

**BYLAW 1647/24  
AMENDMENT TO LAND USE BYLAW 1385/17  
STURGEON COUNTY, ALBERTA**

A BYLAW OF STURGEON COUNTY, ALBERTA FOR THE PURPOSE OF AMENDING THE LAND USE BYLAW 1385/17.

**WHEREAS**, the *Municipal Government Act*, RSA 2000 c.M-26, any regulations thereunder, and any amendments or successor legislation thereto, authorize the Council of Sturgeon County (Council) to establish and amend the Land Use Bylaw 1385/17;

**AND WHEREAS**, Council has deemed it desirable to amend Land Use Bylaw 1385/17,

**NOW THEREFORE**, Council, duly assembled, hereby enacts as follows:

**1. Title**

- 1.1. This Bylaw may be referred to as the “Amendment to Land Use Bylaw 1385/17 – Public Open Space (POS) District and Environmental Preservation (EP) District”.

**2. Purpose**

- 2.1. The purpose of this Bylaw is to amend the Public Open Space (POS) District and the Environmental Preservation (EP) District.

**3. Application**

- 3.1. Land Use Bylaw 1385/17 is amended as follows:

- a. In Subsection 9.4.4, Table 9.2 change “*Public/Private Library and cultural facility*”
- b. In Subsection 13.7.2 change “*Public Library/Private and cultural facility*”
- c. In Subsection 13.7.2, change “*Public/Private Park*”
- d. In Subsection 13.7.3, change the following:

<i>Public/Private Park</i>	<ul style="list-style-type: none"> <li>• Public/Private Parks shall be integrated with the public right-of-way, the built form, and any established recreation or trails master plan.</li> <li>• Public/Private Parks shall include public-gathering spaces and/or plazas.</li> <li>• Public/Private Parks should form part of the overall stormwater management and incorporate Low Impact Design elements, in accordance with Sturgeon County’s Low Impact Design Guidelines.</li> </ul>
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- e. In Subsection 13.8.2, change “*Public/Private Park*”

f. In Subsection 13.8.3, change the following:

<p>Public/Private Park</p>	<ul style="list-style-type: none"> <li>• Public/Private Parks shall be integrated with the public right-of-way, the built form, and any established recreation or trails master plan.</li> <li>• Public/Private Parks shall include public-gathering spaces and/or plazas.</li> <li>• Public/Private Parks should form part of the overall stormwater management and incorporate Low Impact Design elements, in accordance with Sturgeon County’s Low Impact Design Guidelines.</li> </ul>
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g. In Subsection 13.8.2 change “Public/Private Library and cultural facility”

h. In Subsection 16.2.2 change “Public/Private Library and cultural facility”

i. In Subsection 16.3.2, within the Permitted Uses column change “Public/Private Park”

j. In Subsection 16.3.2, remove “Parking Facility”

k. In Subsection 16.3.2, add “Public/Private Park” as a Discretionary Use

l. In Subsection 16.3.2, change the following:

“\*\*Refer to Paragraph 16.3.3 (d) for further clarification.”

m. In Subsection 16.3.3, add the following:

“(d) For the purpose of this district, Public/Private Park listed as a permitted use shall be limited to areas that fall within an approved recreational concept plan.”

n. In Subsection 16.4.2 change “Public/Private Library and cultural facility”

o. In Section 16.5 change the name as follows:

“POS – PUBLIC/PRIVATE OPEN SPACE DISTRICT”

p. In Subsection 16.5.1, change the General Purpose as follows:

“This district is intended to accommodate the development of public and private spaces on lands dedicated as Municipal Reserve, School Reserve or Community Services Reserve to provide for smaller-scale recreational and cultural activities that enhance the quality of life within communities have limited on-site and off-site impacts.”

q. In Subsection 16.5.2, remove “Campground” as a Discretionary Use.

r. In Subsection 16.5.2, remove “Community building” as a Permitted Use, and add the same as a Discretionary Use.

s. In Subsection 16.5.2, remove “Parking facility” as a Permitted Use.

t. In Subsection 16.5.2, remove “Public library and cultural facility” as a Discretionary Use.

u. In Subsection 16.5.2, change “Public/Private-Park” as a Permitted Use.

v. In Subsection 16.5.2, remove “School” as a Discretionary Use.

w. In Subsection 16.5.2, add “Private camp or club” as a Discretionary Use.

- x. In Subsection 16.5.2, remove "~~Recreation facility, indoor~~" as a Permitted Use, and add the same as a Discretionary Use.
- y. In Subsection 16.5.2, remove "~~Recreation facility, outdoor~~" as a Permitted Use, and add the same as a Discretionary Use.
- z. In Subsection 16.6.2, change "Public/Private Park"
- aa. In Part 19, change the following terminology of:

*Public/Private library and cultural facility* as follows:

"Public/Private library and cultural facility means development for the collection of literary, artistic, musical and similar reference materials in the form of books, manuscripts, recordings and films for public or private use; or a development for the collection, preservation and public or private exhibition of works or objects of historical, scientific or artistic value. Typical uses include libraries, museums and art galleries."

*Public/Private park* as follows:

"Public/Private Park means development of public or private land specifically designed or reserved for the public for active or passive recreational uses or for educational, cultural or aesthetic purposes, and includes all natural areas and landscaped areas. This includes but is not limited to playing fields, playgrounds, picnic grounds, trails, natural areas, water features and related accessory buildings.

*Recreation facility, outdoor* as follows:

"*Recreation facility, outdoor* means development providing facilities which are available to the public at large for sports and active recreation conducted outdoors. Typical uses include golf courses, driving ranges, clubhouses, go-cart tracks, sports fields, tennis courts, unenclosed ice surfaces or rinks, rodeo grounds, athletic fields, boating facilities, swimming pools, bowling greens, riding stable and fitness trails. This use does not include a public/private park or shooting range."

#### **4. Severability**

- 4.1. If any portion of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the Bylaw is deemed valid.

**5. Effective Date**

5.1. This Bylaw shall come into force upon being passed.

Read a first time this 30<sup>th</sup> day of January, 2024.

Read a second time this \_\_\_ day of \_\_\_\_\_ 2024.

Read a third time this \_\_\_ day of \_\_\_\_\_ 2024.

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Alanna Hnatiw  
MAYOR

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Reegan McCullough  
COUNTY COMMISSIONER

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DATE SIGNED