

FOR DISCUSSION PURPOSES ONLY

Municipal Government Act

PLANNING EXEMPTION REGULATION

Table of Contents

- 1 Definitions
- 2 Application re subdivision
- 3 Application re development or subdivision
- 4 Application re development
- 4.1 Application re development
- 4.2 Application re development
- 4.4 Application re subdivision
- 4.5 Application re subdivision
- 4.6 Application re planning bylaw
- 4.7 Application re development
- 4.8 Application re change to environmental reserve
- 5 Repeal
- 6 Expiry

Schedules

Definitions

1 In this Regulation,

- (a) "Act" means the *Municipal Government Act*;
- (b) "regulations" means the regulations made under Part 17 of the Act, other than this Regulation.

Application re subdivision

2(1) Part 17 of the Act and the regulations do not apply to a subdivision if

- (a) the purpose of the subdivision is to permit a Minister of the Crown charged with the administration of the appropriate Act referred to in subsection (2) to acquire an estate or interest in the land to be used for a purpose described in subsection (2), or
- (b) the subdivision is effected by way of a lease of an area or areas of common property made pursuant to sections 49 and 50 of the *Condominium Property*

FOR DISCUSSION PURPOSES ONLY

Act, and the area or areas contained in the lease do not exceed 140 square metres in the aggregate.

(2) The purposes referred to in subsection (1)(a) are as follows:

- (a) providing for the construction, operation and maintenance of works undertaken by the Minister pursuant to the provisions of the *Water Act* for
 - (i) lake stabilization and protection,
 - (ii) river or stream bank stabilization and protection, or
 - (iii) the storage, control of flow or diversion of water;
- (b) providing for land assembly in a Restricted Development Area or Water Conservation Area established under section 4 of Schedule 5 of the *Government Organization Act*;
- (c) establishing provincial parks and recreation areas under the *Provincial Parks Act*;
- (d) providing for the management, conservation or preservation of fish and wildlife, wildlife sanctuaries, seasonal sanctuaries, habitat conservation areas, wildlife control areas and bird sanctuaries under the *Wildlife Act*;
- (e) establishing wilderness areas, ecological reserves and natural areas under the *Wilderness Areas, Ecological Reserves and Natural Areas Act*.

AR 223/2000 s2;206/2001;251/2001;217/2002

Application re development or subdivision

3 Part 17 of the Act and the regulations do not apply to a development or subdivision if the development or subdivision is effected solely for the purpose of

- (a) a transmission line or electric distribution system, as those expressions are defined in the *Hydro and Electric Energy Act*;
- (b) the construction, replacement, extension, alteration, modification, dismantling, abandonment, operation or maintenance of irrigation works if the corporation effecting the development or subdivision is an irrigation district as defined in the *Irrigation Districts Act*;

FOR DISCUSSION PURPOSES ONLY

- (c) providing for recreation services under the *Recreation Development Act*;
- (d) establishing historic sites or archeological resources under the *Historical Resources Act*.

Application re development

4 Part 17 of the Act and the regulations do not apply to a development of lands and buildings, including the bridges giving access to those lands and buildings, within the area described in Schedule 1 if the development is effected solely for the purposes of a multi-use coliseum and ancillary uses.

AR 223/2000 s4;365/2003

Application re development

4.1 Part 17 of the Act, except sections 661 to 677, and the regulations do not apply to a development of lands and buildings for the purpose of a kindergarten to grade 9 school to be operated by the Regional Authority of the Greater North Central Francophone Education Region No. 2 or its successor, where the lands and buildings are within the area described as follows:

Commencing at the southeast corner of Plan 992 3450, Block 9, Lot 107 MR, northerly along the boundary of said lot and Plan 982 0718, Lot 108 MR a distance of 20.535 meters, then at a bearing of 87 degrees, 27 minutes and 38 seconds westerly for 13.601 meters, then at a bearing of 357 degrees, 27 minutes, 38 seconds northerly 33.835 meters, then at a bearing of 87 degrees, 27 minutes, 38 seconds westerly for a distance of 99.372 meters, then at a bearing of 13 degrees, 1 minute, 0 seconds southwesterly for 42.9 meters, then at a bearing of 139 degrees, 27 minutes, 0 seconds southeasterly for 10.760 meters, then south at a bearing of 3 degrees, 40 minutes, 30 seconds for 44.523 meters to a point intersecting the south boundary of Plan 992 3450, Block 9, Lot 107 MR, along the said south boundary northeasterly to the point of commencement, containing .937 hectares more or less.

