

## **Public Hearing - Bylaw 1429-23:**

**A G E N D A:** Public Hearing to be held on

Thursday, March 16, 2023 at 9:15 A.M.

Virtual through Zoom Platform

<https://us02web.zoom.us/j/86085444606?pwd=aXJNaVpJc0hUdG81MG1DNmxWbVZmZz09>

Meeting ID: 860 8544 4606 Passcode: 835692

And with Council physically present in the County Council Chambers, Smoky Lake.

### **1. Opening:**

- Public Hearing is called to order.
- Public wishing to be heard sign in on the sign-in sheet.
- Confirmation is provided that the Public Hearing was advertised and notice was provided in accordance with the applicable legislation.
- Purpose of the hearing is summarized:  
**To obtain public input in regard to Bylaw No. 1429-23: a bylaw for Road Closure- Undeveloped Government Road Allowance; East Side of River Lot 10 (Victoria Settlement).**
- Ground rules of the hearing and order of speaking are reviewed.

### **2. Staff Presentation:**

- Smoky Lake County Planning Staff make their presentation(s).  
**Bylaw 1429-23: was given first reading on January 26, 2023.**
- Council asks questions and/or request points of clarity.

### **3. Public Presentations via Written Submissions:**

- Written submissions are read.
- Council asks questions and/or request points of clarity.

### **4. Public Presentations at the Public Hearing:**

- Persons signed in whom are **in opposition** to the proposed bylaw are called upon to speak.
- Council asks questions and/or request points of clarity.
- Persons signed in whom are **in support** of the proposed bylaw are called upon to speak.
- Council asks questions and/or request points of clarity.
- Anyone else who has not spoken and wishes to speak is called upon to speak.
- Council asks questions and/or request points of clarity.

### **5. Questions and Answers:**

- Any Council member having any additional questions of any speaker or of the staff or those who have spoken may speak.

### **6. Closing Remarks:**

- Declare the Public Hearing closed.

**REEVE'S SCRIPT FOR PUBLIC HEARING**  
**MARCH 16, 2023, AT 9:15 A.M.**  
**SMOKY LAKE COUNTY COUNCIL CHAMBERS & VIRTUALLY VIA ZOOM**  
(County BYLAW NO. 1429-23: Road Closure - Undeveloped Government Road Allowance; East Side of River Lot 10 (Victoria Settlement))

Action	✓	Statements
<b>1.0 Opening</b>		
<b>Reeve:</b>		<p>I, <b>Lorne Halisky</b>, the Reeve for Smoky Lake County, will preside over this Public Hearing to discuss proposed Bylaw No. 1429-23: Road Closure – Undeveloped Government Road Allowance; East Side of River Lot 10 (Victoria Settlement).</p> <p>I declare this Public Hearing open at _____ <b>(any time after 9:15 a.m. not before).</b></p> <p>Planning advice will be provided by <b>Jordan Ruegg, Planning and Development Manager, Smoky Lake County.</b></p> <p>All persons wishing to be heard at this Public Hearing <b>must</b> sign in with the Recording Secretary prior to being called upon.</p> <p>Persons who do not sign in shall speak only after all those who have signed in have finished their presentations. We ask that anyone who wishes to speak but has not yet signed in, please sign in now.</p> <p><b><i>(Pause to allow people to sign in if they have not already done so).</i></b></p>
<b>Reeve:</b>		I would, at this time, ask the Planning and Development Manager to confirm whether or not this Public Hearing has been advertised and Notice provided in accordance with the applicable legislation.
<b>Planning and Development Manager:</b>		Yes, it has Mr. Chairman.
<b>Reeve:</b>		I would ask the Planning and Development Manager to summarize the purpose of the Hearing.
<b>Planning and Development Manager:</b>		<p>The purpose of this hearing is for the Council of Smoky Lake County to obtain <b>public input</b>, in support of, and in opposition to, proposed Bylaw 1429-23.</p> <p><b>Read into record the Public Hearing Background.</b></p>
<b>Reeve:</b>		<p>The ground rules of the Hearing and the order of speaking will be:</p> <p>a) the Planning and Development Manager and/or planning staff will speak first to outline facts and present their recommendation on the proposed Bylaw;</p>

Action	✓	Statements
		<ul style="list-style-type: none"> <li>b) members of the public, who have signed in, will be given the opportunity to speak in the order they signed in, starting with those opposed to the Bylaw, followed by those who support the Bylaw;</li> <li>c) anyone else, who did not sign in will be given the opportunity to speak;</li> <li>d) the Planning and Development Manager and/or planning staff will be given the opportunity to present closing remarks or address any of the issues or concerns presented;</li> <li>e) Councillors will be given the opportunity to ask questions;</li> <li>f) Only Councillors may ask questions of speakers during the Hearing. If any persons wish to ask questions of a speaker, they must ask Council to ask the question on their behalf during their presentation, and Council will only ask the question if a Councillor wishes to have an answer;</li> <li>g) Council will then end the Hearing and consider the information received during the Hearing;</li> <li>h) Council will consider the representations made regarding the Bylaw and any other matter Council considers appropriate.</li> </ul>
<b>2.0 Staff Presentation</b>		
<i>The Reeve announces:</i>		Before hearing from the public, I would ask <b>Jordan Ruegg, Planning and Development Manager, Smoky Lake County</b> , to present a report on the proposed Bylaw.
<i>After the Planner/ staff representative is finished, the Reeve asks:</i>		Does Council have any questions or points of clarification they wish to ask of the Planning and Development Manager and/or planning staff?
<b>3.0 Public Presentations via Written Submissions</b>		
<i>Then Reeve announces:</i>		Before hearing from the members of the public present today, I would ask <b>Jordan Ruegg, Planning and Development Manager</b> , to advise of any written submissions received. (The Planning and Development Manager will read all written submissions into the record).
<i>After the Planning and Development Manager is finished, the Reeve asks:</i>		Does Council have any questions or points of clarification they wish to ask of the planner and/or planning staff?
<b>4.0 Public Presentations at the Public Hearing</b>		
<i>Then announce:</i>		I will now call upon persons signed in with the Recording Secretary whom

