonal basis in this land use district, subject to the following specific criteria and conditions:~~

~~(a) Seasonal grazing or pasture use for livestock is only permitted on parcels 20 acres or greater in size that are designated as Urban Reserve (UR).~~

~~(b) Animal confinement buildings or structures such as barns, shelters, pens or corrals are not permitted.~~

~~(c) Livestock use is limited to seasonal grazing of cattle (cows or cow/calf pairs) or horses only, not to exceed 6 months in a calendar year.~~

~~(d) Animal units on the parcel shall not exceed 2 cows (cows or cow/calf pairs) or 1 horse per acre or combination thereof.~~

~~(e) No stockpiling, short term storage or composting of manure is allowed.~~

~~(f) Manure application of dry cow manure is permitted subject to the following:~~

~~(i) A person must not apply manure to land other than arable land and it may be applied only once every three years.~~

~~(ii) Any application of dry cow manure nutrients on the land (i.e. manure spreading) must be incorporated within 6 hours of application and not occur on frozen or snow covered ground.~~

~~(iii) The applicable soil nitrate-nitrogen and salinity limits for manure application are to be as set in the Agricultural Operation Practices Act (AOPA).~~

~~(iv) Manure application must not occur within 75 m (246 ft.) of the property boundary of an adjacent parcel of land containing a residential dwelling.~~

~~(v) Applicant must notify the Town office a minimum of 24 hours prior to commencing any plans to spread or apply manure to land.~~

~~(vi) Manure application is not to occur on weekends or statutory public holidays.~~

(5) See Definitions, Part 6, for the applicable definitions of extensive agriculture, livestock, farm animals and exotic animals.

6. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

7. Final formatting and consolidation shall take place following the passage of the bylaw.

8. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 8th day of March, 2021.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

READ a **second** time this 26th day of April, 2021.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

READ a **third** time and finally passed this 26th day of April, 2021.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 918-21

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the purpose of the proposed amendment is to redesignate land legally described as:
Lot 1, Block 1, Plan 1411186
From Rural Urban Fringe – RUF to Industrial - I, as shown on the map in Schedule 'A' attached hereto to accommodate industrial development;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as Lot 1, Block 1, Plan 1411186 as shown on the attached Schedule 'A' be designated Industrial - I.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

4. Final formatting and consolidation shall take place following the passage of the bylaw.

5. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 10th day of May, 2021.

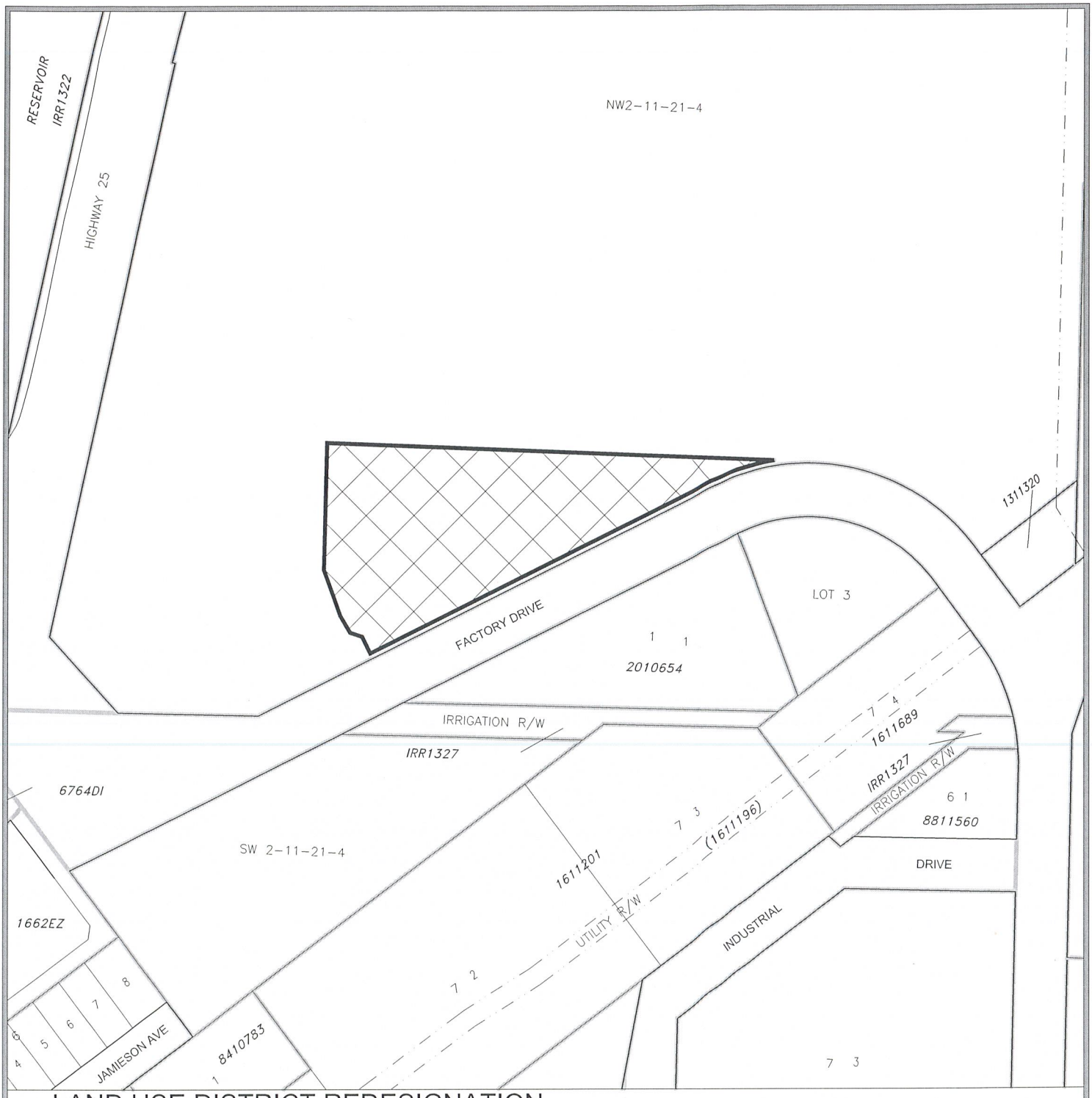
Mayor – Cathy Moore | *Chief Administrative Officer – Keith Davis*

READ a **second** time this 14th day of June, 2021.

Mayor – Cathy Moore | *Chief Administrative Officer – Keith Davis*

READ a **third** time and finally passed this 14th day of June, 2021.

Mayor – Cathy Moore | *Chief Administrative Officer – Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: Rural Urban Fringe - RUF
TO: Industrial - I

LOT 1; BLOCK 1; PLAN 1411186
WITHIN NW 1/4 SEC 2, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: MAY 5, 2021

Bylaw #: _____
Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

N

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344
"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

May 05, 2021 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte - Lot 1 - Block 1 - Plan 1411186.dwg

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 931-22

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15 being the municipal Land Use Bylaw.

WHEREAS the Council of the Town of Picture Butte desires to amend the regulations and criteria of shipping containers (c-containers or sea containers) being used for temporary purposes and time periods within specific land use districts of the municipality, as described in Schedule A.

AND WHEREAS the general purpose of the proposed amendment is to address the following:

- Remove from all land use districts "Temporary shipping container" where it is listed as a Discretionary Use Type B, and add to all land use districts, with the exception of Direct Control, the use "Temporary shipping container" as a Permitted Use.
- Amend Part 3, Development Not Requiring a Development Permit, to add "Temporary shipping container" as a use that does not require a development permit if it is needed to temporarily accommodate the storage of goods where a building has been damaged in a fire or flood if the time period does not exceed 6-months.
- Amend Part 4, Standards of Development, Section 40 of the land use bylaw, specific standards and regulations applicable to Shipping Containers (temporary), by replacing subsection (4) of Section 40 to deal with temporary emergency situations (fire and flood of buildings), and add a new subsection (5) to outline criteria for non-emergency situations and construction sites, as described in Schedule A.

AND WHEREAS the bylaw must be adopted in accordance with section 692 of the Municipal Government Act and the public hearing requirements.

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. Bylaw No. 841-15 being the Land Use Bylaw, is hereby amended by Bylaw 931-22 to include the Shipping containers (temporary) amendments as described in the attached Schedule A.
2. Bylaw No. 931-22 shall come into effect upon third and final reading thereof.
3. Bylaw No. 931-22 is hereby adopted.

READ a **first** time this 28th day of November, 2022.

***Mayor** - Cathy Moore* | ***Chief Administrative Officer** - Keith Davis*

READ a **second** time this 23rd day of January, 2023.

***Mayor** - Cathy Moore* | ***Chief Administrative Officer** - Keith Davis*

READ a **third** time and finally PASSED this 23rd day of January, 2023.

***Mayor** - Cathy Moore* | ***Chief Administrative Officer** - Keith Davis*

SCHEDULE A

Amendments to Land Use Bylaw No. 841-15 (by amending Bylaw No. 931-22)

<u>Amend and Remove</u> from all land use districts where it is listed as a use:

"Temporary shipping container" as a Discretionary Use Type B.

<u>Amend and Add</u> to all land use districts, with the exception of Direct Control, the uses:

"Temporary shipping container" as a Permitted Use.

