



## TOWN OF HINTON BYLAW NO. 1088-5

### BYLAW OF THE TOWN OF HINTON IN THE PROVINCE OF ALBERTA TO AMEND BYLAW No, 1088 THE LAND USE BYLAW IN THE SAID TOWN

#### WHEREAS

The Land Use Bylaw for the Town of Hinton was adopted on the 6<sup>th</sup> day of September, 2016, By-Law No. 1088, which was initiated under the Authority of Section 639 of the Municipal Government Act, R.S.A. 2000, Chapter M-26 current as at January 1, 2018

#### AND WHEREAS

Authority for Amendments is provided for by Part 17 of the Municipal Government Act, R.S.A. 2000, Chapter M-26 current as at January 1, 2018.

**NOW THEREFORE** the Municipal Council of the Town of Hinton in session duly assembled hereby enacts as follows:

1. That Bylaw No. 1088 of the Town of Hinton is hereby amended by the following changes:

Attachment #1- provides an Edits Overview that summarizes the proposed amendments with rationale as it pertains to the MGA and/or word edit changes for clarity.

Attachment #2- redlined version of proposed LUB incorporating the Edits Overview in Attachment #1.

Attachment #3 – Area Map Rezones

1. 506 - 570 Carmichael Lane  
From C-SHP Shopping Centre Commercial to C-HWY Highway Commercial
  2. North Street and Veats Avenue  
From I-LHT Light Industrial to I-BUS Business Industrial
  3. 418 - 432 Carmichael Lane  
From C-SHP Shopping Centre Commercial to C-HWY Highway Commercial
  4. 158-162 Pembina Avenue and 263 Gregg Avenue  
From C-NOD Urban Node Commercial to C-HWY Highway Commercial
  5. 310 - 360 Boutin Avenue  
From R-M2 Medium to high Density Multiple Dwelling Residential to R-M1 Low Density Multiple Dwelling Residential
  6. Felaber Road (north side)  
From I-BUS Business Industrial to I-LHT Light Industrial
  7. 131 Milner Road  
From S-FUD Future Urban Development to I-HVY Heavy Industrial
2. This Bylaw shall take effect on the day of final passing thereof.
  3. This Bylaw was advertised in the Hinton Voice on March 1 and 8, 2018, and the Public Hearing was held on March 20, 2018.

READ A FIRST TIME THIS 20<sup>TH</sup> DAY OF FEBRUARY, 2018.

READ A SECOND TIME THIS 20<sup>TH</sup> DAY OF MARCH, 2018.

READ A THIRD TIME THIS 20<sup>TH</sup> DAY OF MARCH, 2018.

  
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MAYOR

  
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CHIEF ADMINISTRATIVE OFFICER

**Attachment #1  
Edits Overview**

Red Line Version - LUB #1088-5

Amendment - March 2018

Page	Policy	Amendment	Rationale
4	1-11	<p><b>STOP ORDER</b> Pursuant to Section 645 of the Act where an offence the Bylaw occurs, the Development Authority may by written notice, order the owner or the person in possession of the land or buildings, or the person responsible for the contravention to:</p> <ul style="list-style-type: none"> <li>g) Stop the development or use of the land or buildings in whole or in part as directed by the notice;</li> <li>h) Demolish, remove or replace the development; or</li> <li>i) Carry out any other actions required by the notice so that the development or use of the land or building complies with the Bylaw.</li> </ul>	Added enforcement measure to support Provincial Orders being issued when necessary.
4	1-11	<p><b>STOP ORDER</b> Pursuant to Section 645 of the Act where an offence the Bylaw occurs, the Development Authority may by written notice, order the owner or the person in possession of the land or buildings, or the person responsible for the contravention to:</p> <ul style="list-style-type: none"> <li>j) Stop the development or use of the land or buildings in whole or in part as directed by the notice;</li> <li>k) Demolish, remove or replace the development; or</li> <li>l) Carry out any other actions required by the notice so that the development or use of the land or building complies with the Bylaw.</li> </ul>	Added enforcement measure to support Provincial Orders being issued when necessary.
9-10	2-16 e)	xiii. Any other pertinent information required by the Development Authority respecting the site;	Delete (merge with 2-16 f) as shown below.
10	2-16 f)	<del>Such other plans, photographs or other documents or information of any kind that the Development Authority in its sole discretion considers necessary to properly evaluate the proposed development</del> Any other pertinent information required by the Development Authority respecting the site, including by not limited to the following:	Provides clarity
13	2-27	<p><b>Return of Application:</b> A Development Permit application shall be returned to the Applicant <del>within twenty (20) days after receipt of the application, together with Notice and a list of any outstanding documents and information,</del> and/or the appropriate refund in compliance with fees as set by a Resolution of Council when:</p> <ul style="list-style-type: none"> <li>a) The Development Permit application is deemed to be incomplete; or</li> <li>b) Additional information is required to process the Development Permit application;</li> </ul> <p><b>Not Deemed Received:</b></p> <ul style="list-style-type: none"> <li>c) A Development Permit application returned to the Applicant shall be deemed not to have been received by the Development Authority until all required details have been submitted.</li> </ul> <p>If the additional information or documents referred to in the Notice noted above are not received by the date set out in the Notice, the application is deemed refused. The Development</p>	Changes to MGA (MMGA)

