O.C. 362/2021

DEC 0 8 2021

Province of Alberta
Order in Council

ORDER IN COUNCIL

Approved and ordered:

Lieutenant Governor
or
Administrator

The Lieutenant Governor in Council makes the Order Annexing Land from Sturgeon County to the City of St. Albert set out in the attached Appendix.

CHAIR

For Information only

Recommended by: Minister of Municipal Affairs

Authority: Municipal Government Act (section 125)

APPENDIX

Municipal Government Act

ORDER ANNEXING LAND FROM STURGEON COUNTY TO THE CITY OF ST. ALBERT

1 In this Order,

(a) "annexed land" means the land described in Schedule 1 and shown on the sketch in Schedule 2;

(b) "Sturgeon County Land Use Bylaw" means Sturgeon County Land Use Bylaw 1385/17 in effect as of September 2, 2020.

2 Effective January 1, 2022, the land described in Schedule 1 and shown on the sketch in Schedule 2 is separated from Sturgeon County and annexed to the City of St. Albert.

3 Any taxes owing to Sturgeon County at the end of December 31, 2021 in respect of the annexed land and any assessable improvements to it are transferred to and become payable to the City of St. Albert together with any lawful penalties and costs levied in respect of those taxes, and the City of St. Albert on collecting those taxes, penalties and costs must pay them to Sturgeon County.

4(1) For the purpose of taxation in 2022 and in each subsequent year up to and including 2065, the annexed land and assessable improvements to it, excluding linear property,

(a) must be assessed by the City of St. Albert on the same basis as if they had remained in Sturgeon County, and

(b) must be taxed by the City of St. Albert in respect of each assessment class that applies to the annexed land and the assessable improvements to it using

(i) the municipal tax rate established by Sturgeon County, or

(ii) the municipal tax rate established by the City of St. Albert,

whichever is lower, for property of the same assessment class.

(2) Where in 2022 or any subsequent taxation year up to and including 2065 a portion of the annexed land

(a) becomes a new parcel of land created at the request of or on behalf of the landowner

(i) as a result of subdivision,

(ii) as a result of separation of the title by registered plan of subdivision, or

(iii) by instrument or any other method,

except where the subdivision of the parcel is from land zoned as AG in the Sturgeon County Land Use Bylaw and conforms to the maximum combined density specified in Part 11, Section 11.1(3)(a) in the Sturgeon County Land Use Bylaw,

(b) is redesignated, at the request of or on behalf of the landowner, under the City of St. Albert Land Use Bylaw to another designation, or

(c) is connected, at the request of or on behalf of the landowner, to water or sanitary sewer services provided by the City of St. Albert,

subsection (1) ceases to apply at the end of that taxation year in respect of that portion of the annexed land and the assessable improvements to it.

(3) After subsection (1) ceases to apply to a portion of the annexed land in a taxation year, that portion of the annexed land and the assessable improvements to it must be assessed and taxed for the purposes of property taxes in the same manner as other property of the same assessment class in the City of St. Albert is assessed and taxed.

5 For the purpose of taxation in 2023 and subsequent years, the assessor for the City of St. Albert must assess the annexed land and the assessable improvements to it.

6 The City of St. Albert shall pay Sturgeon County the sum of $600 000 on or before April 1, 2022.

7 Despite any other provision in this Order, title to the land described as follows shall remain vested in Sturgeon County and shall not transfer to the City of St. Albert:

> ALL THAT PORTION OF THE UNDERGROUND WATER AND WASTEWATER INFRASTRUCTURE IN EXISTENCE AS OF DECEMBER 31, 2021 LOCATED IN THE EAST-WEST ROAD ALLOWANCE ON THE SOUTH BOUNDARY OF SECTIONS THIRTY (30), TWENTY–NINE (29), TWENTY–EIGHT (28) AND TWENTY–SEVEN (27) OF TOWNSHIP FIFTY–FOUR (54), RANGE TWENTY–FIVE (25), WEST OF THE FOURTH (4) MERIDIAN LYING EAST OF THE PROJECTION NORTH OF THE MOST EASTERN POINT OF LOT 2, PLAN 872 2561 AND EXTENDING EAST TO THE PROJECTION SOUTH OF THE WESTERN BOUNDARY OF BLOCK 1, LOT 4, PLAN 102 5693.

Schedule 1

DETAILED DESCRIPTION OF THE LANDS SEPARATED FROM STURGEON COUNTY AND ANNEXED TO THE CITY OF ST. ALBERT

ALL THAT PORTION OF THE NORTH HALF OF SECTION ONE (1), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-SIX (26), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT LYING NORTH OF THE NORTH BOUNDARY OF PLAN 6054 AO.

ALL THAT PORTION OF SECTION TWELVE (12), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-SIX (26), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT LYING NORTH OF THE NORTH BOUNDARY OF PLAN 6054 AO AND THE WESTERLY PROJECTION THEREOF.

ALL THAT PORTION OF SECTION THIRTEEN (13), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-SIX (26), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT.

ALL THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION TWENTY-FOUR (24), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-SIX (26), WEST OF THE FOURTH (4) MERIDIAN LYING SOUTH OF THE NORTH BOUNDARY OF LOT 1, PLAN 992 5995.