Permitted Use
Temporary shipping container - see Part 3, No Development Permit Required and Part 4, section 40

Amend Part 3, Development Not Requiring a Development Permit

<u>Add</u> clause no. 6 text that states the following: Temporary shipping intermodal containers (c-containers or sea containers) that are needed to temporarily accommodate the storage of goods where a building has been damaged in a fire or flood do not need a development permit if the time period does not exceed 6-months from the time of placement on the property. (To exceed the 6-month period or for other types of temporary shipping containers, including those for interior renovations that are not associated with a situation where a building has been damaged in a fire or flood, do require a development permit, refer to Part 4, Section 40).

<u>Renumber</u> text: Part 3 existing clauses 6 and 7 shall be renumbered sequentially following the insertion of new number 6, to become numbers 7 and 8.

Amend Part 4, Standards of Development, Section 40:

<u>Delete</u> in its entirety existing subsection (4) of Section 40 and **<u>replace</u>** with the following text and standards:

(4) A shipping container (c-container or sea container) placed temporarily on a property in the case of an emergency to temporarily accommodate the storage of goods where a dwelling or building has been damaged in a fire or flood in conjunction with salvation and renovation work being done to a building, does not need a development permit (refer to Part 3) subject to the following provisions:

(a) Temporary shipping containers associated with situations of fire or flood remediation do not need a development permit if the time period does not exceed 6-months. If additional time is required beyond the 6-months a development permit application must be applied for and approved by the Municipal Planning Commission.

(b) Temporary shipping containers for fire or flood remediation without a development permit being required may only be placed on a property in any land use district where it is listed as a permitted use;

(c) only one Temporary shipping container shall be placed on a property in any land use district at any one time unless otherwise authorized by the Development Authority;

(d) the shipping container associated with situations of fire or flood remediation shall be removed as soon as possible, but for a period not to exceed 14 days, upon completion of remediation work or construction or as may be required by the Development Authority;

(e) the shipping container shall be sited entirely on the property and shall not encroach over property lines or municipal streets, lanes or sidewalks.

Add to Section 40 a new subsection (5) with the following text and standards:

(5) A shipping (intermodal) container needed for the temporary storage of goods related to interior renovations that are not associated with a situation where a building has been damaged in a fire or flood, or is placed temporarily on a construction site for the period of construction, do require a development permit and are subject to the following provisions and standards:

(a) a temporary shipping container may only be placed on a property in any land use district where it is listed as a permitted use;

(b) the applicant must apply for and be approved for a development permit for a temporary use of a shipping container where it is to temporarily accommodate the storage of goods or materials;

(c) the Development Officer is authorized to issue a development permit for a permitted use with a maximum time period not to exceed 6-months. If additional time is required beyond the 6-months, a development permit application must be applied for and approved by the Municipal Planning Commission (MPC). The MPC shall stipulate the maximum time period it approves the temporary shipping container to be placed on the property beyond 6-months;

(d) the construction site must be active (i.e., construction has commenced, is on-going, or is about to commence within one week), as the placement of a temporary shipping container on an inactive construction site is prohibited;

(e) the shipping container shall be removed within 21 days upon completion of construction or sooner as may be required by the Development Authority;

(f) setbacks for a temporary shipping container shall be as required by the Development Authority and the container shall be located such that it does not encroach over property lines or into municipal streets, lanes or sidewalks;

(g) no advertising, other than the logo, name or information of the shipping (intermodal) container company or business supplying the container, is permitted to be displayed on the temporary shipping container;

(h) the Development Officer or Municipal Planning Commission may require at their discretion the provision of a security deposit by the applicant, to ensure the conditions of the development permit are met including the removal of the container at the end of the allowed for time period.

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 932-23

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the purpose of the proposed amendment is to redesignate land legally described as:
Lot 21, Block 5, Plan 1141FM, (643 Crescent Ave) from 'Residential – R1' to 'Residential Multi-unit – R5', as shown on the map in Schedule 'A' attached hereto to accommodate the development of a multi-unit rowhouse residential building;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as Lot 21, Block 5, Plan 1141FM as shown on the attached Schedule 'A' be designated as Residential Multi-unit – R5.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

4. Final formatting and consolidation shall take place following the passage of the bylaw.

5. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 13 day of February, 2023.

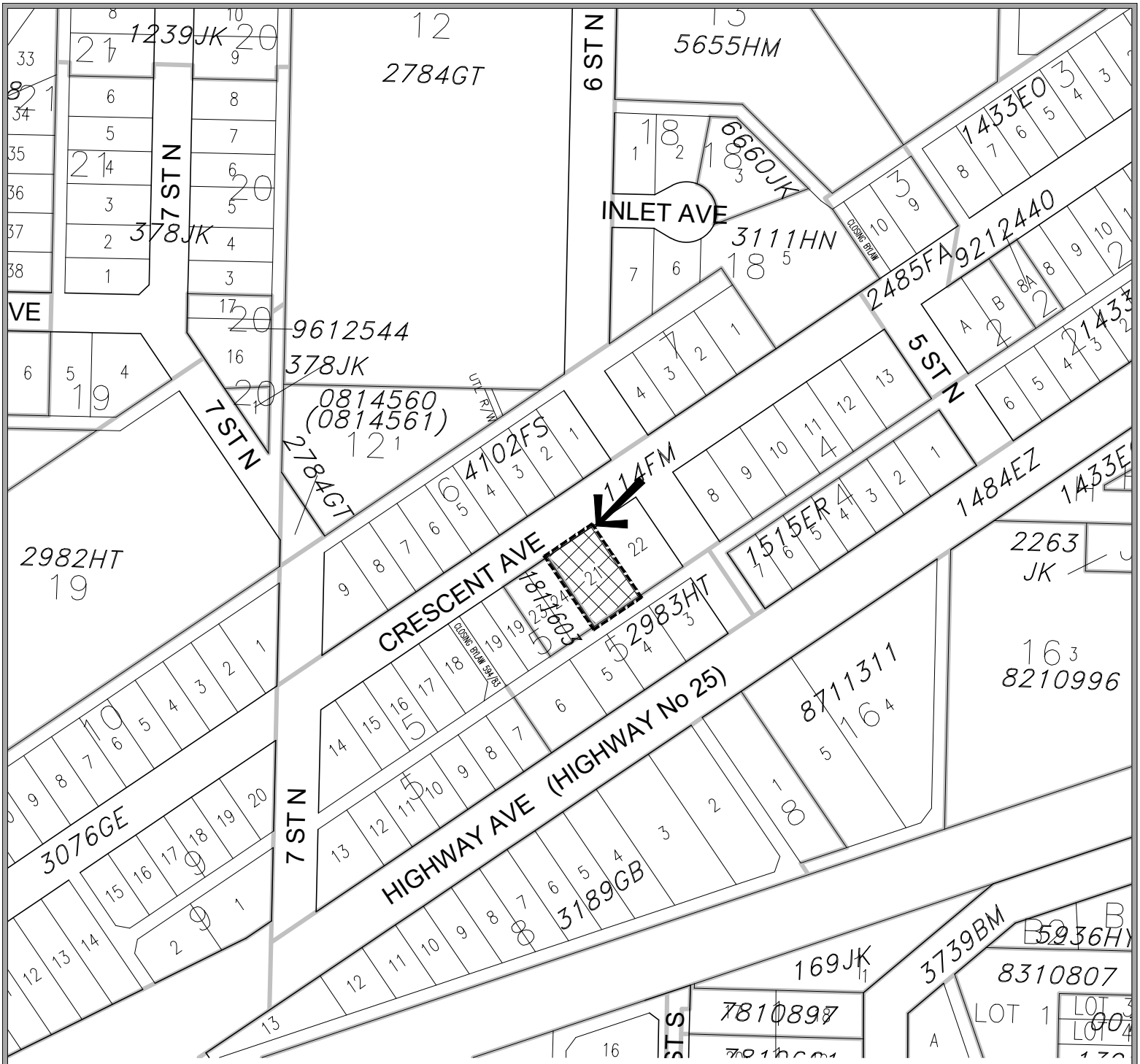
Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*

READ a **second** time this 27th day of February, 2023.

Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*

READ a **third** time and finally passed this 27th day of February, 2023.

Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: RESIDENTIAL – R1
TO: RESIDENTIAL MULTI-UNIT – R5

LOT 21, BLOCK 5, PLAN 114FM
WITHIN SE 1/4 SEC 3, TWP 11, RGE 21, W 4 M

MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: JANUARY 27, 2023

Bylaw #: 932-23
Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

January 30, 2023 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte – Lot 21 – Block 5 – Plan 114FM.dwg

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 936-23

BEING a bylaw of the Town of Picture Butte in the Province of Alberta, to amend Bylaw No. 841-15, being the municipal Land Use Bylaw.

