

# **THE TOWN OF DRUMHELLER**

## **BY-LAW NUMBER 09.13**

**THIS IS A BY-LAW OF THE TOWN OF DRUMHELLER**, in the Province of Alberta for the purpose of closing a portions of an unused and undeveloped Original Road Allowance, Street and Lane to public travel and acquiring title to these lands in the name of THE TOWN OF DRUMHELLER for retention or sale as Council may determine; in accordance with the Section 22 of the Municipal Government Act, Chapter M-26, Revised Statutes of Alberta 2000, as amended.

**WHEREAS;** a portion of an Original Road Allowance (17<sup>th</sup> . Street S.W.), a portion of Street (16<sup>th</sup> . Street S.W.) an a potion of a Lane hereinafter described are not required for public travel and an application has been made to the Town of Drumheller to have these undeveloped Original Road Allowance closed, and

**WHEREAS;** these portions of an Original Road Allowance (17<sup>th</sup> . Street S.W.), Street (16<sup>th</sup> . Street S.W.) and Lane have not been developed, have never been used for public travel and will never be required for public road or other public purposes in the foreseeable future, and

**WHEREAS;** a notice was published in the Insider once a week for two consecutive weeks; on May 3, 2013 and again on May 10, 2013 the last of such publications being at least five days before the day fixed for the passing of this By-Law, and

**WHEREAS:** the Council of the Town of Drumheller held a public hearing on the May 21<sup>st</sup>, 2013 at their regular or special meeting of Council in which all interested parties were provided an opportunity to be heard, and

**WHEREAS:** the Council of THE TOWN OF DRUMHELLER was not petitioned for an opportunity to be heard by any person prejudicially affected by this By-Law;

**NOW THEREFORE;** be it resolved that THE COUNCIL of THE TOWN OF DRUMHELLER, in the Province of Alberta does hereby enact to close the following described portions of the Original Road Allowance (17<sup>th</sup> . Street S.W.); Street on Plan 4790 D.O. (16<sup>th</sup> . Street S.W.) and Lane on Plan 4790 D.O. from public use, obtain title to same in the name of THE TOWN OF DRUMHELLER, a Municipal Body Corporate, of 703 2nd. Avenue East, DRUMHELLER, Alberta. T0J 0Y3.

### **ORIGINAL ROAD ALLOWANCE, STREET AND LANE CLOSED BY THIS BY-LAW**

1. THAT PORTION OF LANE CREATED BY PLAN 4790 D.O.  
WHICH LIES SOUTH OF THE EASTERLY PRODUCTION OF THE NORTH  
BOUNDARY OF LOT 9, BLOCK 12, PLAN 4790 D.O.  
CONTAINING 0.028 OF A HECTARE ( 0.07 OF AN ACRE) MORE OR LESS.  
EXCEPTING THEREOUT ALL MINES AND MINERALS.
2. THAT PORTION OF STREET (16<sup>TH</sup> . STREET N.W.) CREATED BY PLAN 4790 D.O.  
WHICH LIES SOUTH OF THE WESTERLY PRODUCTION OF THE NORTH  
BOUNDARY OF LOT 9, BLOCK 12, PLAN 4790 D.O.  
0.105 OF A HECTARE ( 0.26 OF AN ACRE) MORE OR LESS.
3. THAT PORTION OF THE ORIGINAL ROAD ALLOWANCE LYING  
BETWEEN THE WESTERLY PRODUCTION OF THE NORTH AND SOUTH  
BOUNDARIES OF PARCEL - >D=, PLAN 977 D.E.  
CONTAINING 0.235 OF A HECTARE (0.58 ACRE) MORE LESS  
EXCEPTING THEREOUT ALL MINES AND MINERALS.

2.  
**BY-LAW NUMBER 09.13**

4. THAT PORTION OF THE ORIGINAL ROAD ALLOWANCE LYING WEST OF THE S.W. 1/4 SEC. 10, TOWNSHIP 29, RANGE 20, W. 4<sup>TH</sup>. MERIDIAN AND SOUTH OF THE WESTERLY PRODUCTION OF THE SOUTH BOUNDARY OF PARCEL ->D= ON PLAN 977 D.E. CONTAINING 0.354 OF A HECTARE (0.87 OF AN ACRE) MORE OR LESS. EXCEPTING THEREOUT ALL MINES AND MINERALS.
5. THAT PORTION OF THE ORIGINAL ROAD ALLOWANCE LYING WEST OF THE N.W. 1/4 SECTION 3, IN TOWNSHIP 29, RANGE 20 W. 4<sup>TH</sup>. MERIDIAN AND NORTH OF THE WESTERLY PRODUCTION OF THE SOUTH BOUNDARY OF BLOCK 16, PLAN 921 0363. CONTAINING 0.809 OF A HECTARE (2.00 ACRES) MORE OR LESS. EXCEPTING THEREOUT ALL MINES AND MINERALS.

THIS BY-LAW takes effect on the day of the final passing thereof.

READ AND PASSED THE FIRST TIME BY THE COUNCIL OF THE TOWN OF DRUMHELLER  
this 8<sup>th</sup> day of APRIL A.D. 2013 .

  
MAYOR: WORSHIP TERRY YEMEN

 Seal  
RAYMOND M. ROMANETZ, P. ENG.  
CHIEF ADMINISTRATIVE OFFICER

APPROVED this 6 day of August, 2013.

  
MINISTER OF TRANSPORTATION


Approval valid for 20 months

Seal

3.  
BY-LAW NUMBER 09.13)

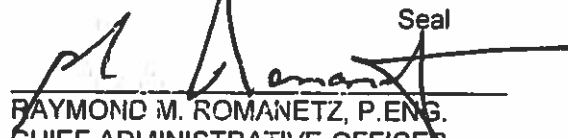
READ AND PASSED THE SECOND TIME BY THE COUNCIL OF THE TOWN OF DRUMHELLER  
this 9<sup>TH</sup> day of ~~SEPTEMBER~~ A.D. 2013.

  
MAYOR: WORSHIP TERRY YEMEN

  
Seal  
RAYMOND M. ROMANETZ, P.ENG.  
CHIEF ADMINISTRATIVE OFFICER

READ AND PASSED THE THIRD TIME BY THE COUNCIL OF THE TOWN OF DRUMHELLER  
this 9<sup>TH</sup> day of ~~SEPTEMBER~~ A.D. 2013.

  
MAYOR: WORSHIP TERRY YEMEN

  
Seal  
RAYMOND M. ROMANETZ, P.ENG.  
CHIEF ADMINISTRATIVE OFFICER

DRUMHELLER, ALBERTA

PLAN SHOWING PROPOSED CLOSURE OF  
ORIGINAL ROAD ALLOWANCE  
BETWEEN

SEC.'S 3, 4, 9 & 10

TWP.29, RGE.20, W.4M.

AND PARTS OF 16th STREET S.W.

& LANE ON PLAN 4790 D.O.

ALL WITHIN

TWP.29, RGE.20, W.4M.

SCALE= 1:3000

MARCH, 2013

LEGEND:

AREA TO BE CLOSED SHOWN THUS... 

AND CONTAIN:

AREA 1 = 0.028ha. (0.07Ac.)
AREA 2 = 0.105ha. (0.26Ac.)
AREA 3 = 0.235ha. (0.58Ac.)
AREA 4 = 0.354ha. (0.87Ac.)
AREA 5 = 0.809ha. (2.00Ac.)
<b>TOTAL = 1.531ha. (3.78Ac.)</b>