		Authority must issue a Notice that the application has been refused and the reason for refusal.	
13	2-28	A Development Permit application shall not be considered complete and received until such time as the 'Development Permit Application Requirements' (Section 2-16) have been met to the satisfaction of the Development Authority and the appropriate fees are paid in full. The Development Authority shall, within twenty (20) days after receipt of an application for a Development Permit, determine whether the application is complete. If no decision is made within twenty (20) days, or within some other time period agreed to, the application is deemed to be complete. The Development Authority must issue an acknowledgment that the application is complete.	Changes to MGA (MMGA)
14	2-34 b)iii	That an appeal may be made by a person affected by the decision by serving written notice of the appeal to the IMARSDAB within <del>fourteen (14)</del> twenty-one (21) days after the date the Development Permit was issued and/or published, ...	Changes to MGA (MMGA)
16	2-36	A Development Permit does not come into effect until <del>fifteen (15)</del> twenty-two (22) days after the latest of the dates set out in the 'Effective Date of Notice' (Section 2-35).	Changes to MGA (MMGA)
29	3-39	Shall be erected no more than sixty (60) days prior to the election date and shall be removed within seven (7) days after the election to which they refer	Provides clarity
29	3-40	<del>Means a flat sign that runs parallel to a Building face to which it is attached, that is either painted on or attached flush to the Building face.</del> Means a flat sign that is attached flush to a Building face or is painted on.	Provides clarity
32	3-48 h)	<del>Parking for the physically handicapped shall be</del> The number of stalls for the physically handicapped shall be discretionary and considered as part of the number of stalls required for a given development;	
35	3-54	<del>MINIMUM TYPICAL PARKING FACILITY STALL DIMENSIONS</del> Unless otherwise specified, the <del>minimum</del> typical width and depth of automobile Parking Stalls is as follows: <ul style="list-style-type: none"> <li>• Basic Stall: 6.0 metres x 2.75 metres</li> <li>• Parallel Stall: 7.0 metres x 2.8 metres</li> <li>• Loading Stall: 9.2 metres x 3.1 metres</li> <li>• Handicapped Stall: 6.0 metres x 4.0 metres</li> </ul> <b>Table 3 - ANGLED PARKING DIMENSIONS</b> <del>Small Car Lot Stall:</del>	Added Loading and Handicapped Stalls, provided clarity on heading
38	3-66 e)	At least one (1) off-street parking stall shall be required;	Clarity
53	R-M1	Add: Minimum Parcel Dimensions for Standard, Irregular, and Corner lots	Oversight - not added when Single Detached Dwelling added as a Discretionary Use
59	I-BUS	Add: Crematorium to Discretionary Uses	
60	I-ECO	Add: Crematorium to Discretionary Uses	
60	I-LHT	Add: Crematorium to Discretionary Uses	
70	Glossary	Add: <b>CREMATORIUM</b> - means a facility fitted with proper appliances for the purpose of cremation of human and animal remains, and includes everything incidental to that Use;	
73	Glossary	<b>FUNERAL HOME:</b> add This shall not include a Crematorium	

**Town of Hinton  
Bylaw 1088-5  
Attachment #2**

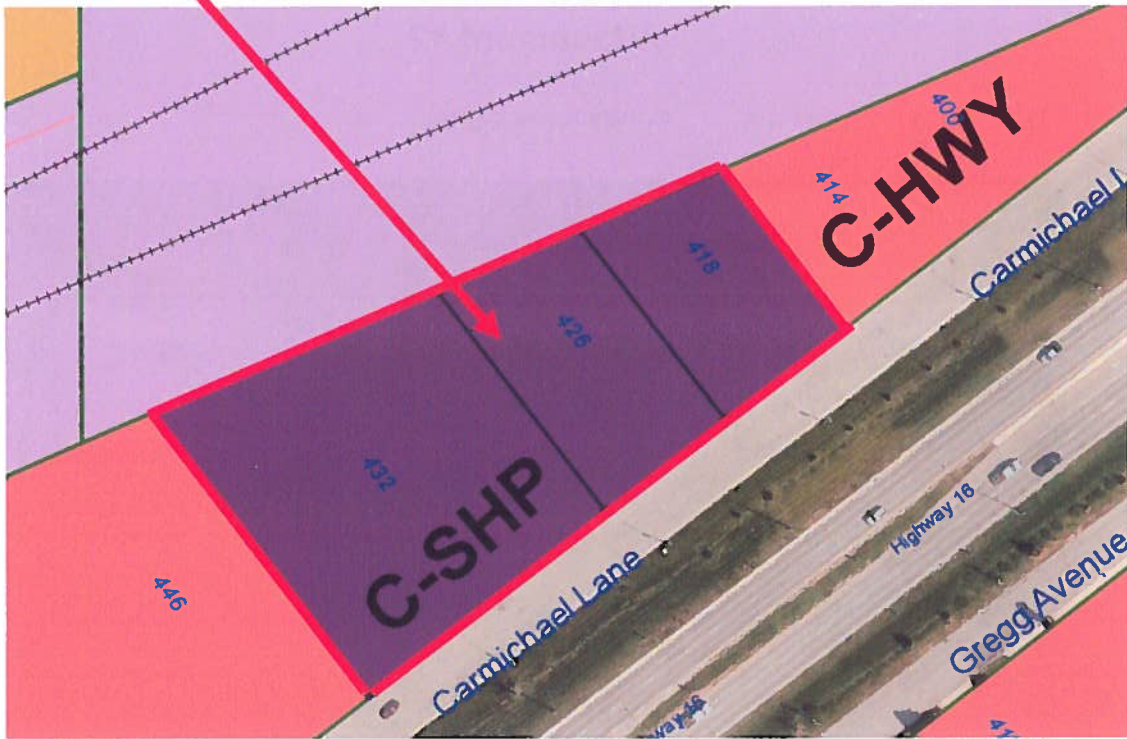
- 1. 506 - 570 Carmichael Lane C-HWY (from C-SHP)**