WHEREAS the purpose of the proposed amendment is to redesignate land (Portion of NW 2-11-21-W4) legally described as:

MERIDIAN 4 RANGE 21 TOWNSHIP 11 SECTION 2 THAT PORTION OF THE NORTH WEST QUARTER LYING EAST OF THE ROADWAY ON PLAN 1621 EZ, AND NORTH OF THE ROADWAY AND RAILWAY ON PLANS 1662 EZ AND RW 189 RESPECTIVELY CONTAINING 29.88 HECTARES (73.83 ACRES) MORE OR LESS EXCEPTING THEREOUT: PLAN NUMBER HECTARES ACRES HIGHWAY 3726 EZ 1.44 3.56 AND CUT-OFF 3726 EZ 0.793 1.96 ROADWAY 171 IX 0.437 1.08 SUBDIVISION 9312024 8.217 20.30 SUBDIVISION 1411186 1.065 2.63 EXCEPTING THEREOUT ALL MINES AND MINERALS AND THE RIGHT TO WORK THE SAME (Certificate of Title No. 211193805001)

(located north of Factory Drive and east of Highway 25) from '**Rural Urban Fringe – RUF**' to '**Industrial – I**', as shown on the map in Schedule 'A' attached hereto to accommodate the future subdivision and development of industrial land with respect to the Picture Butte North Industrial ASP Bylaw No. 923-22;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land (Portion of NW 2-11-21-W4) legally described above on Certificate of Title No. 211193805001 and as shown on the attached Schedule 'A' be designated as Industrial – I.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.

4. Final formatting and consolidation shall take place following the passage of the bylaw.

5. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 8th day of May, 2023.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **second** time this 12th day of June, 2023.

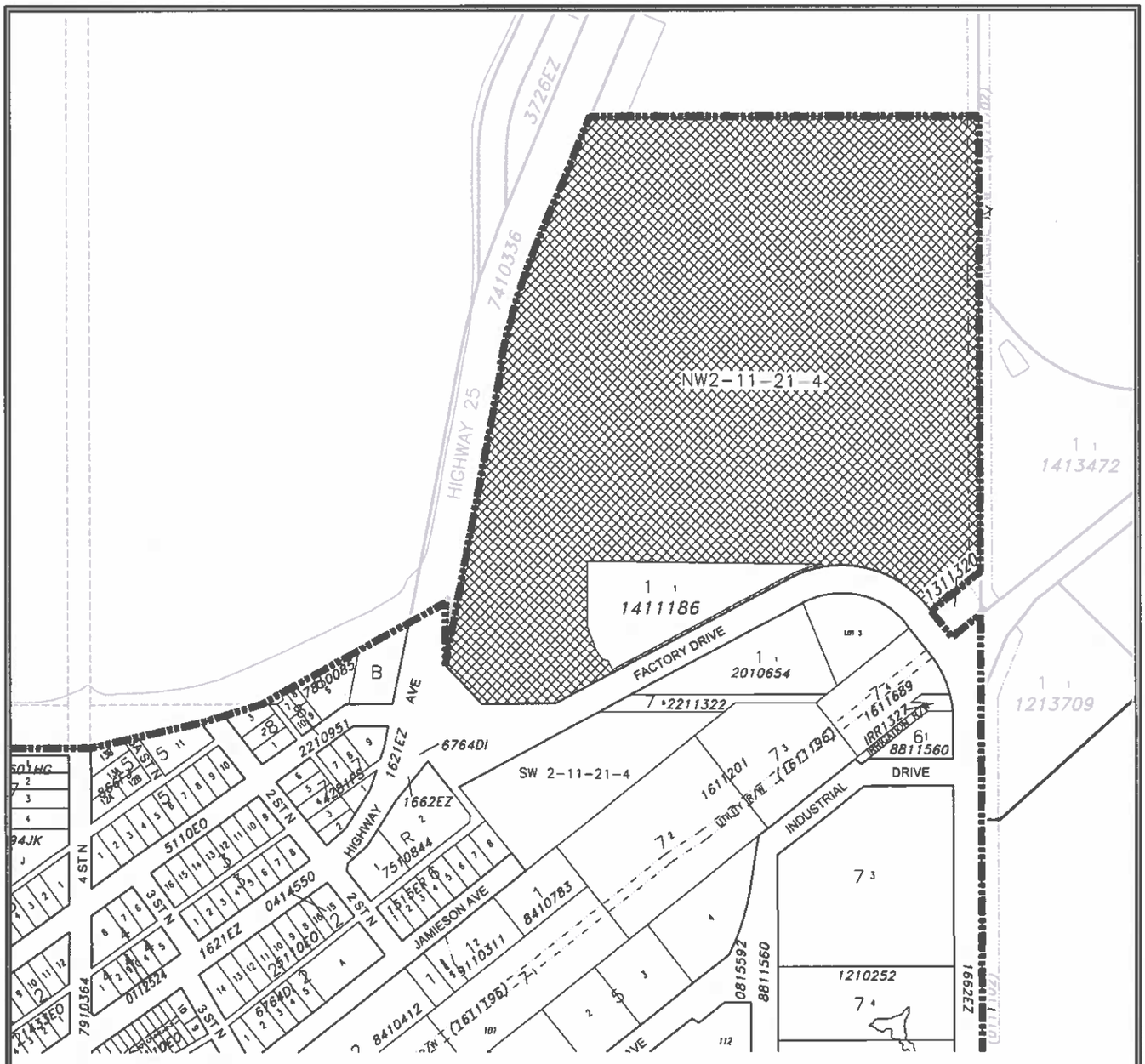
Deputy Mayor – *Henry de Kok*

Chief Administrative Officer – *Keith Davis*

READ a **third** time and finally passed this 12th day of June, 2023.

Deputy Mayor – *Henry de Kok*

Chief Administrative Officer – *Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: RURAL URBAN FRINGE – RUF

(Lethbridge County LUB No. 1404)

TO: INDUSTRIAL – I

PORTION OF NW 1/4 SEC 2, TWP 11, RGE 21, W 4 M

MUNICIPALITY: TOWN OF PICTURE BUTTE

DATE: MAY 5, 2023

Bylaw #: 936-23

Date: 20 June 2023

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 100 200 300 400

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

May 05, 2023 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte – Ptn of NW 2-11-21-W4.dwg

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 943-24

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the purpose of the proposed amendment is to redesignate land legally described as: Lots 2, Block 3, Plan 2311035, from 'Urban Reserve – UR' to 'Residential Multi-unit – R5', as shown on the map in Schedule 'A' attached hereto to accommodate the development of a multi-unit rowhouse residential building;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as Lot 2, Block 3, Plan 2311035 as shown on the attached Schedule 'A' be designated as Residential Multi-unit – R5.
2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.
3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended.
4. Final formatting and consolidation shall take place following the passage of the bylaw.
5. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 26th day of February 2024.

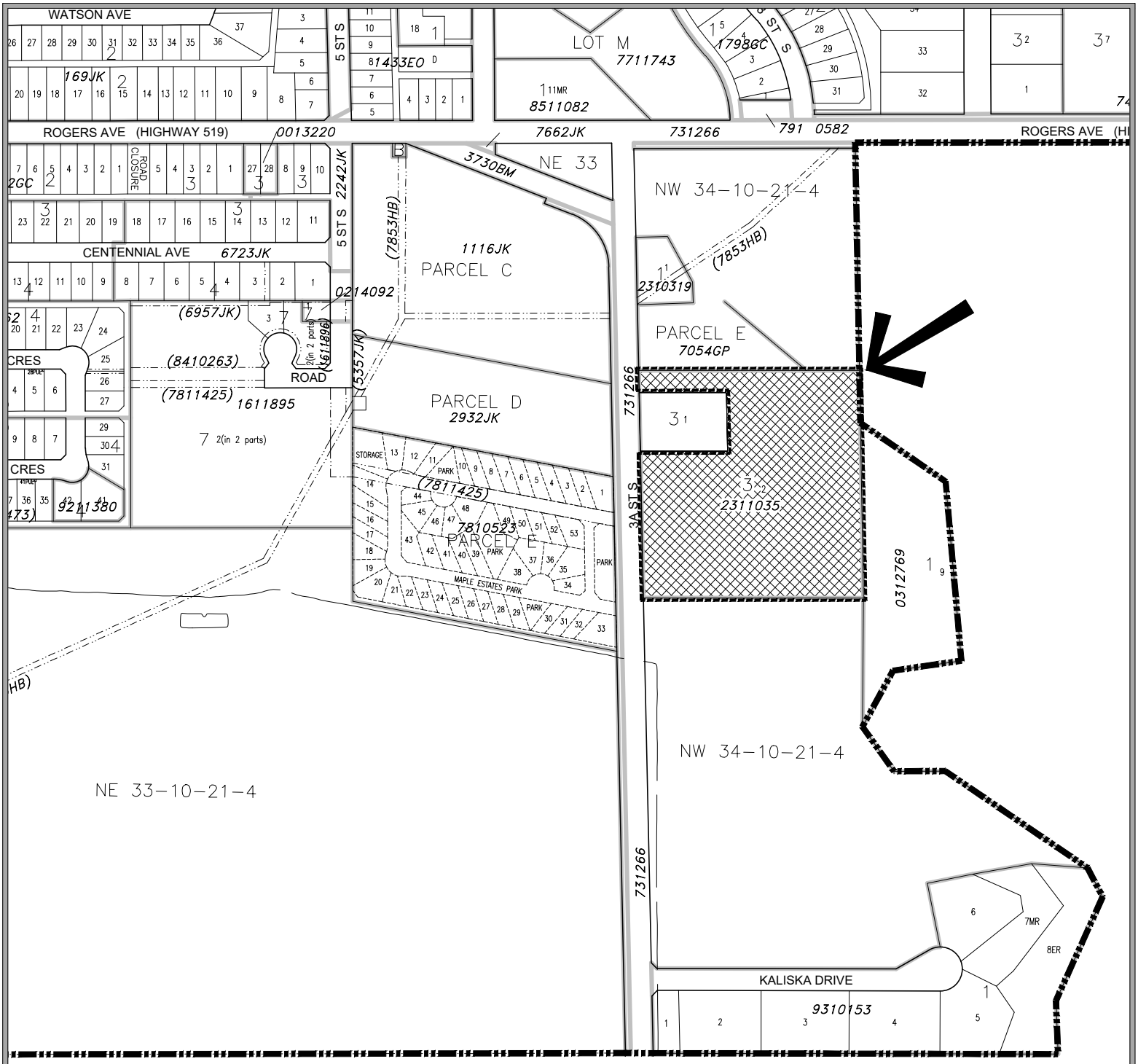
Mayor *– Cathy Moore* ***Chief Administrative Officer*** *– Keith Davis*

READ a **second** time this 26th day of February 2024.