Action	✓	Statements
		<p>are <b>in opposition to the proposed Bylaw</b>. Please state your <u>name</u> and <u>address</u> for the record. Please note that each party wishing to speak will have only one opportunity to do so, and their time will be limited to 10 minutes. Council members may ask presenters questions for the purpose of clarifying the speaker's comments. Council will not debate this matter during the Hearing. The decision regarding whether or not to approve further readings of the Bylaw will be dealt with later on in the Council meeting.</p>
<i>Public – Opposed to the proposed Bylaw</i>		<p>Record names here:</p> <hr/> <hr/> <hr/> <hr/>
<i>After each speaker is finished the Chair asks Council:</i>		Does Council have any questions or points of clarification?
<i>Reeve:</i>		I will now call upon persons signed in with the Recording Secretary whom are <b>in support of the proposed Bylaw</b> .
<i>Public – In support of the proposed Bylaw:</i>		<p>Record names here:</p> <hr/> <hr/> <hr/> <hr/>
<i>After each speaker is finished the Chair asks Council:</i>		Does Council have any questions or points of clarification?
<i>After all who signed in have spoken, say:</i>		Is there anyone else who has not spoken and wishes to speak?
<i>After each speaker the Chair asks Council</i>		Does Council have any questions or points of clarification?
<b>5.0 Questions and Answers</b>		
<i>Following all comments from the public, the Reeve asks Council:</i>		At this time, does any Council member have any additional questions of any speaker or of the staff or the Planning & Development Manager?

Action	✓	Statements
<b>6.0 Closing Remarks</b>		
<i>The Reeve announces:</i>		<p>There being no further presentations, I would like to thank all of the presenters for their comments. Council will take your comments into consideration when deciding upon this matter.</p> <p>I hereby declare the Public Hearing on proposed Bylaw 1429-23 closed at _____.</p>



**Public Hearing Bylaw No. 1429-23**  
**Public Hearing Date: March 16, 2023**  
**Public Hearing Time: 9:15 a.m.**  
**Held in the Smoky Lake County Council Chambers & virtually via Zoom**

### **PUBLIC HEARING BACKGROUND**

**PROPOSED BYLAW NAME & NO.:** Bylaw 1429-23: Road Closure – Undeveloped Government Road Allowance; East Side of River Lot 10 (Victoria Settlement)

**APPLICANT:** Métis Crossing Ltd.

**PROPOSAL:** A Bylaw of Smoky Lake County, in the Province of Alberta for the purpose of closing to public travel, disposing of, and consolidating with River Lot 10, Victoria Settlement, portions of an undeveloped road allowance, located on the east side of River Lot 10, Victoria Settlement.

#### **BACKGROUND:**

- Proposed Bylaw No. 1429-23 was presented for 1<sup>st</sup> Reading on **January 26, 2023**.
- Notice of the proposed Bylaw No. 1429-23 was circulated to affected agencies for comment on **February 1, 2023**. Responses from said agencies is attached.
- A Notice has also been posted on the County's website since **February 9, 2023** and appeared on the County's social media platforms on **February 13, 2023** and **March 10, 2023**.
- The Public Hearing Notices were advertised in the Redwater Review the week of **February 20, 2023** and the week of **February 27, 2023**. The Hearing on the proposed Bylaw No. 1429-23 was advertised and Notice was given in accordance with Section 606 of the *Municipal Government Act*.
- This Hearing has been scheduled to obtain public input on proposed Bylaw No.1429-23 in accordance with Section 216.4 of the *Municipal Government Act*.

#### **ATTACHMENTS:**

1. Draft Bylaw 1429-23
2. Agency Referrals and Responses
3. Relevant Legislation
4. Notice of Public Hearing

Bylaw 1429-23: Road Closure – Undeveloped Government Road Allowance; East Side of River Lot 10 (Victoria Settlement)

**SMOKY LAKE COUNTY  
IN THE PROVINCE OF ALBERTA  
BYLAW NO. 1429-23**

**A BYLAW OF SMOKY LAKE COUNTY IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF CLOSING TO PUBLIC TRAVEL, PORTIONS OF A PUBLIC HIGHWAY IN ACCORDANCE WITH SECTION 22 OF THE MUNICIPAL GOVERNMENT ACT, CHAPTER M-26, REVISED STATUTES OF ALBERTA 2000, AS AMENDED.**

---

**WHEREAS**, the lands hereafter described are no longer required for public travel, and

**WHEREAS**, application has been made to Council to have the highway closed, and

**WHEREAS**, the Council of Smoky Lake County deems it expedient to provide for a bylaw for the purpose of closing to public travel, and

**WHEREAS**, notice of intention of Council to pass a bylaw has been given in accordance with Section 606 of the Municipal Government Act, and

**WHEREAS**, Council was not petitioned for an opportunity to be heard by any person claiming to be prejudicially affected by the bylaw.

