

RURAL MUNICIPALITY OF LAC PELLETIER NO. 107

BYLAW NO. 2023-12

A BYLAW TO AMEND BYLAW 2022-13, KNOWN AS THE ZONING BYLAW

The Council of the RM of Lac Pelletier No. 107, in the Province of Saskatchewan, enacts to amend Bylaw No. 2022-13 as follows:

1. Section 2.4.4.d; e; f; & g; shall be repealed and replaced by the following:
 - d. If approved, the Development Officer shall send a copy of the OCP or Zoning Bylaw amendment to the Ministry of Government Relations for review. Any OCP or Zoning Bylaw amendment requires Ministerial Approval before it can come into effect.
 - e. Separate bylaws are needed to amend an OCP and a Zoning Bylaw, but they may be prepared and reviewed in conjunction.

2. Sections 2.7.3. and 2.7.4. shall be repealed and replace by the following:

Section 2.7.3. Municipal Agreements

Applicants may be subject to additional fees, levies, and securities in accordance with Section 2.13 of this Bylaw and *The Act*.

3. Section 2.13, as outlined below, shall be added to the Bylaw:

2.13 MUNICIPAL AGREEMENTS

2.13.1 Servicing Agreements

Where a development proposal involves subdivision, the RM may require the applicant to enter into a servicing agreement to ensure appropriate servicing. In accordance with *The Act*, the agreement may provide for:

- a. The undertaking to install or construct of storm sewers, sanitary sewers, drains, water mains and laterals, hydrants, sidewalks, boulevards, curbs, gutters, street lights, graded, graveled or paved streets and lanes, connections to existing services, area grading and levelling of land, street name plates, connecting and boundary streets, landscaping of parks and boulevards, public recreation facilities, or other works that Council may require, including both on-site and off-site servicing;
- b. The payment of levies and charges, in whole or in part, for the capital cost of providing, altering, expanding or upgrading those services listed in Section 2.13.1.a. above that directly or indirectly serve the proposed subdivision.
- c. Time limits for the completion of any work or the payment of any fees specified in the agreement;
- d. Provisions for the applicant and the RM to share the costs of any work specified in the agreement; and
- e. Any assurances as to performance that Council may consider necessary.

2.13.2 Development Levy Agreements

Where a development requiring a Development Permit is proposed in the absence of subdivision that results in additional capital costs incurred by the RM and Council has a passed a Development Levy Bylaw in accordance with *The Act*, the RM may require the applicant to enter into a Development Levy Agreement and pay any applicable levies in accordance with that Bylaw.

2.13.3 Performance Security

As a condition of a Development Permit, Council may require the applicant to post and maintain a Performance Security, which may be a performance bond or letter of credit, to ensure that the development is constructed and completed in accordance with the time frames and development standards required in the approval.

2.13.4 Liability Insurance

As a condition of a Development Permit, Council may require the applicant to provide and maintain liability insurance to protect municipal and public interests.

2.13.5 Interest Registration

Council may require Development Levy Agreements, Servicing Agreements and other documents to be registered or caveated against affected lands, to protect municipal and public interests. The cost of the registration of an interest or caveat will be the responsibility of the applicant.

4. Section 3.13 is amended by adding the new regulation outlined below. Therefore, the existing regulation that follows under Section 3.13.4 shall be changed to Section 3.13.5.

Section 3.13.4.

Development of new buildings or additions to buildings within the floodway of any watercourse or water body shall be prohibited. Flood proofing of new development to an elevation of, at minimum, 0.5 metres above the 1:500-year flood elevation shall be required.

5. Section 4.2.3.a shall be repealed and replaced with the following regulation:
- a. 125 metres from any oil and gas well, or 500 metres from any oil and gas well where high levels of H₂S are present.
6. Section 4.2.3.c shall be repealed and replaced with the following regulation:
- c. Council may increase the minimum setback from a mineral resource exploration and development operation in consultation with the appropriate provincial ministries and landowners to ensure that potential threats and nuisances to the residential use are mitigated.

7. Table 5 under Section 6.2 shall be amended by changing “Resource Exploration & Development Operation” from “Discretionary (D)” to “Permitted (P).”

8. The Table under Section 10.2 shall be amended by adding “Resource Exploration & Development Operation” as “Discretionary (D)”.

9. The following table numbers shall be corrected due to a formatting error:

“Table 2 under Section 7.3.2 shall be changed to Table 9”
“Table 10 under Section 8.2 shall be changed to Table 10”
“Table 11 under Section 8.2 shall be changed to Table 11”
“Table 12 under Section 8.3.2 shall be changed to Table 12”
“Table 13 under Section 9.2 shall be changed to Table 13”
“Table 14 under Section 9.2 shall be changed to Table 14”
“Table 3 under Section 9.3.2 shall be changed to Table 15”
“Table 4 under Section 10.2 shall be changed to Table 16”
“Table 17 under Section 10.2 shall be changed to Table 17”
“Table 18 under Section 10.3.2 shall be changed to Table 18”

10. This Bylaw shall come into force on the date of final approval by the Minister of Government Relations.

Read a First Time the _____ day of _____, _____.

Read a Second Time the _____ day of _____, _____.

Read a Third Time and Adopted the _____ day of _____, _____.

Reeve

Administrator