Mayor *– Cathy Moore* ***Chief Administrative Officer*** *– Keith Davis*

READ a **third** time and finally passed this 26th day of February 2024.

Mayor *– Cathy Moore* ***Chief Administrative Officer*** *– Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: URBAN RESERVE – UR
TO: RESIDENTIAL MULTI-UNIT – R5

LOT 2, BLOCK 3, PLAN 2311035
WITHIN NW 1/4 SEC 34, TWP 10, RGE 21, W 4 M

MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: JANUARY 26, 2024

Bylaw #: 943-24
Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 100 200 300 400

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

January 26, 2024 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte – Bylaw 943-24 – Lot 1-2, Block 3, Plan 2311035.dwg

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 947-24

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the purpose of the proposed amendment is to redesignate land civically described as 546 Rogers Ave S. and legally described as:
Lot 8, Block 2, Plan 169JK, from 'Residential – R1' to 'Residential Multi-unit – R5', as shown on the map in Schedule 'A' attached hereto to accommodate the development of a multi-unit dwelling;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as Lot 8, Block 2, Plan 169JK as shown on the attached Schedule 'A' be designated as Residential Multi-unit – R5.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended and consolidated.

4. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 8th day of April 2024.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **second** time this 13th day of May 2024.

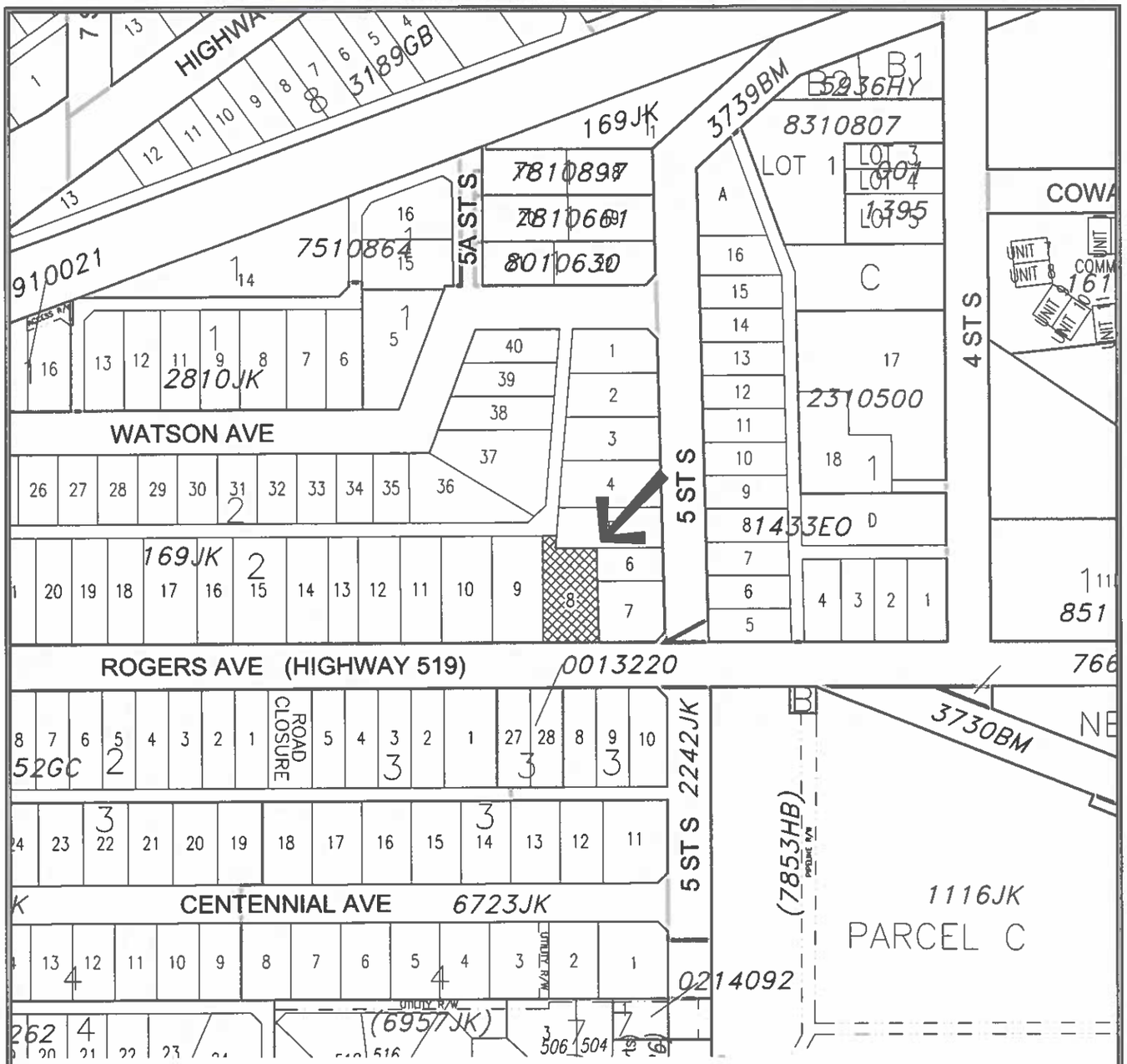
Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **third** time and finally passed this 13th day of May 2024.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: RESIDENTIAL – R1

TO: RESIDENTIAL MULTI-UNIT – R5

LOT 8, BLOCK 2, PLAN 169JK WITHIN SE 1/4 SEC 3, TWP 11, RGE 21, W 4 M

MUNICIPALITY: TOWN OF PICTURE BUTTE

DATE: MARCH 28, 2024

Bylaw #: 947-24

Date: May 13, 2024

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

March 28, 2024 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte - Lot 8 - Block 2 - Plan 169JK.dwg

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 952-24

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the Council of the Town of Picture Butte wishes to amend the Land Use Bylaw to allow used manufactured homes within approved manufactured home parks on a single title to be a permitted use.

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. Part 2, Land Use Districts, Map and Regulations, Manufactured Home – R2, Permitted Uses is amended by adding the following text:

   Manufactured Home 2 - both double-wide and single wide on an unsubdivided leased plot within approved Manufactured home parks (single title)

2. Part 2, Land Use Districts, Map and Regulations, Manufactured Home – R2, Section 2, Eligible Homes is amended by adding the following text as subsection 3 and existing text for sequential numbering.

   (3) Used factory-built manufactured homes to be located on an unsubdivided leased plot within approved Manufactured home parks (single title) that meet the age requirement in subsection (2) shall be processed as a permitted use. Any manufactured homes to be located on an unsubdivided leased plot within approved Manufactured home parks (single title) requesting a waiver to the dwelling's age shall be processed as a Discretionary Use Type B.

3. Part 6, Definitions, Manufactured home park be amended by adding the underlined text:

   Manufactured home park means a single parcel of land maintained and operated by an owner or a manager providing multiple or grouped spaces on unsubdivided leased plots for the long-term parking and occupancy of manufactured homes and spaces for ancillary facilities including recreation area.

4. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended and consolidated.

5. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 9th day of September 2024.

Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*

READ **a second** time this 28th day of October 2024.

Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*

READ a **third** time and finally passed this 28th day of October 2024.

Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 955-25

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the Council of the Town of Picture Butte desires to provide additional opportunities for Home Occupations in the Large Lot Residential – R3 district;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The Part 2 Land Use Districts, Large Lot Residential – R3, Section 1 is amended to move 'Home Occupations A' from Discretionary Uses Type A to Permitted Uses and to add 'Home Occupations B' to Discretionary Uses Type A.

2. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended and consolidated.

3. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 24th day of February 2025.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **second** time this 14th day of April 2025.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **third** time and finally passed this 14th day of April 2025.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 956-25

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the Council of the Town of Picture Butte desires to redesignate land civically described as 862 Crescent Ave N. and legally described as:

A portion of Lot 1, Block 26, Plan 2412188 and Area B, Plan 2412187

from 'No Zoning' to 'Direct Control - DC', as shown on the map in Schedule 'A' attached hereto to assign land use designation to a former road;

AND WHEREAS the purpose of the proposed amendment is to establish the uses and regulations for a Direct Control District pertaining to the aforementioned land and are as described in Schedule 'B' attached hereto;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as a portion of Lot 1, Block 26, Plan 2412188 and Area B, Plan 2412187 as shown on the attached Schedule 'A' be designated as Direct Control - DC.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. The specific land use district standards for the Direct Control district be added into Land Use Bylaw No. 841-15, as provided in Schedule 'B'.

4. That Part 2 Land Use Districts, Direct Control Districts and Adopting Bylaws, Subsection (2) be amended to reflect the adoption of this bylaw.

5. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended and consolidated.