**NOW THEREFORE BE IT RESOLVED** that the Council of Smoky Lake County in the Province of Alberta does hereby close to public travel, the following described road, subject to rights of access granted by other legislation:

**VICTORIA SETTLEMENT**

**ALL THAT PORTION OF ORIGINAL GOVERNMENT ROAD ALLOWANCE**

**ADJOINING THE EAST BOUNDARY OF RIVER LOT 10 DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH EAST CORNER OF RIVER LOT 10; THENCE EASTERLY TO THE NORTH WEST CORNER OF LOT 1 BLOCK 1 PLAN 1422795; THENCE SOUTHERLY ALONG THE WEST BOUNDARY OF SAID LOT 1 TO THE SOUTH WEST CORNER OF SAID LOT 1; THENCE WESTERLY IN A STRAIGHT LINE TO THE INTERSECTION OF THE SAID EAST BOUNDARY OF RIVER LOT 10 WITH THE NORTH LIMIT OF ROAD CROSSING THE SAID RIVER LOT; THENCE NORTHERLY ALONG THE SAID EAST BOUNDARY OF RIVER LOT 10 TO THE POINT OF COMMENCEMENT**

**EXCEPTING THEREOUT ALL MINES AND MINERALS**

Bylaw 1429-23: Road Closure – Undeveloped Government Road Allowance; East Side of River Lot 10 (Victoria Settlement)



Received first reading this 26TH day of JANUARY, 2023.

\_\_\_\_\_  
 Reeve  
 Seal  
 \_\_\_\_\_  
 Chief Administrative Officer

Received SECOND READING this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Received THIRD READING and passed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
 Reeve  
 Seal  
 \_\_\_\_\_  
 Chief Administrative Officer





# Smoky Lake County

P.O. Box 310  
4612 McDougall Drive  
Smoky Lake, Alberta T0A 3C0  
Phone: 780-656-3730  
1-888-656-3730  
Fax: 780-656-3768  
[www.smokylakecounty.ab.ca](http://www.smokylakecounty.ab.ca)

February 1, 2023

File No. Road Closure RC-029

ALTALINK  
ATTN: LARRY MOGCK [larry.mogck@altalink.ca](mailto:larry.mogck@altalink.ca)  
26315 TWP RD 531A  
ACHESON, AB  
T7X 5A3

**RE: Proposed Closure and Transfer of Undeveloped Government Road Allowance**

On behalf of Smoky Lake County, this letter serves as notification that Smoky Lake County intends to close and transfer a portion of an undeveloped government road allowance, located directly east of River Lot 10, Victoria Settlement, Smoky Lake County.

Attached is a copy of proposed Smoky Lake County Bylaw 1429-22, which includes a sketch showing the proposed closure area and an aerial photograph showing the location of the above noted closure for reference. Please advise whether you have any objections to the proposed closure and/or whether you an require easement to be granted across the proposed closure area. Please *email your written reply* to the undersigned within **fourteen (14) days**.

If an easement is required, please provide three fully executed easement documents by your firm. The documents affecting the easement will be forwarded to Alberta Transportation for final execution. If an easement is not required, please sign this letter in the space provided below and return to the undersigned.

If you have any questions or concerns or require further information, please do not hesitate to contact the undersigned at 780-656-3730 or by email at [jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca). I appreciate your earliest response in this regard. Thank you.

**If your agency has no objections to the foregoing, and if your agency does not require an easement across the proposed closure area, would you kindly indicate your acceptance by signing this letter in the space provided below and return it to our office.**

Acknowledged and agreed to the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_

Sincerely,



**Jordan Ruegg**

Planning & Development Manager, Smoky Lake County



4612 - McDougall Drive, PO Box 310

Smoky Lake, Alberta T0A 3C0

e: [jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca)

p: (780) 656-3730 / c: (780) 650-5207

w: <http://www.smokylakecounty.ab.ca/>

ᑭᑭᑭᑭᑭᑭ ᑭᑭᑭᑭᑭᑭ (kaskapatau sakahigan / Smoky Lake) on Treaty 6 Territory, and Homeland of the Metis Nation

cc: Kyle Schole, Planning, Development & Heritage Assistant, Smoky Lake County [kschole@smokylakecounty.ab.ca](mailto:kschole@smokylakecounty.ab.ca)

Encl:

- *Bylaw 1429-22: Road Closure: Undeveloped Government Road Allowance - East Side of River Lot 10, Victoria Settlement*
- *Aerial Photo*



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February 1, 2023

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**If your agency has no objections to the foregoing, and if your agency does not require an easement across the proposed closure area, would you kindly indicate your acceptance by signing this letter in the space provided below and return it to our office.**

Acknowledged and agreed to the 1st day of February, 2023.

A handwritten signature in blue ink, appearing to read "Larry Mogck", is written over a horizontal line.

**Larry Mogck**  
Surface Land Coordinator  
AltaLink Management Ltd



# Smoky Lake County

P.O. Box 310  
4612 McDougall Drive  
Smoky Lake, Alberta T0A 3C0  
Phone: 780-656-3730  
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[www.smokylakecounty.ab.ca](http://www.smokylakecounty.ab.ca)

February 1, 2023

File No. Road Closure RC-029

APEX UTILITIES  
[thirdpartyrequests@apexutilities.ca](mailto:thirdpartyrequests@apexutilities.ca)  
5509-45<sup>TH</sup> AVENUE  
LEDUC, AB  
T9E 6T6

**RE: Proposed Closure and Transfer of Undeveloped Government Road Allowance**

---

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Acknowledged and agreed to the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_

Sincerely,



**Jordan Ruegg**

Planning & Development Manager, Smoky Lake County



4612 - McDougall Drive, PO Box 310

Smoky Lake, Alberta T0A 3C0

e: [jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca)

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ᑭᓴᑭᓴᑭᓴ ᑭᓴᑭᓴᑭᓴ (kaskapatau sakahigan / Smoky Lake) on Treaty 6 Territory, and Homeland of the Metis Nation

cc: Kyle Schole, Planning, Development & Heritage Assistant, Smoky Lake County [kschole@smokylakecounty.ab.ca](mailto:kschole@smokylakecounty.ab.ca)

Encl:

- *Bylaw 1429-22: Road Closure: Undeveloped Government Road Allowance - East Side of River Lot 10, Victoria Settlement*
- *Aerial Photo*



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February 1, 2023

File No. Road Closure RC-029

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T9E 6T6

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Acknowledged and agreed to the  1  day of  February , 2023.

