

## BYLAW NO. 13-16

### A BYLAW OF THE COUNTY OF VERMILION RIVER IN THE PROVINCE OF ALBERT TO ESTABLISH THE DEVELOPMENT AUTHORITY OF THE COUNTY OF VERMILION RIVER

**WHEREAS** Section 624 of the Municipal Government Act, R.S.A. 2000, as amended (“the Act”) requires that a Municipal Council establish a Development Authority by bylaw;

**NOW THEREFORE** the Council of the County of Vermilion River, duly assembled, enacts as follows:

#### **1. Name**

1.1. This bylaw may be cited as the “the Development Authority Bylaw”.

#### **2. Definitions**

The following words and phrases mean:

2.1. “Act” means the Municipal Government Act, R.S.A. 2000, as amended.

2.2. “Council” means the Reeve and Councillors of the County of Vermilion River for the time being elected pursuant to the provisions of the Act, whose term is unexpired, who have not resigned and who continue to be eligible to hold office as such under the terms of the Act.

2.3. “Development Authority” means the persons established under Section 3 herein to perform the functions of the development authority under the Act.

2.4. “Development Authority Officer” means the persons occupying the position established under Section 4 herein.

2.5. “Regulations” means the Regulations passed pursuant to the Act.

#### **3. Establishment of Development Authority**

3.1. The Development Authority is hereby established.

3.2. The Development Authority shall be:

3.2.1. one (1) person appointed by resolution of Council; and

3.2.2. the Development Authority Officer of the County of Vermilion River.

3.3. If the appointed person shall die, retire or resign, another person may be appointed by resolution of council.

3.4. Council may remove the person from the position of Development Authority by resolution at any time.

3.5. In the absence of the Development Authority, the Chief Administrative Officer shall assume the duties, in accordance with Section 210 of the Act.

3.6. The Powers, duties and functions of the Development Authority shall include:

3.6.1. The powers, duties and functions of the Development Authority described in the Land Use Bylaw of the County of Vermilion River and such additional powers, as are described under the Act, the Regulations or this Bylaw; and

3.6.2. The powers, duties and functions of the Development Authority Officer described in the Land Use Bylaw of the County of Vermilion River.

**4. Establishment of Development Authority Officer**

- 4.1. The position of Development Authority Officer for the limited purpose of exercising the powers, duties and functions of a Development Authority Officer is hereby established.
- 4.2. The Development Authority Officer shall be appointed by resolution of the Council every four (4) years or as required.
- 4.3. The powers, duties and functions of the Development Authority Officer shall be those described for the Development Authority Officer in the Land Use Bylaw of the County of Vermilion River and such additional powers, as are described under the Act, the Regulations and this Bylaw.
- 4.4. The Development Authority Officer may sign, on behalf of the Development Authority, any order, decision, approval, notice or other thing made or given by it.

**5. Severability**

- 5.1. 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.

**6. Repeal**

- 6.1. Bylaw 04-18, the Development Authority Bylaw of the County of Vermilion River, as amended is repealed.

Read a first time this 29 day of November, 2013.

Read a second time this 29 day of November, 2013.

Read a third time and passed, this 29 day of November, 2013.

SEVERED

REEVE

SEVERED

CHIEF ADMINISTRATIVE OFFICER