



TOWN OF COCHRANE

Bylaw 02/2015

Being a bylaw of the Town of Cochrane in the Province of Alberta, Canada to establish a Subdivision Authority.

WHEREAS: the Municipal Government Act, R.S.A. 2000 c. M-26 requires that a Council must establish by bylaw a subdivision authority to exercise subdivision powers and duties on behalf of the municipality;

NOW THEREFORE: the Municipal Council of the Town of Cochrane hereby enacts as follows:

1. Name of Bylaw

1.1 This Bylaw may be cited as the "Subdivision Authority Bylaw".

2. Definitions

2.1 The following terms when capitalized in this Bylaw shall have the following meanings:

- a) "Act" means the Municipal Government Act, R.S.A. 2000, c. M-26;
- b) "Cochrane Planning Commission" means the Cochrane Planning Commission as established in accordance with the Town of Cochrane Land Use Bylaw;
- c) "Development Officer" means the person appointed as Development Officer in accordance with the Town of Cochrane Land Use Bylaw;
- d) "Subdivision Authority" means the subdivision authority as defined in the Act; and
- e) "Town" means the Town of Cochrane.

3. Establishment of the Position of Subdivision Authority Officer

- 3.1 The position of Subdivision Authority Officer is hereby established for the purpose of exercising subdivision powers and duties on behalf of the Town.
- 3.2 The Development Officer is appointed as the Subdivision Authority Officer.

4. The Subdivision Authority

- 4.1 The Subdivision Authority Officer is the Subdivision Authority for the Town and shall have the powers, duties and functions of the Subdivision Authority as set out in the Act.
- 4.2 The Subdivision Authority Officer may, in the Subdivision Authority Officer's sole discretion, refer any application for subdivision approval to the Cochrane Planning Commission, in which case the Cochrane Planning Commission shall be the Subdivision Authority for the Town in respect of that application only and shall have the powers, duties and functions of the Subdivision Authority as set out in the Act.
- 4.3 The power pursuant to Section 657(6) of the Act to extend the time periods to:
 - a) Submit the plan of subdivision or other instrument that effects subdivision to the subdivision authority; and
 - b) Register the plan of subdivision or other instrument that effects subdivision in the land titles officeis delegated to the Subdivision Authority Officer, provided the extension does not exceed one year.
- 4.4 The Subdivision Authority Officer may, in the Subdivision Authority Officer's sole discretion, refer any request for an extension of time periods pursuant to Section 4.3 of this Bylaw to the Cochrane Planning Commission, in which case the Cochrane Planning Commission may grant such an extension provided the extension does not exceed one year.

5. Interpretation

- 5.1 Whenever the singular or masculine form of a term is used in this Bylaw, it shall include the plural, feminine or neutral form as the context so requires.
- 5.2 Any reference in this Bylaw to any provincial enactment or any other municipal bylaw shall mean that enactment or bylaw as amended or replaced from time to time and any amendments thereto and shall include any regulations enacted thereunder.

5.3 The headings in this Bylaw and the division of this Bylaw into sections are for convenience only and shall not affect its interpretation.

6. Repeal

6.1 Bylaw 02/2009 is hereby rescinded in its entirety.

7. Effective Date

7.1 This Bylaw shall come into full force and effect upon the date of third and final reading.

Read a first time January 12, 2015
Read a second time January 12, 2015
Unanimous consent January 12, 2015
Read a third time January 12, 2015



Mayor



Manager, Legislative Services