\_\_\_\_\_  
Ashley Bridgwater  
Admin. Assistant, Engineering Services

Sincerely,



**Jordan Ruegg**

Planning & Development Manager, Smoky Lake County



4612 - McDougall Drive, PO Box 310

Smoky Lake, Alberta T0A 3C0

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**SMOKY LAKE COUNTY  
IN THE PROVINCE OF ALBERTA  
BYLAW NO. 1429-23**

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**EXCEPTING THEREOUT ALL MINES AND MINERALS**





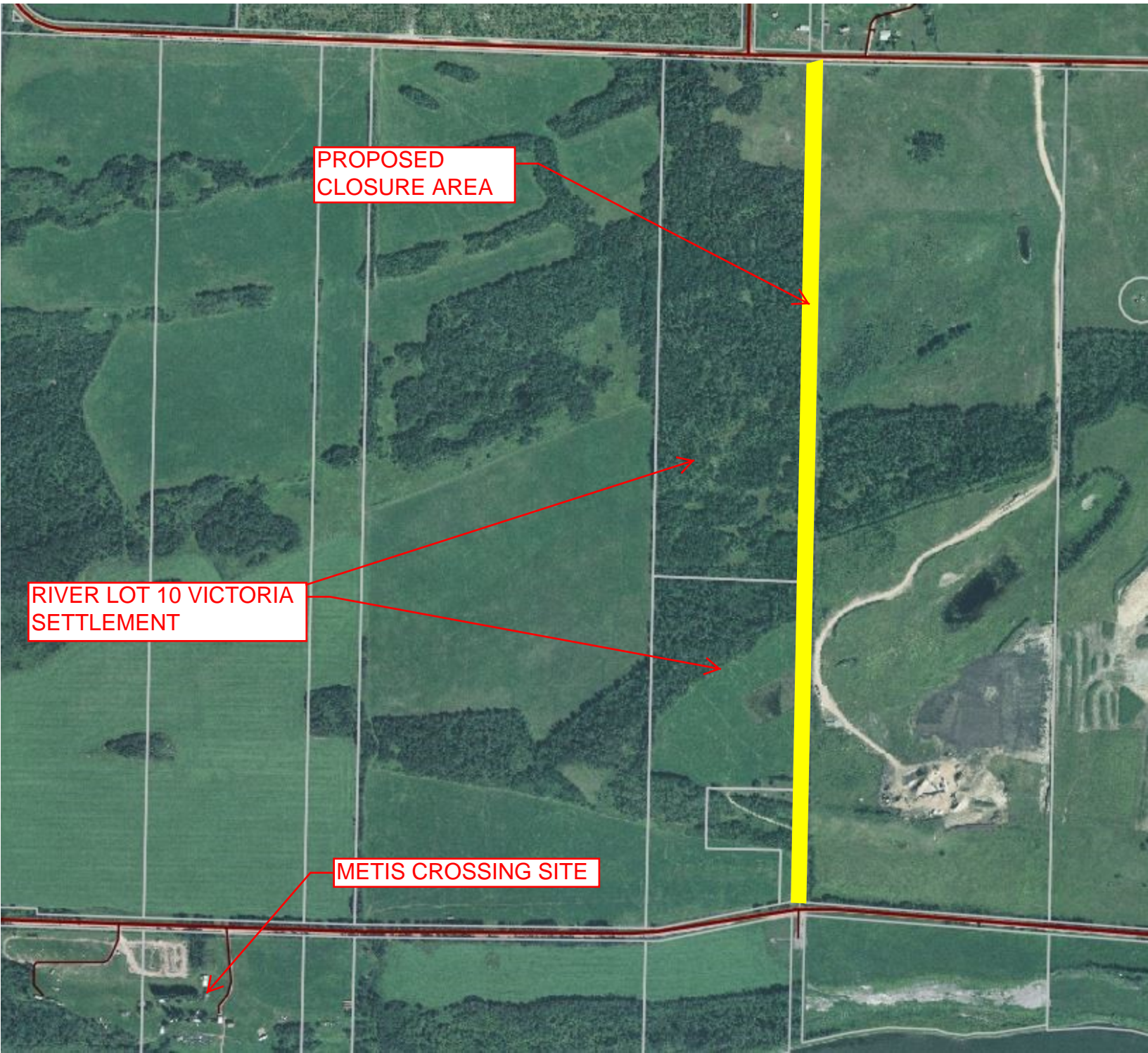
Received first reading this 26TH day of JANUARY, 2023.

\_\_\_\_\_  
Reeve  
Seal  
\_\_\_\_\_  
Chief Administrative Officer

Received SECOND READING this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Received THIRD READING and passed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Reeve  
Seal  
\_\_\_\_\_  
Chief Administrative Officer



PROPOSED  
CLOSURE AREA

RIVER LOT 10 VICTORIA  
SETTLEMENT

METIS CROSSING SITE



# Smoky Lake County

P.O. Box 310  
4612 McDougall Drive  
Smoky Lake, Alberta T0A 3C0  
Phone: 780-656-3730  
1-888-656-3730  
Fax: 780-656-3768  
[www.smokylakecounty.ab.ca](http://www.smokylakecounty.ab.ca)

February 1, 2023

File No. Road Closure RC-029

ATCO Electric  
[landinquiries@atcoelectric.com](mailto:landinquiries@atcoelectric.com)  
Land & Properties Acquisition  
12<sup>th</sup> Floor, 10035 – 105 Street  
Edmonton, AB  
T5J 2V6

**RE: Proposed Closure and Transfer of Undeveloped Government Road Allowance**

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Acknowledged and agreed to the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_