ALL THAT PORTION OF LOT 2, BLOCK 1, PLAN 932 0111 LYING SOUTH OF THE PROJECTION EAST OF THE NORTH BOUNDARY OF LOT 1, PLAN 992 5995 INCLUDING THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION TWENTY-FOUR (24), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-SIX (26), WEST OF THE FOURTH (4) MERIDIAN ADJACENT TO THE SOUTH BOUNDARY OF LOT 2, BLOCK 1, PLAN 932 011 AND INCLUDING THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION NINETEEN (19), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN LYING WEST OF THE PROJECTION SOUTH OF THE EAST BOUNDARY OF LOT 2, BLOCK 1, PLAN 932 0111.

ALL THAT PORTION OF THE SOUTHEAST QUARTER OF SECTION TWENTY-THREE (23), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-SIX (26), WEST OF THE FOURTH (4) MERIDIAN LYING EAST AND NORTH OF THE WEST AND SOUTH BOUNDARY OF ROAD PLAN 1311 K EXCLUDING LOT 4, PLAN 982 6489 AND EXCLUDING THAT PORTION OF ROAD PLAN 1311 K LYING NORTH OF THE PROJECTION WEST OF THE NORTH BOUNDARY OF LOT 1, PLAN 992 5995.

ALL THAT PORTION OF SECTION EIGHTEEN (18), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT.

ALL THAT PORTION OF THE SOUTH HALF OF SECTION NINETEEN (19), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN LYING EAST OF THE EASTERN BOUNDARY OF LOT 2,

BLOCK 1, PLAN 932 0111 AND THE SOUTHERLY PROJECTION THEREOF.

ALL THAT PORTION OF THE NORTHEAST QUARTER OF SECTION NINETEEN (19), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN LYING EAST OF THE EASTERN BOUNDARY OF LOT 2, PLAN 872 2561 INCLUDING THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH SIDE OF SAID QUARTER SECTION LYING EAST OF THE PROJECTION NORTH OF THE EASTERN POINT OF LOT 2, PLAN 872 2561.

ALL THAT PORTION OF SECTION TWENTY (20), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT INCLUDING THAT PORTION OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH BOUNDARY OF SAID SECTION AND INCLUDING THAT PORTION OF ROAD PLAN 202 2789 ADJOINING THE NORTH BOUNDARY OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH BOUNDARY OF SAID SECTION.

ALL THAT PORTION OF SECTION SEVENTEEN (17), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT.

ALL THAT PORTION OF SECTION TWENTY-ONE (21), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT INCLUDING THAT PORTION OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH BOUNDARY OF SAID SECTION AND INCLUDING THE NORTH-SOUTH ROAD ALLOWANCE ADJACENT TO THE EAST SIDE OF SAID SECTION.

ALL THAT PORTION OF THE NORTHWEST QUARTER OF SECTION TWENTY-TWO (22), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN WHICH IS BOUNDED ON THE SOUTHEAST BY THE NORTHERLY BOUNDARY OF THE ROAD ALLOWANCE SEPARATING ST. ALBERT SETTLEMENT FROM THE SAID QUARTER SECTION AS SHOWN ON A PLAN OF SURVEY OF THE SAID TOWNSHIP SIGNED AT OTTAWA ON THE 5 DAY OF MARCH A.D. 1884 AND WHICH LIES TO THE SOUTHWEST OF A LINE DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE NORTH BOUNDARY OF THE ROAD ALLOWANCE SEPARATING THE ST. ALBERT SETTLEMENT FROM THE SAID QUARTER SECTION, WHICH POINT LIES 73.90 METRES SOUTHWEST OF THE INTERSECTION OF THE NORTH BOUNDARY OF THE SAID ROAD ALLOWANCE WITH THE PRODUCTION NORTH-WESTERLY OF THE EAST BOUNDARY OF RIVER LOT 37 WITHIN THE ST. ALBERT SETTLEMENT,

THENCE NORTHWESTERLY TO A POINT ON THE WEST BOUNDARY OF THE SAID QUARTER SECTION 325.20 METRES NORTH OF THE SOUTHWEST CORNER OF THE TITLED PORTION OF SAID QUARTER SECTION.

ALL THAT PORTION OF THE RIVER LOT THIRTY-SEVEN (37) AS SHOWN ON A PLAN OF SURVEY OF THE SAID SETTLEMENT SIGNED AT OTTAWA ON THE 7TH DAY OF OCTOBER A.D. 1910 WITHIN THE NORTHWEST QUARTER OF SECTION TWENTY-TWO (22), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN AND INCLUDING ALL THAT PORTION OF THE ROAD ALLOWANCE ADJACENT TO THE NORTH BOUNDARY OF SAID RIVER LOT THIRTY-SEVEN (37) LYING WEST OF THE PROJECTION NORTHWESTERLY OF THE EASTERN BOUNDARY OF SAID RIVER LOT THIRTY-SEVEN (37).