AR 234/2002 s2

Application re development

4.2 Part 17 of the Act and the regulations do not apply to a development of lands and buildings within the area described

FOR DISCUSSION PURPOSES ONLY

in Schedule 2 if the development is effected solely for the purposes of the Calgary Courts Centre.

AR 365/2003 s3

4.3 Repealed AR 300/2006 s2.

Application re subdivision

4.4(1) Divisions 9 and 10 and section 692 of Part 17 of the Act and the regulations do not apply to a development of lands within the areas described in Schedule 4 if the development is effected for the purpose of residential uses.

(2) Despite subsection (1), before the commencement of any development on a parcel of land specified in Schedule 4, the City of Edmonton must afford an opportunity to the public to provide comments on the specifics of the planned development on the parcel.

AR 299/2006 s2

Application re subdivision

4.5 Part 17 of the Act and the regulations do not apply to a development of lands and buildings within the area described in Schedule 5 if the development is effected solely for the purposes of the Edmonton Clinic.

AR 300/2006 s3

Application re planning bylaw

~~4.6 Section 692(4)(a)(i), (b) and (c) of the Act do not apply to The City of Calgary with respect to land described in Schedule 6 where the City makes a bylaw amending the Land-use Bylaw, 1P2007 to change the district designation of that land.~~

AR 236/2007 s2

The City of Calgary has indicated that a planning exemption for these lands is no longer required.

Application re development

4.7 Part 17 of the Act and the regulations do not apply to a development of lands and buildings for the purpose of a kindergarten to grade 9 school to be operated by Edmonton School District No. 7 or its successor, where the lands and buildings are within the area described as follows:

Plan 0425287

Block 74

Lot 107MR (Municipal Reserve)

Excepting thereout all mines and minerals

Area: 2.22 hectares (5.49 acres) more or less

FOR DISCUSSION PURPOSES ONLY

Plan 0729776
Block 99
Lot 1MR (Municipal Reserve)
Excepting thereout all mines and minerals
Area: 0.466 hectares (1.15 acres) more or less
AR 140/2008 s2

Application re change to environmental reserve

4.8 The words “for a term of not more than 3 years” in section 676(1)(c) of Part 17 of the Act do not apply to the City of Edmonton for the purpose of disposing of an interest in an environmental reserve by way of granting and registering a conservation easement in accordance with the *Alberta Land Stewardship Act* on the title in respect of the land legally described as follows:

Plan 1027072
Block A
Lot 1ER (Environmental Reserve)
Containing 23.7 hectares (58.56 acres) more or less
Excepting thereout all mines and minerals
AR 34/2014 s2

Repeal

5 The *Planning Act Exemption Regulation* (AR 130/78) is repealed.

Expiry

6 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on **October 31, 2021**. ~~June 30, 2020~~

AR 223/2000 s6;354/2003;176/2009;50/2011;95/2015

Amend the expiry date to October 31, 2021 to ensure a scheduled review of these exemptions.

Schedule 1

All lands contained within the heavy black line shown in the map below which may be legally described as follows:

- 1** Plan C Block 110 Lots 13 to 20 inclusive and Lots 35 to 40 inclusive excepting the North 66 Foot throughout of Lots 35 to 40.
- 2** Plan 3819 N Block 110 Lots 1 to 11 inclusive.
- 3** Plan 4813 N All of Block 111.