Sincerely,



**Jordan Ruegg**

Planning & Development Manager, Smoky Lake County



4612 - McDougall Drive, PO Box 310

Smoky Lake, Alberta T0A 3C0

e: [jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca)

p: (780) 656-3730 / c: (780) 650-5207

w: <http://www.smokylakecounty.ab.ca/>

ᑭᓴᑭᓴᑭᓴ ᑭᓴᑭᓴᑭᓴ (kaskapatau sakahigan / Smoky Lake) on Treaty 6 Territory, and Homeland of the Metis Nation

cc: Kyle Schole, Planning, Development & Heritage Assistant, Smoky Lake County [kschole@smokylakecounty.ab.ca](mailto:kschole@smokylakecounty.ab.ca)

Encl:

- *Bylaw 1429-22: Road Closure: Undeveloped Government Road Allowance - East Side of River Lot 10, Victoria Settlement*
- *Aerial Photo*

Jordan Ruegg

---

**From:** @ Electric Land Inquiries <LandInquiries@atcoelectric.com>  
**Sent:** February 1, 2023 11:06 AM  
**To:** Jordan Ruegg  
**Cc:** Lawrence, Tyson; Richards, Andrew  
**Subject:** INQ-2023-0032 Proposed Road Closure - Undeveloped Government Road Allowance Adjacent to East Property Line of River Lot 10, Victoria Settlement, Smoky Lake County  
**Attachments:** Letter\_Dated\_February\_1\_2023\_to\_ATCO\_Electric.pdf

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Good Morning Jordan,

ATCO is not affected by this road closure.





Thank you

**Rita Klasson**

Senior Land Administrator, Land Administration  
Lands - Electricity

T. 780 508-4688

A. 10<sup>TH</sup> Floor AC, 10035 – 105 Street, Edmonton AB T5J 1C8



[ATCO.com](http://ATCO.com) [LinkedIn](#) [Facebook](#) [Instagram](#) [Twitter](#)

*In the spirit of reconciliation, we acknowledge the traditional territories and homelands on which many of our ATCO operations and facilities are located. We honour and respect the diverse history, languages, ceremonies, and culture of the Indigenous Peoples who call these areas home.*



Please consider the environment before printing this e-mail

---

**From:** Jordan Ruegg <jruegg@smokylakecounty.ab.ca>

**Sent:** Wednesday, February 1, 2023 9:19 AM

**To:** @ Electric Land Inquiries <LandInquiries@atcoelectric.com>

**Cc:** Kyle Schole <kschole@smokylakecounty.ab.ca>

**Subject:** Proposed Road Closure - Undeveloped Government Road Allowance Adjacent to East Property Line of River Lot 10, Victoria Settlement, Smoky Lake County

**\*\*Caution – This email is from an external source. If you are concerned about this message, please report using Phish Alert Button in your Outlook for analysis.\*\***

Good morning.

Smoky Lake County proposes to close a portion of an undeveloped government road allowance located adjacent to River Lot 10, Victoria Settlement. Please see the attached letter for more information.

Please let me know if you have any questions.

Thanks,



**Jordan Ruegg, B.A., MPlan**

*Planning and Development Manager*

p:780-656-3730 or toll free 1-888-656-3730

c:780-650-5207

4612 - McDougall Drive, PO Box 310

Smoky Lake, Alberta, T0A 3C0

ᑭᑭᑭᑭᑭᑭ ᑭᑭᑭᑭᑭᑭ (kaskapatau sakahigan / Smoky Lake) on Treaty 6 Territory

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# Smoky Lake County

P.O. Box 310  
4612 McDougall Drive  
Smoky Lake, Alberta T0A 3C0

Phone: 780-656-3730  
1-888-656-3730

Fax: 780-656-3768  
[www.smokylakecounty.ab.ca](http://www.smokylakecounty.ab.ca)

February 1, 2023

File No. Road Closure RC-029

ATTN: DANIEL MORIC  
SMOKY LAKE COUNTY GAS DEPARTMENT  
BOX 310  
SMOKY LAKE, AB  
T0A 3C0

**RE: Proposed Closure and Transfer of Undeveloped Government Road Allowance**

On behalf of Smoky Lake County, this letter serves as notification that Smoky Lake County intends to close and transfer a portion of an undeveloped government road allowance, located directly east of River Lot 10, Victoria Settlement, Smoky Lake County.

Attached is a copy of proposed Smoky Lake County Bylaw 1429-22, which includes a sketch showing the proposed closure area and an aerial photograph showing the location of the above noted closure for reference. Please advise whether you have any objections to the proposed closure and/or whether you an require easement to be granted across the proposed closure area. Please *email your written reply* to the undersigned within **fourteen (14) days**.

If an easement is required, please provide three fully executed easement documents by your firm. The documents affecting the easement will be forwarded to Alberta Transportation for final execution. If an easement is not required, please sign this letter in the space provided below and return to the undersigned.

If you have any questions or concerns or require further information, please do not hesitate to contact the undersigned at 780-656-3730 or by email at [jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca). I appreciate your earliest response in this regard. Thank you.

