






Subject: **Bylaw 1889 Clarifications**
Meeting Date: Tuesday, November 28, 2023
Prepared By: Barb Hazelton, Manager of Planning & Development
Presented By: Barb Hazelton, Manager of Planning & Development

RECOMMENDED MOTION:

That Council accepts this report for information as presented.

STRATEGIC PLAN ALIGNMENT: (Check all that apply)

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|---|--------------------------|---|--------------------------|---|--------------------------|---|--------------------------|---|--------------------------|
|  | <input type="checkbox"/> |  | <input type="checkbox"/> |  | <input type="checkbox"/> |  | <input type="checkbox"/> |  | <input type="checkbox"/> |
| High Quality Infrastructure | | Economic Resilience | | Quality of Life | | Effective Leadership | | Level of Service | |

RELEVANT LEGISLATION:

Provincial (cite)- N/A

Council Bylaw/Policy (cite)- N/A

BACKGROUND/PROPOSAL:

In response to Council's request, Administration has provided a red line version of revisions to proposed Bylaw 1889. Additional details regarding the modifications to the land use bylaw, specifically addressing its implications for personal use of renewable energy have been provided.

The original draft was made available on the website following the September 26th Council meeting where it remained until the revised version replaced it on November 22 following the Committee of the Whole meeting. The revised red-letter version was completed Thursday morning, November 23rd, and was emailed to Council shortly after. It has also been added to the website as of November 24, 2023.

DISCUSSION/OPTIONS/BENEFITS/DISADVANTAGES/OTHER CONSIDERATIONS:

In review of the Bylaw, Administration wanted to ensure that a private landowner could utilize renewable energy for their personal use without the same requirements placed on a developer applying for a commercial/industrial size facility. The original version of the Bylaw may have inadvertently prohibited this. The specific sections where this was evident and addressed are as follows:

Wind Energy Conversion System

3. Referrals (WECS) Category 3

4. Setback Requirements (WECS) Category 3

4.(5) was an amendment based on the feedback received from Council on November 21

7. Number of WECS was amended to reflect only category 1 and 2 facilities

8. Additional Requirements was amended to be requirements related to (WECS), Category 3 only

9. Public Consultation was amended to be a requirement of (WECS), Category 3 only



Under the Solar Energy System section, the following amendments were made:

A definition for a “Healthy Forage Stand” was added as per the direction of Council at the October 17 Committee of the Whole meeting. This definition was a collaboration between the Agricultural Fieldman and the Planning Department and was taken from *The Rangeland Health Assessment Manual Developed by Alberta Agriculture*.

Further clarification was added to Section 2(3) and (7)(f) specific to Safety Code permit requirements.

2.(8) Clarifies the requirements for Agricultural and Private solar systems.

3. A paragraph was added to further clarify the order of the process.

3.5 (c) Additional information was added to further clarify how the assessment of a Vegetation, Weed and Pest Management Plan will take place to ensure compliance.

3.6 Fire & Emergency Management was clarified to be a requirement for a Solar Energy System, Commercial/Industrial

4. Public Consultation was clarified to apply to a Commercial/Industrial site

6. Protection of Agricultural Lands was clarified to apply to Solar Energy Systems, Commercial/Industrial

7. Notification was clarified to apply to Solar Energy Systems, Commercial/Industrial

8. Additional Conditions were clarified to apply to Solar Energy Systems, Commercial/Industrial

An additional map noting all the setbacks on one map was added as per Council’s request. These maps have been added to both versions on the website.

FINANCIAL & STAFFING IMPLICATIONS:

These amendments have been drafted in-house and have no financial implications beyond reprioritizing staff time.

RECOMMENDED ENGAGEMENT:

Directive Decision (Information Sharing, One-Way Communication)

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| Tools: | Individual Notification | Other: | |
|--------|-------------------------|--------|--|

ATTACHMENTS:

Draft Bylaw 1889 red letter version

COUNCIL OPTIONS:

1. That Council accepts as information.
2. That Council request additional information be provided at a future Council or Committee of the Whole meeting.

FOLLOW-UP ACTIONS:

Administration will continue to follow the direction of Council and provide the information Council requires for their decision-making process.



APPROVAL(S):

Mike Haugen, Chief Administrative Officer

Approved-

Kevin Gannon, Director of Community Services

Approved-

Mike Ziehr, Director of Infrastructure

Approved-

