

To: Mayor and Members of Council

October 25, 2010

Re: A Bylaw to Authorize the Exchange of Municipal Reserve

Background

The original Plan of Subdivision for the Condo development of McKenzie Point that was approved is attached as Appendix 'A'. The Developers have since changed the plan, and the location of the Municipal Reserve has changed from the original plan. The new proposed plan of subdivision is attached as Appendix 'B'. The size of the Municipal Reserve has not changed. The Developers are requesting Council to pass a bylaw authorizing the exchange of Municipal Reserve from the approved plan, Appendix 'A' to the proposed site identified on Appendix 'B'.

Discussion

Section 199(2) of The *Planning and Development Act* states:

Subject to the regulations made pursuant to section 205, a council may, by bylaw, authorize the sale or exchange of all or any part of a municipal reserve.

Council does have the ability to pass a bylaw authorizing the exchange of municipal reserve. Council shall give notice of their intention of adopting a bylaw of this nature as follows:

After the first reading of the bylaw, and before second reading, Council shall hold a public hearing. Notice of the public hearing must be advertised once each week for two consecutive weeks in a newspaper circulating in the Town of White City.

The Public Hearing can then be held at least two clear weeks from the date of the first advertisement.

The time line for this bylaw would be as follows:

October 25, 2010 – First Reading

November 3, 2010 – Week 1 Advertising

November 10, 2010 – Week 2 Advertising

November 22, 2010 – Public Hearing, and possibly second & third reading of the Bylaw



Town Manager

Once Council gives third reading to the bylaw, Administration will forward the Bylaw to Community Planning for Ministerial Approval.

Budget Implications

There is a cost of Advertising Public Notice for the Bylaw, however the Development Agreement for Mckenzie Point states that the Developer is responsible for any costs related to advertising.

Conclusion

Administration recommends Council introduce and give first reading to this bylaw

Recommendation

Administration recommends the following motion be passed:

THAT Bylaw No. 544-10 being a bylaw to authorize the exchange of Municipal Reserve be introduced and given first reading.

Respectfully submitted,

Shauna Bzdel,
Town Manager

**TOWN OF WHITE CITY
BYLAW NO. 544-10**

EXCHANGE OF MUNICIPAL RESERVE

Pursuant to Section 199(2) of *The Planning and Development Act, 1983*, the Council of the Town of White City in the Province of Saskatchewan enacts as follows:

1. **Exchange of Municipal Reserve:** To exchange the municipal reserve area on Parcel B Plan No. 101909189 in the Town of White City from the original plan of survey approved in 2007 shown on the White City Plan of proposed subdivision of Parcel B Plan No. 101909189 to the new plan of survey shown on the attached schedule "A", which forms part of this Bylaw.
2. That the Administrator do such other things necessary to effect the intent of this Bylaw.
3. **Effective Date:** This Bylaw shall come into force on the date that is approved by the Minister of Government Relations.