**If your agency has no objections to the foregoing, and if your agency does not require an easement across the proposed closure area, would you kindly indicate your acceptance by signing this letter in the space provided below and return it to our office.**

Acknowledged and agreed to the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_

Sincerely,



**Jordan Ruegg**

Planning & Development Manager, Smoky Lake County



4612 - McDougall Drive, PO Box 310

Smoky Lake, Alberta T0A 3C0

e: [jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca)

p: (780) 656-3730 / c: (780) 650-5207

w: <http://www.smokylakecounty.ab.ca/>

ᑭᓴᑭᓴᑭᓴ ᑭᓴᑭᓴᑭᓴ (kaskapatau sakahigan / Smoky Lake) on Treaty 6 Territory, and Homeland of the Metis Nation

cc: Kyle Schole, Planning, Development & Heritage Assistant, Smoky Lake County [kschole@smokylakecounty.ab.ca](mailto:kschole@smokylakecounty.ab.ca)

Encl:

- *Bylaw 1423-22: Road Closure: Undeveloped Government Road Allowance - East Side of River Lot 10, Victoria Settlement*
- *Aerial Photo*



Jordan Ruegg

**From:** Daniel Moric  
**Sent:** February 1, 2023 9:35 AM  
**To:** Jordan Ruegg  
**Cc:** Kyle Schole  
**Subject:** RE: Proposed Road Closure - Undeveloped Government Road Allowance Adjacent to East Property Line of River Lot 10, Victoria Settlement, Smoky Lake County

Good morning Jordan

No issues or concerns from Smoky lake County Natural Gas Department. I will place an executed copy on your desk.

Thank you



**Daniel Moric**  
*Natural Gas Manager*  
p:780-656-3730 ext 125 or toll free 1-888-656-3730  
c:780-656-5734  
4612 - McDougall Drive, PO Box 310  
Smoky Lake, Alberta, T0A 3C0

ᑭᓱᑦᑭᓱᑦ ᑭᓱᑦᑭᓱᑦ (kaskapatau sakahigan / Smoky Lake) on Treaty 6 Territory

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**From:** Jordan Ruegg <jruegg@smokylakecounty.ab.ca>  
**Sent:** February 1, 2023 9:22 AM  
**To:** Daniel Moric <dmoric@smokylakecounty.ab.ca>  
**Cc:** Kyle Schole <kschole@smokylakecounty.ab.ca>  
**Subject:** Proposed Road Closure - Undeveloped Government Road Allowance Adjacent to East Property Line of River Lot 10, Victoria Settlement, Smoky Lake County

Good morning Daniel.

Smoky Lake County proposes to close a portion of an undeveloped government road allowance located adjacent to River Lot 10, Victoria Settlement. Please see the attached letter for more information.

Please let me know if you have any questions.

Thanks,



**Jordan Ruegg, B.A., MPlan**  
*Planning and Development Manager*  
p:780-656-3730 or toll free 1-888-656-3730  
c:780-650-5207  
4612 - McDougall Drive, PO Box 310  
Smoky Lake, Alberta, T0A 3C0

ᑭᓱᑦᑭᓱᑦ ᑭᓱᑦᑭᓱᑦ (kaskapatau sakahigan / Smoky Lake) on Treaty 6 Territory

**PUBLIC HEARING ATTACHMENT #2 - Page 18 of 22**

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# Smoky Lake County

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4612 McDougall Drive  
Smoky Lake, Alberta T0A 3C0  
Phone: 780-656-3730  
1-888-656-3730  
Fax: 780-656-3768  
[www.smokylakecounty.ab.ca](http://www.smokylakecounty.ab.ca)

February 1, 2023

File No. Road Closure RC-029

TELUS COMMUNICATIONS  
[rightofwayab@telus.com](mailto:rightofwayab@telus.com)  
10035-102 STREET, 10<sup>TH</sup> FLOOR  
EDMONTON, AB  
T5J 0E5

**RE: Proposed Closure and Transfer of Undeveloped Government Road Allowance**

On behalf of Smoky Lake County, this letter serves as notification that Smoky Lake County intends to close and transfer a portion of an undeveloped government road allowance, located directly east of River Lot 10, Victoria Settlement, Smoky Lake County.

Attached is a copy of proposed Smoky Lake County Bylaw 1429-22, which includes a sketch showing the proposed closure area and an aerial photograph showing the location of the above noted closure for reference. Please advise whether you have any objections to the proposed closure and/or whether you an require easement to be granted across the proposed closure area. Please *email your written reply* to the undersigned within **fourteen (14) days**.

If an easement is required, please provide three fully executed easement documents by your firm. The documents affecting the easement will be forwarded to Alberta Transportation for final execution. If an easement is not required, please sign this letter in the space provided below and return to the undersigned.

If you have any questions or concerns or require further information, please do not hesitate to contact the undersigned at 780-656-3730 or by email at [jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca). I appreciate your earliest response in this regard. Thank you.

**If your agency has no objections to the foregoing, and if your agency does not require an easement across the proposed closure area, would you kindly indicate your acceptance by signing this letter in the space provided below and return it to our office.**

Acknowledged and agreed to the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_

Sincerely,



**Jordan Ruegg**

Planning & Development Manager, Smoky Lake County



4612 - McDougall Drive, PO Box 310

Smoky Lake, Alberta T0A 3C0

e: [jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca)

p: (780) 656-3730 / c: (780) 650-5207

w: <http://www.smokylakecounty.ab.ca/>

ᑭᓴᑭᓴᑭᓴ ᑭᓴᑭᓴᑭᓴ (kaskapatau sakahigan / Smoky Lake) on Treaty 6 Territory, and Homeland of the Metis Nation

cc: Kyle Schole, Planning, Development & Heritage Assistant, Smoky Lake County [kschole@smokylakecounty.ab.ca](mailto:kschole@smokylakecounty.ab.ca)

Encl:

- *Bylaw 1429-22: Road Closure: Undeveloped Government Road Allowance - East Side of River Lot 10, Victoria Settlement*
- *Aerial Photo*

**Jordan Ruegg**

---

**From:** circulations <circulations@telus.com>  
**Sent:** February 1, 2023 2:45 PM  
**To:** Jordan Ruegg  
**Subject:** RE: Proposed Road Closure - Undeveloped Government Road Allowance Adjacent to East Property Line of River Lot 10, Victoria Settlement, Smoky Lake County

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Good Afternoon

Thank you for including TELUS in your circulation  
At this time, TELUS has no concerns with the proposed activities.