6. This bylaw comes into effect upon third and final reading hereof.

READ a **first** ~~time~~ this 24th day of February 2025.

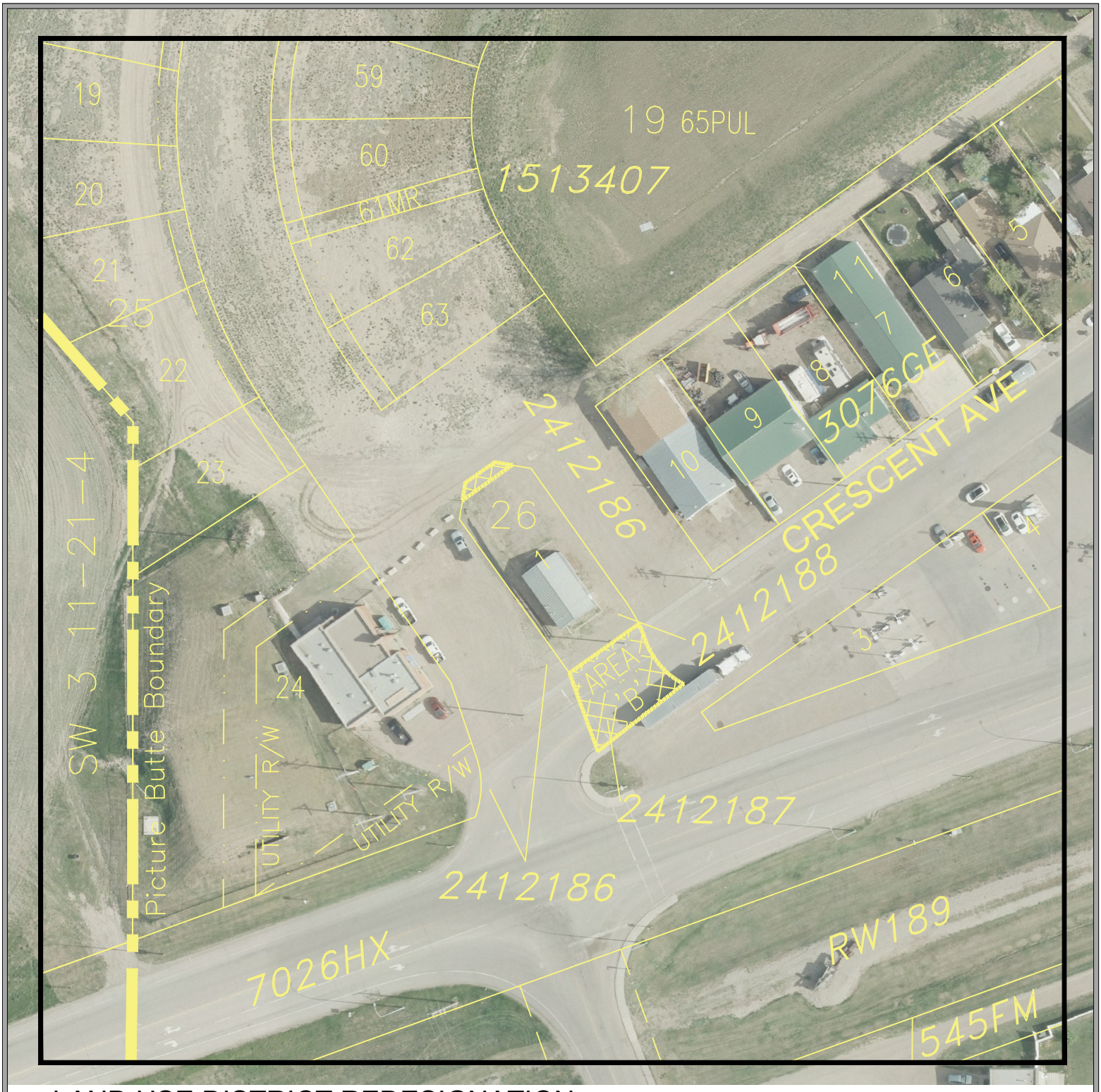
Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*

READ a **second** time this 14th day of April 2025.

Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*

READ a **third** time and finally passed this 14th day of April 2025.

Mayor – *Cathy Moore* ***Chief Administrative Officer*** – *Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

Aerial Photo Date: May 19, 2021

FROM: No Zoning
TO: Direct Control - DC

AREA B, PLAN 2412187 & PORTION OF LOT 1, BLOCK 26, PLAN 2412188
WITHIN SE 1/4 SEC 3, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: FEBRUARY 12, 2025

Bylaw #: _____
Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

SCHEDULE 'B'

DIRECT CONTROL – DC BYLAW NO. 956-25

INTENT: To provide a means whereby Council may regulate and control the use, development, or subdivision on a site specific basis to the following lands: Area B, Plan 2412187 & Lot 1, Block 26, Plan 2412188 as shown in Section 16. For the specific purposes of facilitating development on a parcel with irregular parcel dimensions.

The development allowed is based on the plans as approved by Council in consideration of the constraints of the site, compatibility with adjacent public, institutional and residential land uses, and on the basis the development does not unduly interfere with the amenities of the neighbourhood or materially interfere with or affect the use or enjoyment or value of neighbouring properties.

1. USES

PERMITTED USES

Signs Type 1
Solar collectors, individual (see Part 4)
Temporary shipping container (see Part 3 and Part 4, Section 40)

DISCRETIONARY USES

Accessory buildings and structures
Accessory Uses
Signs Type 2 (in accordance with Part 5)
Any use Council considers suitable.

CONDITIONAL USES

The following are considered:

(a) permitted uses if they are located within an existing approved building; and
(b) discretionary uses if they are located within proposed buildings or proposed additions to existing buildings.

Animal grooming facility
Business Support Services
Coffee shops, restaurants
Convenience stores
Liquor store
Public or private utilities
Restaurants
Retail stores
Tourist centres of facilities

PROHIBITED USES

- *Any use which is not listed as either a Permitted or Discretionary Use is a Prohibited Use, unless otherwise authorized by Council.*

2. DEFINITIONS

All words and terms have the same meaning as what is specified in the Town of Picture Butte Land Use Bylaw.

3. MINIMUM LOT SIZE

As Council determines necessary, having regard to Part 2.

4. MINIMUM YARD SETBACK REQUIRMENTS

Front yard – 14.36 m (47.11 ft.) (Highway Avenue N.)
Secondary front yard – 3.0 m (10 ft.) (9 Street N.)
Side yard – 3.0 m (10 ft.) (easterly property line along Crescent Avenue N.)
Rear yard – 3.0 m (10 ft.) (northerly property line along Crescent Avenue N.)

To orient buildings towards Highway 25 and establish consistency with existing development, Highway Avenue North shall be considered the primary front and 9 Street N. shall be considered the secondary front.
The front yard setback shall be measured from the front property line of Area B, Plan 2412187, regardless of it being consolidated with Lot 1, Block 26, Plan 2412188.
Development is also subject to Street Corner Visibility requirements in Part 4, Section 4.

5. MAXIMUM DENSITY AND SITE COVERAGE

Principal building and accessory buildings combined – 50%.

6. ACCESSORY BUILDINGS AND STRUCTURES

(1) Any accessory buildings or structures shall not be located within a required setback as identified in Section 4 or on an easement.

(2) An accessory building or structure shall only be constructed after or in conjunction with an approved principal use or building on the parcel.

7. STANDARDS OF DEVELOPMENT

As Council, or the Development Officer acting as the Development Authority, considers necessary having regard to Part 4.

8. SIGNS

Having regard to Part 5, signs shall be a permitted or discretionary use as defined in Section 1 of this district.

9. OTHER STANDARDS

(1) Development on Area B, Plan 2412187, including development of parking, shall not be permitted until such a time, as the parcel is consolidated by plan with Lot 1, Block 26, Plan 2412188.

(2) As Council requires.

10. APPROVAL PROCEDURE

(1) Before Council, or the Development Officer acting as the Development Authority as assigned by Council, considers an application for a use in the Direct Control district, they shall:

(a) cause notice to be issued by the Development Officer in accordance with Part 1, Section 33;

(b) hear any persons who claim to be affected by a decision on the application.

(2) Council, or the Development Officer acting as the Development Authority, may then approve the application with or without conditions, or refuse the application.

11. OTHER REQUIREMENTS (AS MAY BE REQUIRED BY COUNCIL)

(1) **Site, Layout, and Grading Plan –** that shows the property dimensions, building size and locations, parking areas, utility easements, elevations and servicing areas.

(2) **Landscaping Plan –** that shows the front yard landscaping and fencing (height and type) on the property.

(3) **Refuse or Garbage** – shall be located and kept in a municipally approved/supplied container as per the Town of Picture Butte utility policy, and set out by landowners for collection on pick-up day as schedule by the town.

(4) **Servicing –** the developer shall be responsible for ensuring all required municipal servicing is provided for the development, including water, sewage and drainage.

(a) Shallow utilities (e.g. gas, electricity, fibre optics, phone) as required shall also be provided by the developer to the municipality's or utility agencies' standards.

(b) Any utility right-of-ways or access easements as required shall be provided by the developer to the satisfaction of the Town of Picture Butte.

(5) **Roads/Access/Parking**

(a) Public road access/egress to the parcel will be limited to a single access point to Crescent Avenue.

(b) Parking must be delineated on site and meet the size standards of the Land Use Bylaw.