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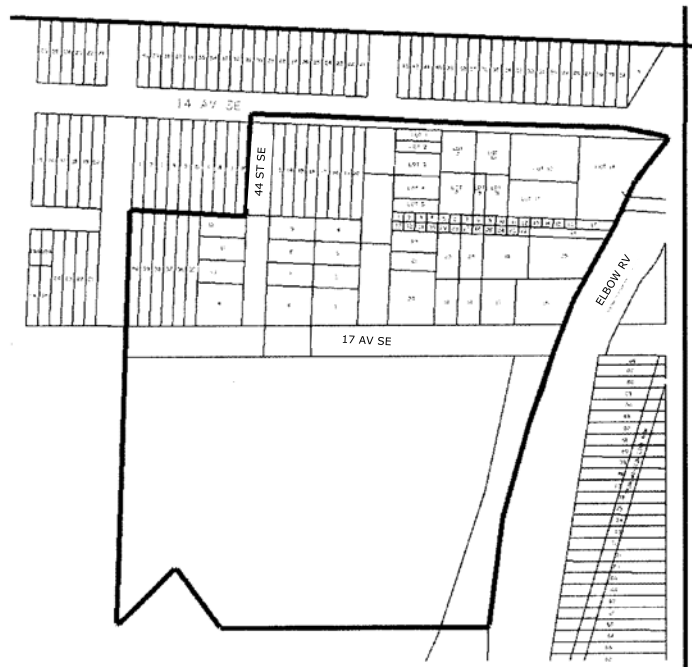
4 Certificates of Titles 781047013, 771042861, 771022823, 781047013A, 770142861A, 771022823A.

5 Those portions of 4A Street and 5th Street S.E. lying south of the South limit of 14th Avenue S.E.

6 Plan 5074 F.R. That portion of the North 145.8 Metres, more or less, of Block A which lies to the east of the southerly production of the west boundary of 4th Street S.E. excepting the following described land:

that land covered by a part of the Agricultural Building structure.

Calgary



NOTE: In the event of any conflict or omission between the written legal description and the map, the map prevails.

Schedule 2

All lands legally described as follows:

- 1 Plan A1
Block 32

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That portion of lane which lies east of a straight line drawn from the southeast corner of Lot 8 in said Block as shown on said Plan to the northeast corner of Lot 33 in said Block as shown on said Plan excepting thereout all mines and minerals

- 2** Plan A.1
Block 31
Containing 1.25 hectares (3.10 Acres) more or less excepting thereout Road Plan 1867 JK containing 0.0009 hectares (0.002 Acres) more or less, Road Plan 3333 JK containing 0.0009 hectares (0.002 Acres) more or less, and Road Plan 1801 LK containing 0.028 hectares (0.07 Acres) more or less excepting thereout all mines and minerals
- 3** Plan A1
Block 32
The westerly 10 feet of Lot 24, all of Lots 25 to 36 inclusive and the east 12 1/2 feet of Lot 37
- 4** Plan A1
Block 32
The west 12 1/2 feet of Lot 37 and all of Lots 38 to 40 inclusive
- 5** Plan A1
Block 32
Lots 21, 22, 23 and the east 15 feet of Lot 24
- 6** Plan A1
Block 32
Lots 17 to 20 inclusive
Excepting thereout all mines and minerals
- 7** Plan "A1"
Block 32
Lots 9 and 10
Excepting thereout a portion for street widening on Plan 7610500
Excepting thereout all mines and minerals
- 8** Plan "A1"
Block 32
Lots 11 to 16 inclusive
Excepting out of Lots 11 to 14 a portion for street widening on Plan 7610500
Excepting thereout all mines and minerals

AR 365/2003 s4

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Schedule 3 Repealed AR 300/2006 s4.

Schedule 4

All lands legally described as follows:

- 1** Lot 72SR, Block 53, Plan 8421364
- 2** Lot 71, Block 53, Plan 8421364
- 3** Lot 74MR, Block 53, Plan 8421364
- 4** Lot 73MR, Block 53, Plan 8421364
- 5** Lot 53MR, Block 19, Plan 8021872
- 6** Lot 12, Block 19, Plan 3491TR
- 7** Lot 13W, Block 19, Plan 3491TR
- 8** Lot 1MR, Block 122, Plan 8621816
- 9** Lot 36MSR, Block 35, Plan 8022824
- 10** Lot 37, Block 35, Plan 8022824
- 11** Lot 27W, Block 35, Plan 3414TR
- 12** Lot 38SR, Block 35, Plan 8022824
- 13** Lot 39MR, Block 35, Plan 8022824
- 14** Lot 2, Block 4, Plan 8220154
- 15** Lot 3MR, Block 4, Plan 8220154
- 16** Lot 4R, Block 51, Plan 4028TR
- 17** Lot 9, Block 51, Plan 4027TR
- 18** Lot 6W, Block 51, Plan 4027TR
- 19** Lot 82MR, Block 42, Plan 8622143
- 20** Lot 80, Block 42, Plan 8622143
- 21** Lot 83, Block 42, Plan 8622143
- 22** Lot 110SR, Block 101, Plan 8422617
- 23** Lot 109, Block 101, Plan 8422617