Thanks,

**Jaylene Perkins** (*she/her*)  
**Real Estate Specialist**  
**Network Engineering & Operations (NEO) | TELUS | Rights of Way**  
18811 107 Avenue NW, Edmonton, AB T5S 2L9  
**The future is friendly®**  
[circulations@telus.com](mailto:circulations@telus.com)

**From:** rightofway A B <rightofwayab@telus.com>  
**Sent:** Wednesday, February 1, 2023 10:10 AM  
**To:** circulations <circulations@telus.com>  
**Subject:** Fwd: Proposed Road Closure - Undeveloped Government Road Allowance Adjacent to East Property Line of River Lot 10, Victoria Settlement, Smoky Lake County

ABN

**Real Estate Specialist**

**Network Engineering & Operations (NEO) | TELUS | Rights of Way**  
Office: 403-384-3066 | [rightofwayAB@telus.com](mailto:rightofwayAB@telus.com)

----- Forwarded message -----

**From:** **Jordan Ruegg** <[jruegg@smokylakecounty.ab.ca](mailto:jruegg@smokylakecounty.ab.ca)>  
**Date:** Wed, Feb 1, 2023 at 9:22 AM  
**Subject:** Proposed Road Closure - Undeveloped Government Road Allowance Adjacent to East Property Line of River Lot 10, Victoria Settlement, Smoky Lake County  
**To:** [rightofwayAB@telus.com](mailto:rightofwayAB@telus.com) <[rightofwayAB@telus.com](mailto:rightofwayAB@telus.com)>  
**Cc:** Kyle Schole <[kschole@smokylakecounty.ab.ca](mailto:kschole@smokylakecounty.ab.ca)>





**Public Hearing Bylaw No. 1429-23**  
**Public Hearing Date: March 16, 2023**  
**Public Hearing Time: 9:15 a.m.**  
**Held in the Smoky Lake County Council Chambers & virtually via Zoom**

## RELEVANT LEGISLATION

### ROAD CLOSURES

#### Municipal Government Act, R.S.A. 2000

**Section 18(1)** Subject to this or any other Act, a municipality has the direction, control and management of all roads within the municipality.

**Section 22(1)** No road in a municipality that is subject to the direction, control and management of the municipality may be closed except by bylaw.

(2) A bylaw closing a road must be advertised.

(3) A bylaw closing a road made by the Council of a municipality that is not a city has no effect unless it is approved by the Minister of Transportation before the bylaw receives second reading.

(4) Before passing a bylaw closing a road, a person who claims to be affected prejudicially by the bylaw or that person's agent must be given the opportunity to be heard by the Council.

### PUBLIC HEARINGS

#### Municipal Government Act, R.S.A. 2000

**216.4(1)** When this or another enactment requires council to hold a public hearing on a proposed bylaw or resolution, the public hearing must be held, unless another enactment specifies otherwise,

(a) before second reading of the bylaw, or

(b) before council votes on the resolution.

(2) If a public hearing is held on a proposed bylaw or resolution, council must conduct the hearing during a regular or special meeting of council.

(3) A council by bylaw establishes procedures for public hearings.

(4) In the public hearing, council

(a) must hear any person, group of persons, or person representing them, who claims to be affected by the proposed bylaw or resolution and who has complied with the procedures outlined by the council, and

(b) may hear any other person who wishes to make representations and whom the council agrees to hear.

(5) After considering the representations made to it about a proposed bylaw or resolution at a public hearing and after considering any other matter it considers appropriate, council may

- (a) pass the bylaw or resolution,
- (b) make any amendment to the bylaw or resolution it considers necessary and proceed to pass it without further advertisement or hearing, or
- (c) defeat the bylaw or resolution.

(6) The minutes of the council meeting during which a public hearing is held must record the public hearing to the extent directed by council.

## **REQUIREMENTS FOR ADVERTISING**

### *Municipal Government Act, R.S.A. 2000*

**606(1)** The requirements of this section apply when this or another enactment requires a bylaw, resolution, meeting, public hearing or something else to be advertised by a municipality, unless this or another enactment specifies otherwise.

(2) Notice of the bylaw, resolution, meeting, public hearing or other thing must be

- (a) published at least once a week for 2 consecutive weeks in at least one newspaper or other publication circulating in the area to which the proposed bylaw, resolution or other thing relates, or in which the meeting or hearing is to be held, or
- (b) mailed or delivered to every residence in the area to which the proposed bylaw, resolution or other thing relates, or in which the meeting or hearing is to be held.

(3) A notice of a proposed bylaw must be advertised under subsection (2) before second reading.

(4) A notice of a proposed resolution must be advertised under subsection (2) before it is voted on by council.

(5) A notice of a meeting, public hearing or other thing must be advertised under subsection (2) at least 5 days before the meeting, public hearing or thing occurs.

(6) A notice must contain

- (a) a statement of the general purpose of the proposed bylaw, resolution, meeting, public hearing or other thing,
- (b) the address where a copy of the proposed bylaw resolution or other thing, and any document relating to it or to the meeting or public hearing may be inspected,
- (c) in the case of a bylaw or resolution, an outline of the procedure to be followed by anyone wishing to file a petition in respect of it, and
- (d) in the case of a meeting or public hearing, the date, time and place where it will be held.

(7) A certificate of a designated officer certifying that something has been advertised in accordance with this section is proof, in the absence of evidence to the contrary, of the matters set out in that certificate.

(8) The certificate is admissible as evidence without proof of the appointment or signature of the person who signed the certificate.

