BYLAW NO. 2000-09

OF THE MUNICIPAL DISTRICT OF LESSER SLAVE RIVER

Being a By-law of the Municipal District of Lesser Slave River in the Province of Alberta to provide for the imposition and collection of off-site levies.

WHEREAS the Municipal Government Act, Section 648, statue of Alberta 1994, Chapter M-26 provides that a Council of a Municipality may impose payment of off-site levies in respect of lands that are to be developed or subdivided and to authorize agreements to be entered into in respect of the payment of the levies; and

WHEREAS the Council of the Municipal District of Lesser Slave River deems it desirable and expedient to impose the following off-site levies and to enter into agreements in respect of the payment of the levies for the provision of municipal services.

NOW THEREFORE, Council of the Municipal District of Lesser Slave River, in the Province of Alberta, duly assembled, hereby adopts the Schedule of Fees as attached to and forming part of this bylaw as Schedule "A" which may be changed by Council resolution from time to time.

1. In this Bylaw:

   a) "Council" means Council of the Municipal District of Lesser Slave River.

   b) "Municipality" means the Municipal District of Lesser Slave River.

   c) "Development Lands" means those lands described in Schedule "A" attached hereto and forming part of this By-Law, which are proposed for residential, commercial or industrial developments/subdivisions.

2. Where an application is made to the Municipality for development or subdivision, the applicant or the owner, as the case may be, shall enter into a development agreement with the municipality.

3. The Municipality is hereby authorized to levy:

   a) against all country residential and residential property located in the Development Lands, and

   b) against all non-residential property located in the Development Lands,

   such sums as are hereinafter set forth, for the purpose of offsetting part of the capital costs for providing upgraded or expanded capacity in facilities for the treatment of sewage, water supply and storm sewer drainage and management for the Development Lands, including such facilities constructed or paid for previously by the Municipality.

4. Except as otherwise provided herein, each development agreement entered into by the Municipality in respect of any of the Development Lands shall make provision for the payment of all off-site levies imposed by this By-Law and the applicable Schedule "A" of this By-Law. The off-site levies imposed by this By-Law are determined in accordance with Schedule "A" .

5. Council shall be at liberty from time to time by resolution to exempt or defer or to partially exempt or defer the collection of off-site levies in the case of the development of lands owned in whole or in part by a public service body or bodies where development of the lands will be used in whole or in part for public service purposes.

6. Nothing in this By-Law precludes the Municipality from imposing further or different off-site levies, duly enacted by By-Law on any portion of the Development Lands in respect of which the Municipality has not collected the off-site levies imposed under this By-Law or any previous off-site levy By-Law authorized by statute.

7. In the event that any provision of this By-Law is found to be contrary to law by any Court of competent jurisdiction, then the same shall be severed and the remainder of the By-Law shall be full force and effect.

8. This By-Law shall take affect as and from the third and final reading.

Bylaw 95-27 is hereby rescinded.

READ A FIRST TIME THIS 13 DAY OF December, 2000.

READ A SECOND TIME THIS 13 DAY OF December, 2000.

READ A THIRD TIME AND FINALLY PASSED THIS 24 DAY OF January, 2001.

Reeve

CAO

MUNICIPAL DISTRICT OF LESSER SLAVE RIVER NO. 124

SCHEDULE "A"

BYLAW 2000-09 – OFFSITE LEVIES

The M.D. of Lesser Slave River No. 124 impose the following levies as follows:

1) For all subdivisions with a municipal water system on a per lot basis there shall be an offsite fee of $1000.00

2) For all subdivisions with a municipal water system and sewer system on a per lot basis there shall be an offsite fee of $2000.00

3) For all subdivisions with no water or sewer systems there shall be an offsite levy fee of $200.00/lot

4) Where existing services are available a developer who plans to hook up to the infrastructure will be expected to contribute towards the initial capital costs. The Developer Agreement is where the costs are agreed upon and executed.

6) The Developer will pay for all or a portion of the costs of an improvement constructed or paid for in whole or in part by the Municipality at any time prior to the date of approval of the Development Permit or Subdivision Approval.

Fees are payable upon the execution of a Developer's Agreement.