FOR DISCUSSION PURPOSES ONLY

- 24** Lot 111, Block 101, Plan 8422617
- 25** Lot 112MR, Block 101, Plan 8422617
- 26** Lot 113, Block 101, Plan 8422617
- 27** Lot 114SR, Block 101, Plan 8422617
- 28** Lot 21, Block 42, Plan 7722150
- 29** Lot 20R, Block 42, Plan 7722150
- 30** Lot 10SR, Block 19, Plan 8222093
- 31** Lot 5SR, Block 19, Plan 8222093
- 32** Lot 6MR, Block 19, Plan 8222093
- 33** Lot 7, Block 19, Plan 8222093
- 34** Lot 8, Block 19, Plan 8222093
- 35** Lot 9SR, Block 19, Plan 8222093
- 36** Lot 36MSR, Block 35, Plan 8022824
- 37** Lot 37, Block 35, Plan 8022824
- 38** Lot 27W, Block 35, Plan 3414TR
- 39** Lot 38SR, Block 35, Plan 8022824
- 40** Lot 39MR, Block 35, Plan 8022824
- 41** Lot 2, Block 118, Plan 0425915
- 42** Lot 1MR, Block 118, Plan 0425915
- 43** Lot 32MR, Block 12, Plan 0224202
- 44** Lot 77MR, Block 12, Plan 0227188
- 45** Lot 31MR, Block 12, Plan 0124854
- 46** Lot 111MR, Block 18, Plan 0321459
- 47** Lot 113SR, Block 18, Plan 0321459
- 48** Lot 112, Block 18, Plan 0321459
- 49** Lot 8MR, Block 8, Plan 9022833
- 50** Lot 57, Block 56, Plan 7822564

FOR DISCUSSION PURPOSES ONLY

- 51** Lot 58, Block 56, Plan 7822564
- 52** Lot 59MR, Block 56, Plan 7822564
- 53** Lot 73MR, Block 26, Plan 9824223
- 54** Lot 27MR, Block 26, Plan 9422409
- 55** Lot 21MR, Block 26, Plan 8021945
- 56** Lot 22MR, Block 26, Plan 8621482
- 57** Lot 23, Block 26, Plan 8621482
- 58** Lot 25MR, Block 26, Plan 8022546
- 59** Lot 24MR, Block 26, Plan 8022546
- 60** Quadrant OT, Portion of Section 16, Township 52, Range 25, West of the 4th Meridian, as described in Certificate of Title 922 123 545
- 61** Lot 22R, Block 12, Plan 7720751
- 62** Lot 21, Block 12, Plan 7720751
- 63** Lot 16, Block 12, Plan 7720751
- 64** Lot 15R, Block 12, Plan 7720751
- 65** Lot 64, Block 17, Plan 8023036
- 66** Lot 63MR, Block 17, Plan 8023036
- 67** Lot 7, Block 30, Plan 7821443
- 68** Lot 16MSR, Block 30, Plan 7822821
- 69** Lot 8R, Block 30, Plan 7821443
- 70** Lot 84SR, Block 8, Plan 8022603
- 71** Lot 85MR, Block 8, Plan 8022603
- 72** Lot 86, Block 8, Plan 8022603

AR 299/2006 s3

Schedule 5

All lands legally described as follows:

- 1** Plan 9826528

FOR DISCUSSION PURPOSES ONLY

Lot 6

Containing 7.26 hectares (17.94 Acres) more or less excepting thereout Descriptive Plan 0224050 containing 0.242 hectares (0.598 Acres) more or less excepting thereout all mines and minerals