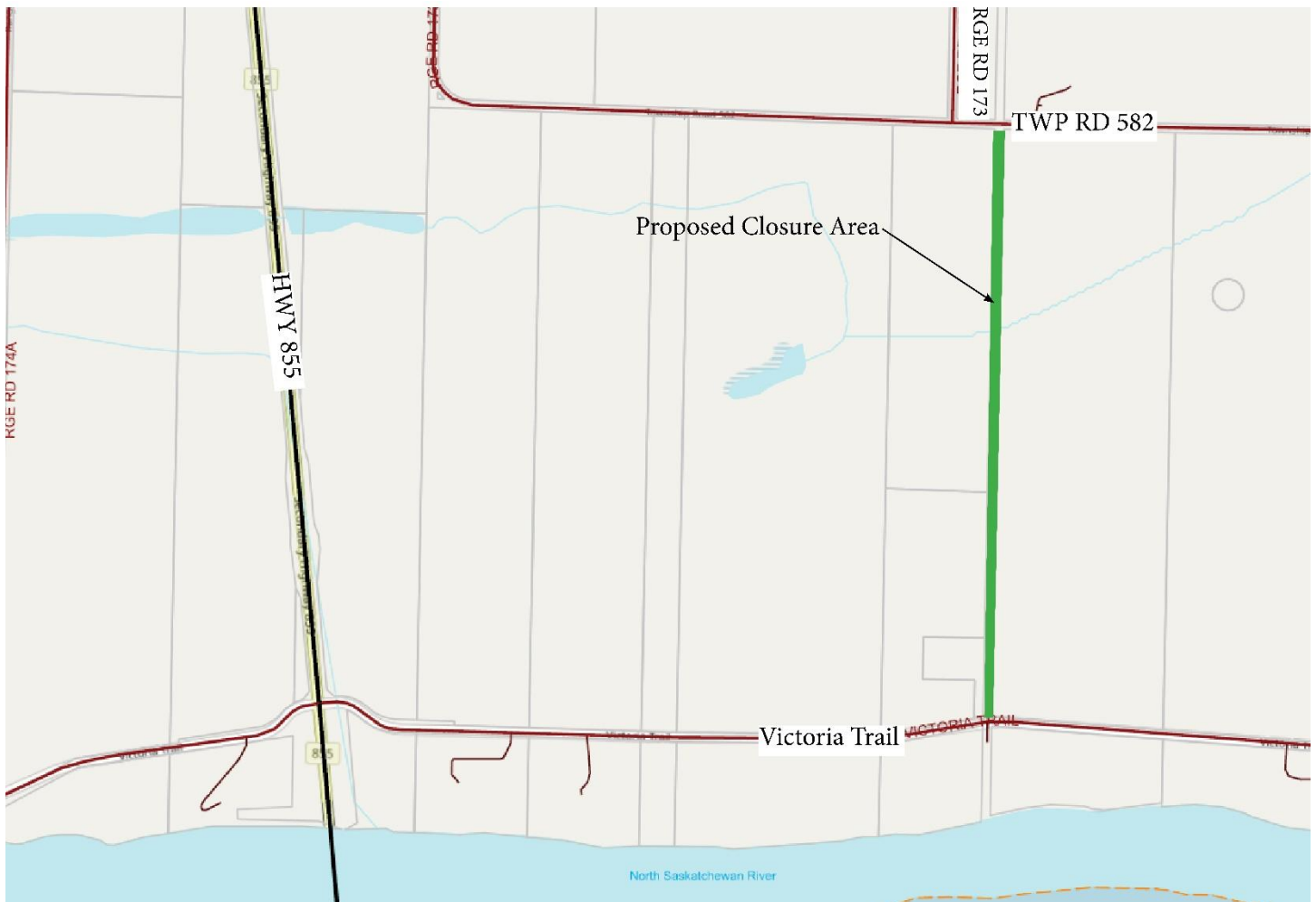




4612 McDougall Drive, PO Box 310, Smoky Lake, AB T0A 3C0  
Phone: 780-656-3730 Fax: 780-656-3668  
Email: [county@smokylakecounty.ab.ca](mailto:county@smokylakecounty.ab.ca) Website: [www.smokylakecounty.ab.ca](http://www.smokylakecounty.ab.ca)

**NOTICE OF PUBLIC HEARING - ROAD CLOSURE BYLAW 1429-23**

**TAKE NOTICE**, that pursuant to the Section 22, Section 216.4 and Section 606 of the Municipal Government Act, the Council of Smoky Lake County is proposing to adopt Bylaw 1429-23 to close and dispose of, a portion of Undeveloped Government Road Allowance, located along the East Side of River Lot 10 (Victoria Settlement).



The Public Hearing to obtain public input on proposed Bylaw No. 1429-23 will be held at the location and on the date and time as follows:

**Date:** March 16, 2023

**Time:** 9:15 a.m.

**Place:** 4612 McDougall Drive,  
Smoky Lake, Alberta  
& online via Zoom

<https://us02web.zoom.us/j/86085444606?pwd=aXJNaVpJc0hUdG81MG1DNmxWbVZmZz09>

AND FURTHER TAKE NOTICE THAT anyone wishing to make a verbal or written representation may do so at the hearing, or by providing the representation to the County's Chief Administrative Officer before 4:00 p.m. on Monday, March 13, 2023. *It would be beneficial for individuals to provide advance notice to the County at (780) 656-3730 of their intention to make a presentation at the hearing.*

AND FURTHER TAKE NOTICE THAT a copy of the proposed Bylaw may also be inspected at the Smoky Lake County office located at 4612 McDougall Drive, Smoky Lake, Alberta, & online at [www.smokylakecounty.ab.ca](http://www.smokylakecounty.ab.ca).

Jordan Ruegg  
Planning & Development Manager/  
Development Authority Officer  
Smoky Lake County  
4612 McDougall Drive, Box 310, Smoky Lake, AB T0A 3C0