

BYLAW 2023-16

BEING A BYLAW OF THE TOWN OF DIAMOND VALLEY IN THE PROVINCE OF ALBERTA, TO AMEND REVISED LAND USE BYLAW 2021-06

WHEREAS pursuant to the *Municipal Government Act*, RSA 2000, Chapter M-26 as amended, a municipal council has authority to govern and the authority to pass bylaws respecting the municipality, including services provided by or on behalf of the municipality;

AND WHEREAS the Council of the Town of Diamond Valley deems it desirable to pass a bylaw to amend Land Use Bylaw 2021-06 to re-district the north easterly 934.6m² of Lot 1, Block 3, Plan 931 0427 from Urban Reserve District to R1, Single Detached Residential District.

THEREFORE, BE IT RESOLVED THAT the Council of the Town of Diamond Valley, duly assembled in Council Chambers in Diamond Valley, Alberta, enacts as follows:

1.0 PURPOSE

1.1 This bylaw amends **REVISED LAND USE BYLAW 2021-06**

2.0 INTERPRETATION AND DEFINITIONS

2.1 In this bylaw and any schedules to this bylaw, the following terms, phrases, words and their derivations shall have the following meanings:

- a) "Act" means the *Municipal Government Act*, R.S.A. 2000 M-26, as amended;
- b) "Bylaw" means a bylaw of the Town;
- c) "Chief Administrative Officer" or "CAO" means the person appointed to the position by the Council of the Town of Diamond Valley to carry out the power, duties and functions of the CAO. It may also mean a person appointed to this position on an interim basis, or a person to whom the CAO has delegated their authorities to, in accordance with the Town of Diamond Valley Chief Administrative Officer Bylaw;
- d) "Council" means the Council of the Town of Diamond Valley;
- e) "Town" means the Corporation or the Town of Diamond Valley.

2.2 The headings in this bylaw do not form part of this bylaw and shall not affect its interpretation.

2.3 Any references in this bylaw to any Statutes are to the *Province of Alberta Statutes* as amended or replaced from time to time and any amendments thereto.

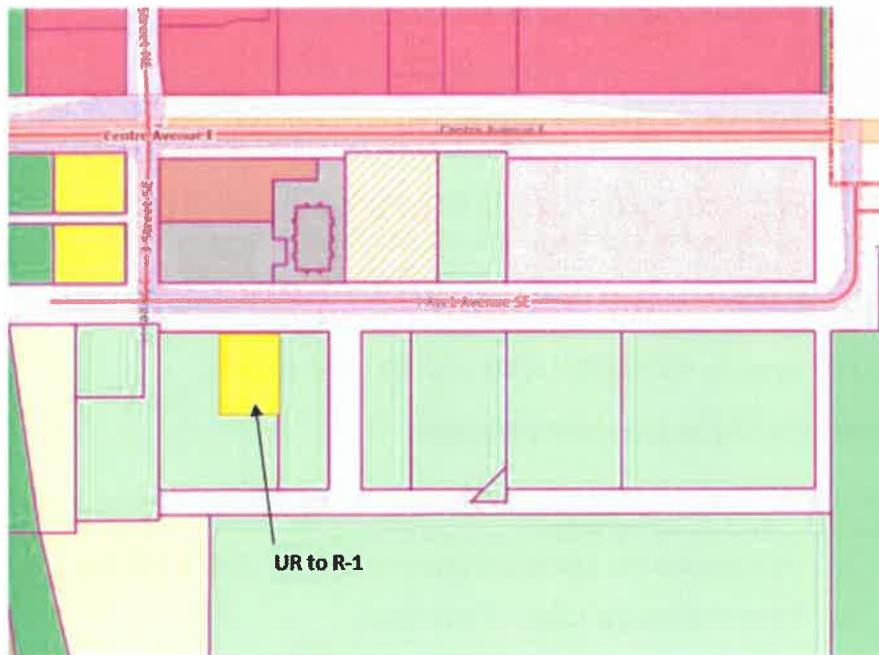
2.4 Within the text of this Bylaw;

- a) use of a pronoun or determiner which indicates on gender shall include all genders unless the context requires otherwise, and
- b) use of the singular shall include the plural and the plural shall include the singular as the context requires.

2.5 The word 'may' when used in this bylaw shall be construed as permissive and empowering, and the word 'shall' when used in this bylaw shall be construed as imperative.

3.0 AMENDMENTS

3.1 Schedule "B" of Revised Land Use Bylaw 2021-06 is amended by redistricting the north easterly 934m² of Lot 1, Block 3, Plan 931 0427 from UR, Urban Reserve District to R1, Single Detached Residential District as shown in the diagram below and forming part of this bylaw.



4.0 GENERAL PROVISIONS AND COMING INTO FORCE

4.1 If any term, clause or condition of this bylaw or the application thereof is found to be invalid or unenforceable, the remainder of this bylaw or application of such term, clause or condition shall not be affected and shall remain in force and effect.

4.2 Nothing in this bylaw relieves any person from compliance with any other bylaw or any applicable federal or provincial law, regulation or enactment.

4.3 In the event of a conflict between this bylaw and any other bylaw or any applicable federal or provincial law, regulation or enactment respecting public health and safety, the other bylaw, law, regulation or enactment shall prevail to the extent of the conflict.

4.4 This bylaw shall come into force and effect on the date of third and final reading.

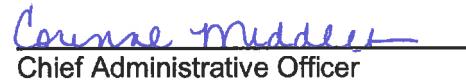
READ A FIRST TIME on the 5th day of April, 2023

PUBLIC HEARING held the 3 day of May, 2023

READ A SECOND TIME on the 3 day of May, 2023

READ A THIRD AND FINAL TIME on the 3 day of May, 2023


Mayor


Cormac Middle
Chief Administrative Officer