(6) **Site Plan** – the development may only be approved in accordance with overall conformity to the associated site plan as approved by town Council.

12. SUBDIVISION

(1) No further subdivision is contemplated.

(2) The Municipal Planning Commission, acting in the capacity of the Subdivision Authority, shall make decisions on subdivision applications.

13. DELEGATION OF AUTHORITY

(1) Council shall be the Development Authority to decide on development permit applications for all uses and application for waivers of development standards.

(2) The Development Officer, in accordance with Part 1 Section 35 of the Land Use Bylaw and pursuant to section 641 (3) of the Municipal Government Act may, with the direction of Council, act as the Development Authority and receive and decide upon development permit applications for permitted uses provided they conform to the standards of the bylaw.

14. APPROVAL PROCEDURE

(1) Where the Development Officer as the Development Authority has been delegated the authority to decide upon development permit applications for permitted uses, or a conditional uses within an existing building, and has done so, then immediately upon issuance of the development permit the Development Officer shall cause a notice to be published in a newspaper circulating in the area stating the location of the property for which the application has been made and the use approved.

(2) Before consideration of a development permit application for a proposal requiring waivers, a discretionary use, or a conditional use proposing construction of, or an addition to, a building on the subject property, Council shall:

(a) cause a notice to be issued by the designated officer to any person likely to be affected;

(b) ensure that the notice contains the date and time that council will hear the application for discretionary uses, or conditional uses proposing construction of, or an addition to, a building, or application for waivers of development standards;

(c) hear any person that claims to be affected by the decision on the application;

(d) Council may then approve the development application with or without conditions or refuse the application with reasons.

(3) Where Council has made a decision on a development permit application, the Development Officer acting on behalf of Council, shall cause a notice of the decision to be issued to the applicant and post a copy of the decision in the lobby of the town office.

15. APPEAL PROCEEDURE

(1) Pursuant to section 685(4)(a) of the Municipal Government Act, if a decision with respect to a development permit application is made by Council, there is no appeal to the Subdivision and Development Appeal Board.

(2) If the Development Officer has been delegated the authority to decide upon development permit application as the Development Authority, then pursuant to section 685(4)(b) of the Municipal Government Act, the appeal to the Subdivision and Development Appeal Board is limited to whether the Development Officer followed the direction of Council.

16. DEVELOPMENT AREA

The regulations and standards of this Direct Control Bylaw apply to Area B, Plan 2412187 & Lot 1, Block 26, Plan 2412188 as shown in the map below.



Development Area

AREA B, PLAN 2412187 & PORTION OF LOT 1, BLOCK 26, PLAN 2412188
WITHIN SE 1/4 SEC 3, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: FEBRUARY 12, 2025

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 962-25

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the Council of the Town of Picture Butte is in receipt of a request to redesignate certain lands within the municipality.

AND WHEREAS the purpose of Bylaw No. 962-25 is to redesignate land civically described as 105 5TH Street South and legally described as:

Plan 8310807, Lot 1, excepting thereout that portion of said lot which lies east of the production northerly of the west boundary of Lot 2 as shown on said plan

from 'Residential – R1' to 'Residential Multi-unit – R5', as shown on the map in Schedule 'A' attached hereto to accommodate the development of a multi-unit dwelling;

AND WHEREAS a Public Hearing, as required by Section 199 and 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as Plan 8310807 Lot 1 excepting thereout that portion of said lot which lies east of the production northerly of the west boundary of Lot 2 as shown on said plan and as shown on the attached Schedule 'A' be designated as Residential Multi-unit – R5.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended and consolidated.

4. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 23rd day of June 2025.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **second** time this 28th day of July 2025.

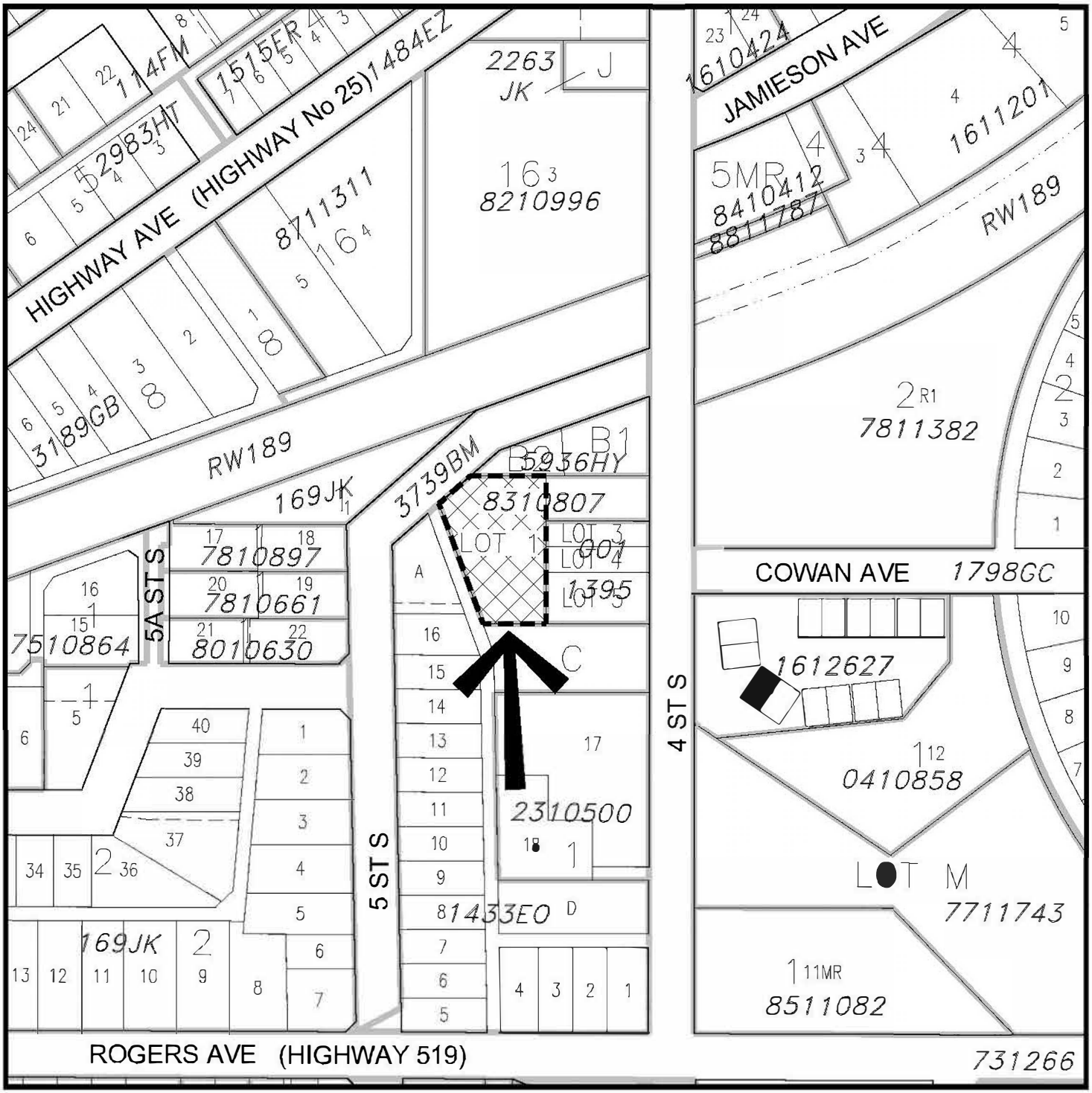
Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **third** time and finally passed this 28th day of July 2025.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: Residential - R1

TO: Residential Multi-Unit - R5

PORTION OF LOT 1, PLAN 8310807 WITHIN
SE 1/4 SEC 3, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: JUNE 9, 2025

Bylaw #: 962-25

Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

June 09, 2025 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte – Lot 1, Plan 8310807.dwg

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 966-25

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the Council of the Town of Picture Butte is in receipt of a request to redesignate certain lands within the municipality.

WHEREAS the purpose of Bylaw No. 966-25 is to redesignate land civically described as 210-214 Jamieson Avenue North and legally described as:

Lots 1-3, Block 2, Plan 6764DI

from 'Retail Commercial – C1' to 'Direct Control - DC', as shown on the map in Schedule 'A' attached hereto to accommodate a proposed development of Construction or Building Trade Shop that is not currently provided within the current Retail Commercial (C1) District.

AND WHEREAS the purpose of the proposed amendment is to establish the uses and regulations for a Direct Control District pertaining to the land and are as described in Schedule 'B' attached hereto;

AND WHEREAS a Public Hearing, as required by Section 199 and 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as a portion of Lots 1-3, Block 2, Plan 6764DI as shown on the attached Schedule 'A' be designated as Direct Control - DC.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. The specific land use district standards for the Direct Control district be added into Land Use Bylaw No. 841-15, as provided in Schedule 'B'.

4. That Part 2 Land Use Districts, Direct Control Districts and Adopting Bylaws, Subsection (2) be amended to reflect the adoption of this bylaw.

5. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended and consolidated.

6. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 14th day of October, 2025.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **second** time this 3rd day of November, 2025.