- 2. North Street and Veats Avenue I-BUS (from I-LHT)**



3. 418 - 432 Carmichael Lane C-HWY (from C-SHP)



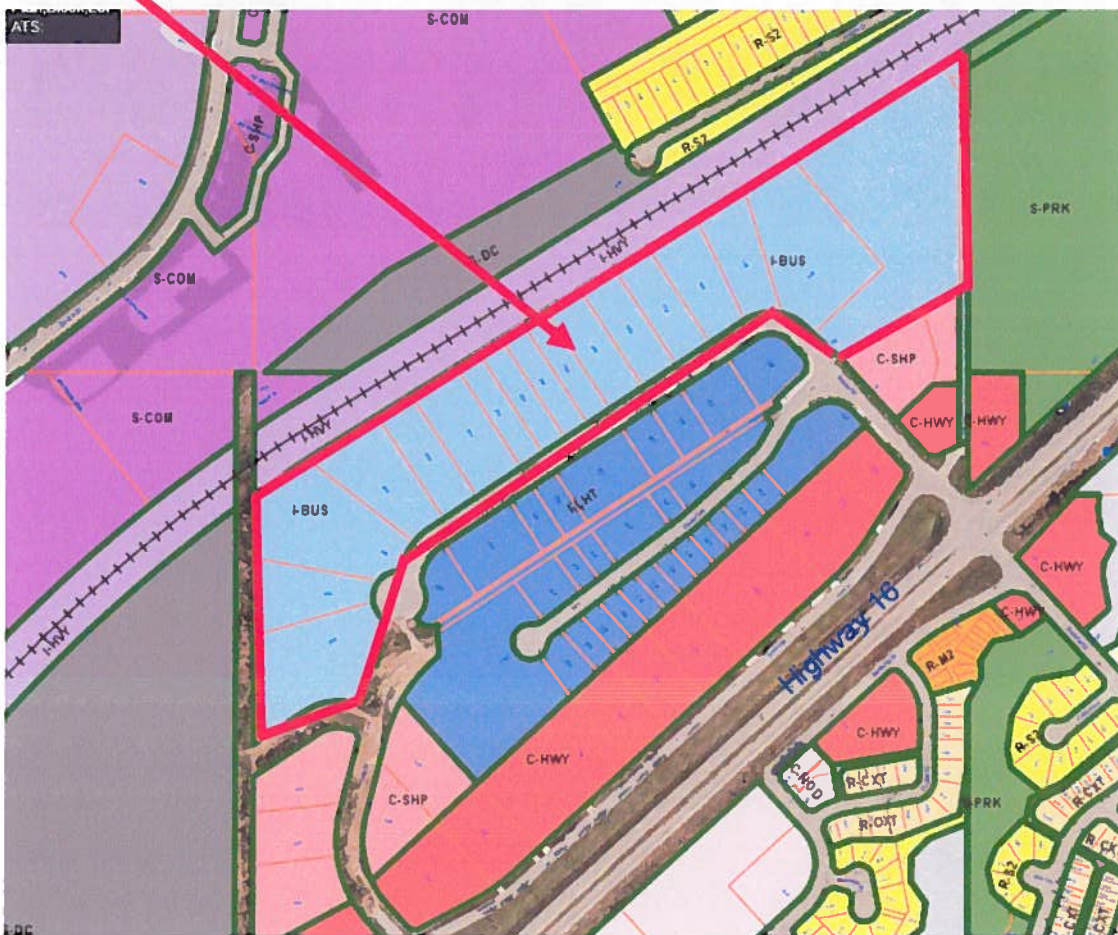
4. 158-162 Pembina Avenue and 263 Gregg Avenue C-HWY (from C-NOD)



5. 310 - 360 Boutin Avenue R-M1 (from R-M2)



6. Felaber Road (north side) I-LHT (from I-BUS)



7. 131 Milner Road

I-HVY (from S-FUD)