- 2 Plan Edmonton 8821049
Parcel Q
Excepting thereout Road Plan 9920915 containing 0.261 hectares (0.64 Acres) more or less excepting thereout all mines and minerals
- 3 Plan 8520717
Block B
Parcel N
Containing 0.639 hectares more or less excepting thereout all mines and minerals
- 4 Plan Edmonton 8520717
Block B
Parcel M
Containing 0.587 hectares more or less excepting thereout all mines and minerals
- 5 Plan 9826528
Lot 7
Containing 0.311 hectares (0.77 Acres) more or less excepting thereout all mines and minerals
- 6 Plan Edmonton 8520717
Block B
Parcel O
Containing 0.52 hectares more or less excepting thereout all mines and minerals

AR 300/2006 s5

Schedule 6

~~All lands contained within the heavy black line shown in the map below, described as follows:~~

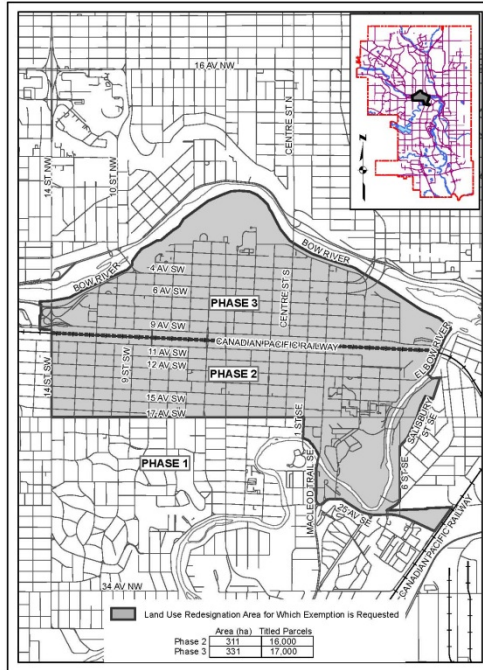
~~Commencing at the intersection of the south bank of the Bow River with the west bank of the Elbow River, southerly to the north side of 12 Avenue SE, easterly crossing the Elbow River and along the south side of MacDonald Avenue SE to the intersection of Bellevue Avenue SE, southerly along the west side of Bellevue Avenue SE, westerly along the south side of parcel 2789K;B:6-9 (811 MacDonald Avenue SE), southerly along the east side of parcel 2789K;B:1A,1-5 (803~~

Schedule 6 is removed to align with changes to section 4.6. The City of Calgary has indicated that a planning exemption for these lands is no longer required.

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MacDonald Avenue SE) to Salisbury Avenue SE, southerly along the west side of Salisbury Avenue SE and Salisbury Street SE to the intersection with the west side of 6 Street SE, southerly along the west side of 6 Street SE to the intersection with the south side of Spiller Road SE, westerly along the south side of Spiller Road SE to the north side of parcel RW67;RLY;24 (2514 Spiller Road SE), easterly along the north side of the above parcel and continuing in the easterly direction along the north side of adjacent parcels to the intersection with the west side of Dartmouth Road SE, southerly along the west side of Dartmouth Road SE to the intersection with the north side of 25 Avenue SE, westerly along the north side of 25 Avenue SE to the intersection with the east side of MacLeod Trail S, northerly along the east side of MacLeod Trail S until the intersection with the north bank of the Elbow River, westerly along the north bank of the Elbow River to the intersection with the east side of 1 Street SE, northerly along the east side of 1 Street SE until the intersection with the north side of 17 Avenue SE, westerly along the north side of 17 Avenue SE and 17 Avenue SW to the intersection with the east side of 14 Street SW, northerly along the east side of 14 Street SW to the intersection with the north side of 9 Avenue SW, westerly along the north side of 9 Avenue SW until the intersection with the east side of 15 Street SW, northerly along the east side of 15 Street SW and following that line northerly until the intersection with the south bank of the Bow River, easterly along the south bank of the Bow River, to Princes Island Park, easterly along the north side of Princes Island Park to the south bank of the Bow River, easterly along the south bank of the Bow River to the intersection with the west bank of the Elbow River.

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AR-236/2007 s3