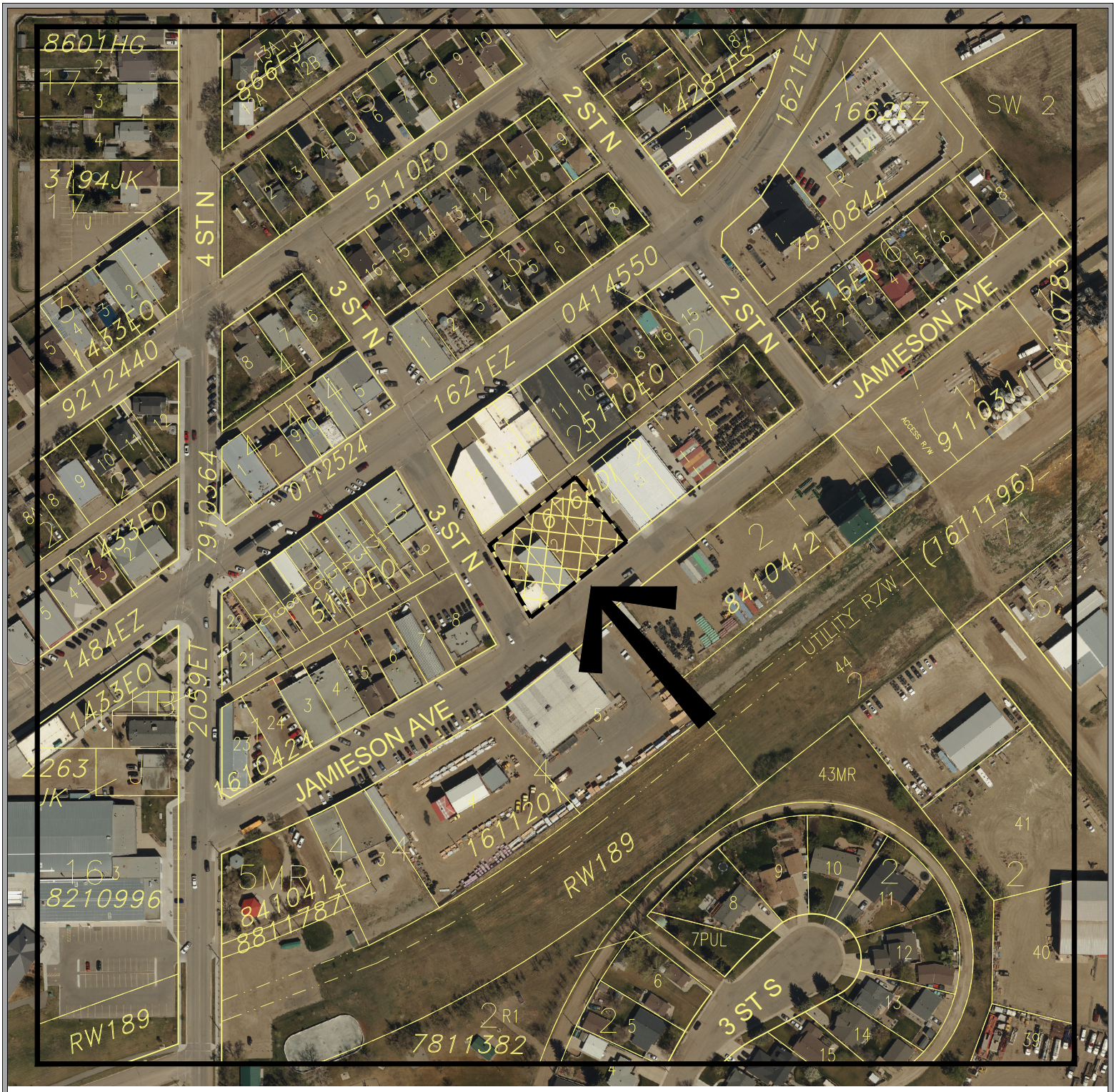
Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **third** time and finally passed this 3rd day of November, 2025.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

Aerial Photo Date: May 7, 2025

FROM: Retail Commercial - C1

TO: Direct Control - DC

LOTS 1-3, BLOCK 2, PLAN 6764DI WITHIN
SW 1/4 SEC 2, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: OCTOBER 1, 2025

Bylaw #: XXX-25

Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344

"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

October 01, 2025 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte Lot 1-3, Block 2, Plan 6764DI.dwg

SCHEDULE 'B'

DIRECT CONTROL – DC BYLAW NO. 966-25

INTENT: To provide a means whereby Council may regulate and control the use, development, or subdivision on a site-specific basis to the following lands: Lots 1-3, Block 2, Plan 6764DI as shown in Section 16. For the specific purposes of accommodating a Construction or Building Trade Shop that is not otherwise provided for within the current Retail Commercial (C1) District.

The development allowed is based on the plans as approved by Council in consideration of the constraints of the site, compatibility with adjacent Commercial and Industrial land uses, and on the basis the development does not unduly interfere with the amenities of the neighbourhood or materially interfere with or affect the use or enjoyment or value of neighbouring properties.

1. USES

PERMITTED USES

Construction or building trade shop
Signs Type 1
Solar collectors, individual (see Part 4)
Temporary shipping container (see Part 3 and Part 4, Section 40)

DISCRETIONARY USES

Accessory buildings and structures
Accessory Uses
Signs Type 2 (in accordance with Part 5)
Any use Council considers suitable.

PROHIBITED USES

- *Any use which is not listed as either a Permitted or Discretionary Use is a Prohibited Use, unless otherwise authorized by Council.*

2. DEFINITIONS

All words and terms have the same meaning as what is specified in the Town of Picture Butte Land Use Bylaw No. 841-15.

3. MINIMUM LOT SIZE

Width – 7.6 m (25 ft.)
Length – 30.5m (100 ft.)
Area – 232.3 m (2,500 ft.)

4. MINIMUM YARD SETBACK REQUIRMENTS

Front yard – 0.9 m (3 ft.) (If required by Council or the Development Officer acting as the Development Authority as assigned by Council)
Secondary front yard – 0.45 m (1.5 ft.)
Side yard – None required
Rear yard – 7.6m (25 ft.)

5. MAXIMUM DENSITY AND SITE COVERAGE

Principal building and accessory buildings combined – 80%.

6. ACCESSORY BUILDINGS AND STRUCTURES

(1) Accessory buildings or structures 9.3 m2 (100 sq. ft.) or less in size shall be constructed such that eaves shall be not be less than 0.6 metres (2 ft.) to a side or rear lot line and all drainage shall be conducted to the appropriate storm drain via the applicant's own property.

(2) Accessory buildings or structures in excess of 9.3 m2 (100 sq. ft.) shall not be less than 0.9 metres (3 ft.) from a side or rear lot line.

(3) Accessory buildings or structures in excess of 9.3 m2 (100 sq. ft.) shall be setback (separated) a minimum 1.2 metres (4 ft.) from the principal building or and all other buildings or structures on the same lot.

7. OUTDOOR STORAGE AND SALES

(1) No on-site outdoor storage or sale of goods shall be permitted within this land use district unless expressly approved in a development permit.

(2) For any approved outdoor storage screening and fencing refer to Part 4 of Town of Picture Butte Land Use Bylaw No. 841-15.

(3) The outdoor display of goods, materials or equipment solely for advertisement purposes may be allowed, unless otherwise stipulated by the Development Authority, subject to the following:

(a) the display of goods, materials or equipment may be permitted in the front yard provided that it is restricted to examples of limited equipment, products, vehicles or items sold by the business or industrial use located on the subject site containing the display area;
(b) the outdoor display areas are not located within any required setback or on municipal property; and
(c) the display areas are not located on any required and approved landscaping area.

(4) Approved shipping containers must be located in the rear yard only and are not to be located in a front or side yard. As a condition of development permit approval, the Development Authority may require the shipping container to be screened or painted.

8. STANDARDS OF DEVELOPMENT

As Council, or the Development Officer acting as the Development Authority, considers necessary having regard to Part 4 of Town of Picture Butte Land Use Bylaw No. 841-15.

9. SIGNS

Having regard to Part 5 of Town of Picture Butte Land Use Bylaw No. 841-15, signs shall be a permitted or discretionary use as defined in Section 1 of this district.

10. OTHER REQUIREMENTS

As Council requires.

11. SUBDIVISION

(1) No further subdivision is contemplated.

(2) The Municipal Planning Commission, acting in the capacity of the Subdivision Authority, shall make decisions on subdivision applications.

12. DELEGATION OF AUTHORITY

(1) Council shall be the Development Authority to decide on development permit applications for all uses and application for waivers of development standards.

(2) The Development Officer, in accordance with Part 1 Section, 35 of the Town of Picture Butte Land Use Bylaw No. 841-15 and pursuant to section 641 (3) of the Municipal Government Act may, with the direction of Council, act as the Development Authority and receive and decide upon development permit applications for permitted uses provided they conform to the standards of the bylaw.

13. APPROVAL PROCEDURE

(1) Where the Development Officer as the Development Authority has been delegated the authority to decide upon development permit applications for permitted uses, and has done so, then immediately upon issuance of the development permit the Development Officer shall cause notice to be given in accordance with Part 1, Section 35 of the Town of Picture Butte Land Use Bylaw No. 841-15, stating the location of the property for which the application has been made and the use approved.

(2) Before consideration of a development permit application for discretionary uses or applications for waivers of development standards Council shall:

(a) cause a notice to be issued by the designated officer to any person likely to be affected in accordance with Part 1, Sections 28, 29, 30, and 33 of the Town of Picture Butte Land Use Bylaw No. 841-15;

(b) ensure that the notice contains the date and time that council will hear the application for discretionary uses or applications for waivers of development standards;

(c) hear any person that claims to be affected by the decision on the application;

(d) Council may then approve the development application with or without conditions or refuse the application with reasons.