Mayor

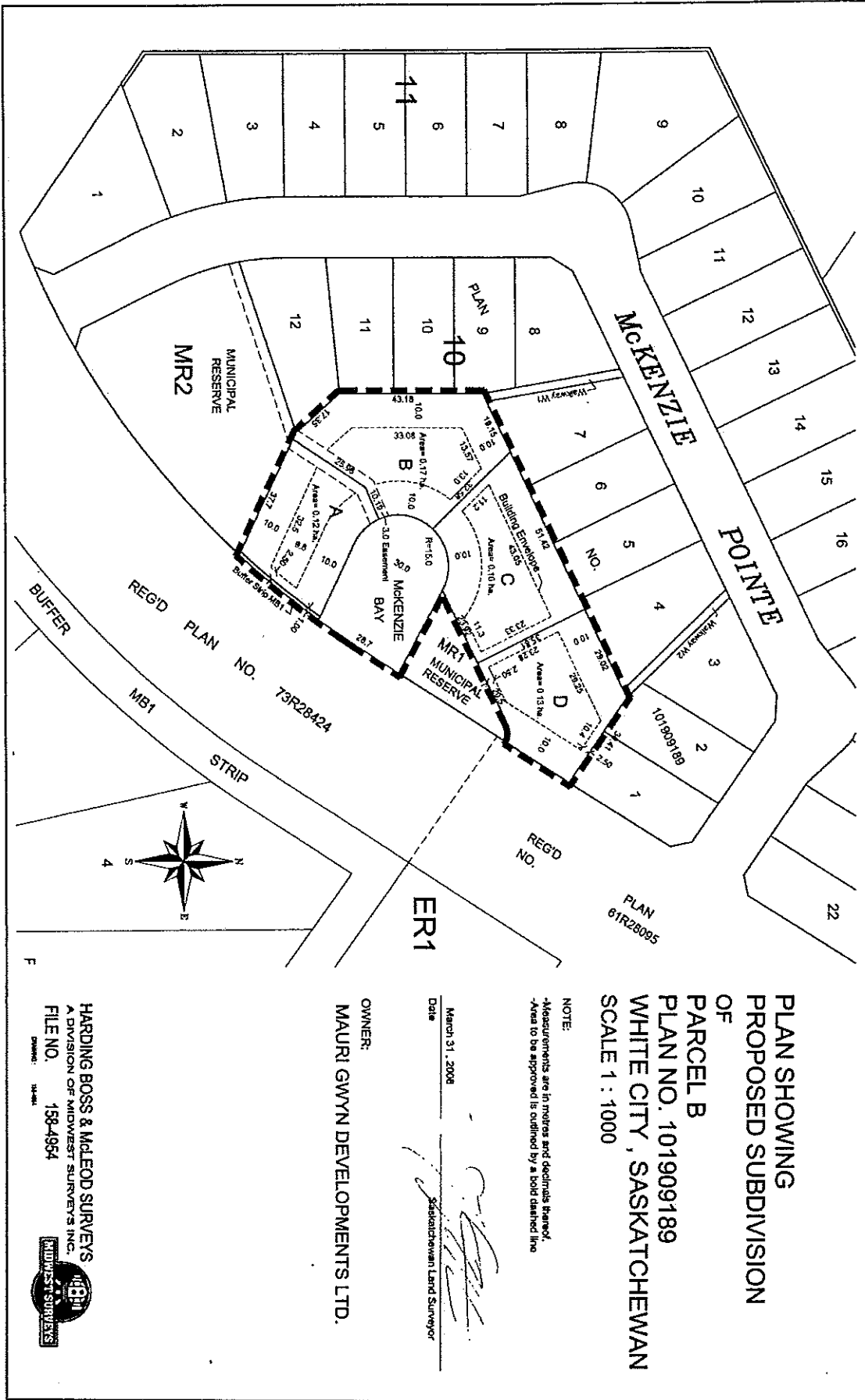
(Seal)

Town Manager

INTRODUCED AND READ A FIRST TIME ON THE 25th DAY
OF OCTOBER, 2010.

READ A SECOND TIME ON THE ___ DAY OF _____.

READ A THIRD TIME AND ADOPTED ON THE ___ DAY OF
_____.



PLAN SHOWING
 PROPOSED SUBDIVISION
 OF
 PARCEL B
 PLAN NO. 101909189
 WHITE CITY, SASKATCHEWAN
 SCALE 1 : 1000

NOTE:
 -Measurements are in metres and decimals thereof.
 -Area to be approved is outlined by a bold dashed line

March 31, 2008
 Date
 Saskatchewan Land Surveyor

OWNER:
 MAURI GWYN DEVELOPMENTS LTD.

HARDING BOSS & McLEOD SURVEYS
 A DIVISION OF MIDWEST SURVEYS INC.
 FILE NO. 158-4864
 1981
 MIDWEST SURVEYS