(3) Where Council has made a decision on a development permit application, the Development Officer acting on behalf of Council, shall cause a notice of the decision to be issued to the applicant and post a copy of the decision in the lobby of the town office.

14. APPEAL PROCEEDURE

(1) Pursuant to section 685(4)(a) of the Municipal Government Act, if a decision with respect to a development permit application is made by Council, there is no appeal to the Subdivision and Development Appeal Board.

(2) If the Development Officer has been delegated the authority to decide upon development permit application as the Development Authority, then pursuant to section 685(4)(b) of the Municipal Government Act, the appeal to the Subdivision and Development Appeal Board is limited to whether the Development Officer followed the direction of Council.

15. DEVELOPMENT AREA

The regulations and standards of this Direct Control Bylaw apply to Lots 1-3, Block 2, Plan 6764DI as shown in the map below.



DEVELOPMENT AREA
LOTS 1-3, BLOCK 2, PLAN 6764DI WITHIN
SW 1/4 SEC 2, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: OCTOBER 1, 2025

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 971-26

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the Council of the Town of Picture Butte desires to redesignate land civically described as 106 Industrial Drive S. and legally described as:

A Portion of Lot 7, Block 7, Plan 2610311, formerly Plan No. 2610310 showing survey for Road Closure, totaling 1.08 acres.

from 'No Zoning' to 'Industrial - I', as shown on the map in Schedule 'A' attached hereto to assign land use designation to a former road;

AND WHEREAS a Public Hearing, as required by Section 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. The land described as a portion of Lot 7, Block 7, Plan 2610311, formerly Plan No. 2610310 showing survey for Road Closure, totaling 1.08 acres as shown on the attached Schedule 'A' be designated as INDUSTRIAL - I.

2. That the Land Use Districts map of the Town of Picture Butte Land Use Bylaw No. 841-15 be amended to reflect this designation.

3. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended and consolidated.

4. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 9th day of March 2026.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **second** time this 13th day of April 2026.

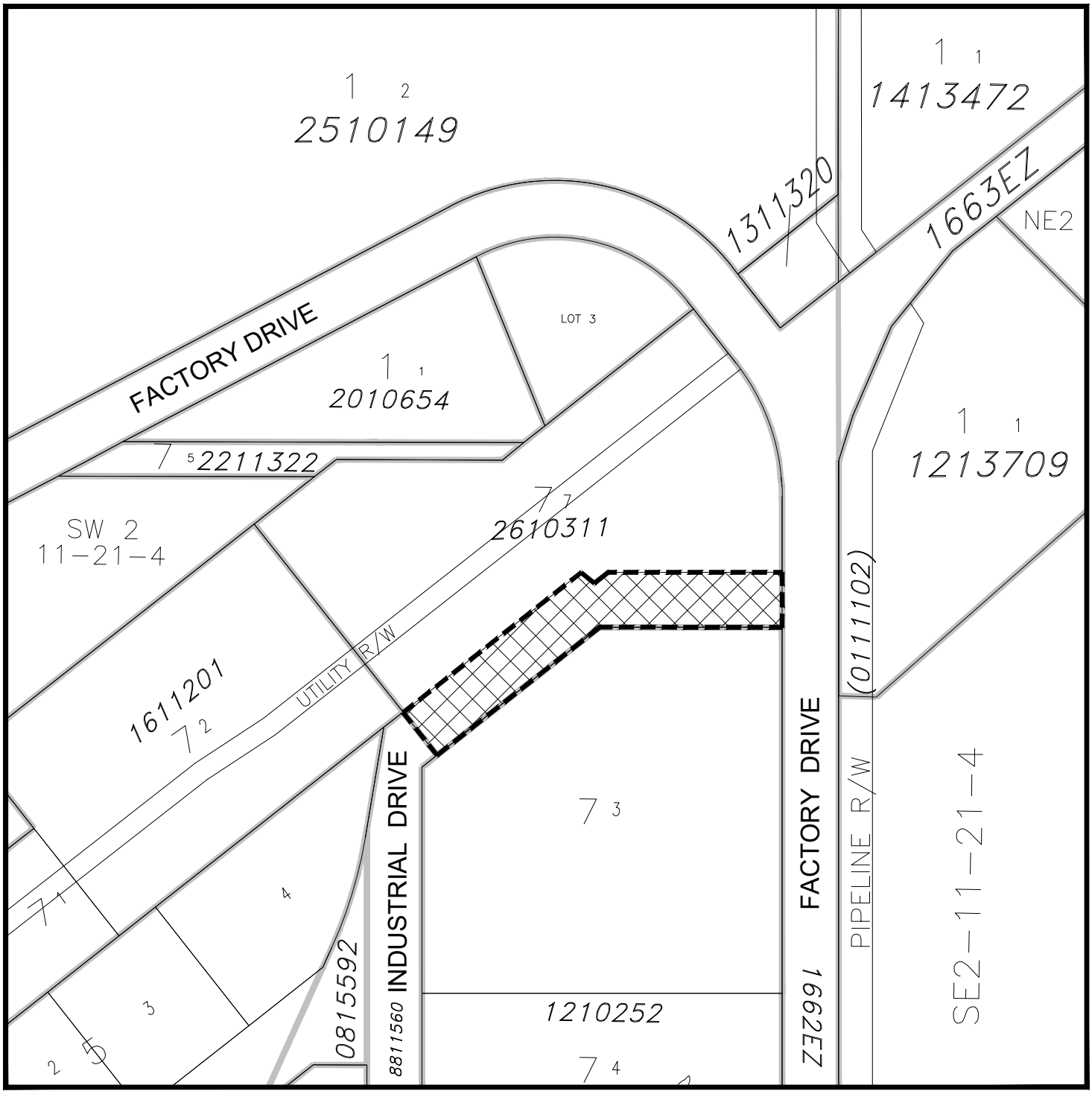
Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*

READ a **third** time and finally passed this 13th day of April 2026.

Mayor – *Cathy Moore*

Chief Administrative Officer – *Keith Davis*



LAND USE DISTRICT REDESIGNATION
SCHEDULE 'A'

FROM: No Zoning
TO: Industrial - I

A PORTION OF LOT 7, BLOCK 7, PLAN 2610311, FORMERLY PLAN NO. 2610310 SHOWING SURVEY FOR ROAD CLOSURE, TOTALING 1.08 ACRES.
WITHIN SW 1/4 SEC 2, TWP 11, RGE 21, W 4 M
MUNICIPALITY: TOWN OF PICTURE BUTTE
DATE: MARCH 3 2026

Bylaw #: 971-26

Date: _____

OLDMAN RIVER REGIONAL SERVICES COMMISSION

0 Metres 50 100 150 200

MAP PREPARED BY:
OLDMAN RIVER REGIONAL SERVICES COMMISSION
3105 16th AVENUE NORTH, LETHBRIDGE, ALBERTA T1H 5E8
TEL. 403-329-1344
"NOT RESPONSIBLE FOR ERRORS OR OMISSIONS"

March 03, 2026 N:\Lethbridge-County\Picture Butte\Picture Butte LUD & Land Use Redesignations\Picture Butte Bylaw 971-26 Portion of Lot 7, Block 7, Plan 2610311.dwg

TOWN OF PICTURE BUTTE
IN THE PROVINCE OF ALBERTA

BYLAW NO. 975-26

A BYLAW OF THE TOWN OF PICTURE BUTTE IN THE PROVINCE OF ALBERTA, TO AMEND BYLAW NO. 841-15, BEING THE MUNICIPAL LAND USE BYLAW.

WHEREAS the Council of the Town of Picture Butte is in receipt of a request to amend the Land Use Bylaw to allow secondary suites located within detached garages in the **Residential (R1)** land use district to be permitted on lots without lane access, subject to appropriate design, access, and parking considerations.

AND WHEREAS a Public Hearing, as required by Sections 216.4 and 692 of the Municipal Government Act, will be held prior to second reading of this Bylaw;

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 Town of Picture Butte, in the Province of Alberta, duly assembled does hereby enact the following:

1. That Part 2, Land Use Districts, Map and Regulations, Residential - R1, Section 12 – Secondary Suites (Detached Garage) Standards, subsection (4) be amended by removing the strikethrough text and replacing it with the underlined text as follows:

   (4) A secondary suite (detached garage) shall only be permitted on lots with lanes. The Municipal Planning Commission may consider a secondary suite (detached garage) on a lot without a lane where it is satisfied that:

   (a) the proposed lot size is sufficient to support the secondary suite (detached garage);
   (b) vehicle access and driveway design provides safe and functional access while minimizing impacts on traffic flow, pedestrians, and the streetscape;
   (c) sufficient on-site parking can be provided without parking waivers; and
   (d) the development remains subordinate to the principal dwelling.

2. Bylaw No. 841-15 being the Land Use Bylaw is hereby amended and consolidated.

3. This bylaw comes into effect upon third and final reading hereof.

READ a **first** time this 13th day of April 2026.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

READ a **second** time this 11th day of May 2026.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*

READ a **third** time and finally passed this 11th day of May 2026.

Mayor *– Cathy Moore*

Chief Administrative Officer *– Keith Davis*