ALL THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION TWENTY-TWO (22), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN LYING WEST OF THE EASTERN BOUNDARY OF RIVER LOT THIRTY-SEVEN (37) AS SHOWN ON A PLAN OF SURVEY OF THE SAID SETTLEMENT SIGNED AT OTTAWA ON THE 7TH DAY OF OCTOBER A.D. 1910.

ALL THAT PORTION OF SECTION FIFTEEN (15), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT LYING WEST OF A LINE PROJECTED SOUTHEASTERLY FROM THE POINT THE EASTERN BOUNDARY OF RIVER LOT THIRTY-SEVEN (37) AS SHOWN ON A PLAN OF SURVEY OF THE SAID SETTLEMENT SIGNED AT OTTAWA ON THE 7TH DAY OF OCTOBER A.D. 1910 INTERSECTS THE NORTHERN BOUNDARY OF SAID SECTION TO THE RIGHT BANK OF THE STURGEON RIVER AND LYING NORTH OF THE RIGHT BANK OF THE STURGEON RIVER.

ALL THAT PORTION OF THE NORTHEAST QUARTER OF SECTION TEN (10), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT.

ALL THAT PORTION OF THE EAST HALF OF SECTION FIFTEEN (15), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT LYING SOUTH AND EAST OF THE RIGHT BANK OF THE STURGEON RIVER AND SOUTH OF THE NORTHEASTERN BOUNDARY OF ST. ALBERT SETTLEMENT RIVER LOT FIFTY-SIX (56) AS SHOWN ON A PLAN OF SURVEY OF SAID SETTLEMENT SIGNED AT OTTAWA ON THE 7TH DAY OF OCTOBER A.D. 1910.

ALL THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION FOURTEEN (14), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN LYING SOUTH OF THE PROJECTION OF A LINE COMMENCING AT THE INTERSECTION OF ST. ALBERT SETTLEMENT RIVER LOT FIFTY-SIX (56) AS SHOWN ON A PLAN OF SURVEY OF SAID SETTLEMENT SIGNED AT OTTAWA ON THE 7TH DAY OF OCTOBER A.D. 1910 AND THE WESTERN BOUNDARY OF SAID QUARTER SECTION TO THE INTERSECTION OF SAID RIVER LOT FIFTY-SIX (56) AND THE EASTERN BOUNDARY OF SAID QUARTER SECTION.

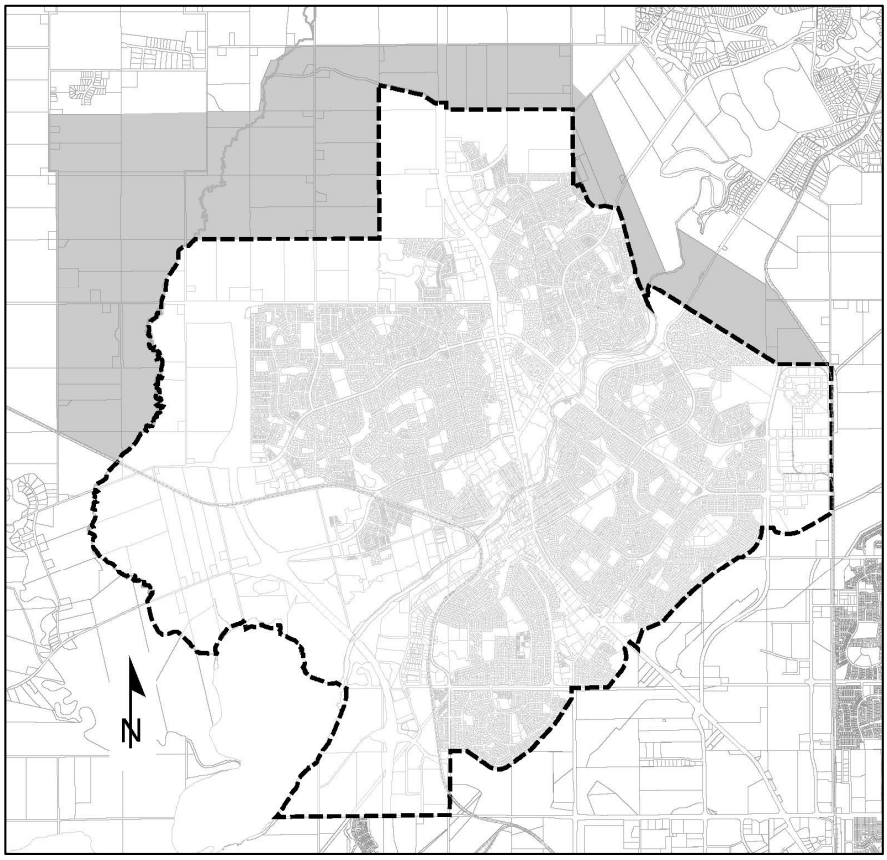
ALL THAT PORTION OF THE NORTHWEST QUARTER OF SECTION ELEVEN (11), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT.

BLOCK A, PLAN 3951RS.

ALL THAT PORTION OF THE NORTHEAST QUARTER OF SECTION ELEVEN (11), TOWNSHIP FIFTY-FOUR (54), RANGE TWENTY-FIVE (25), WEST OF THE FOURTH (4) MERIDIAN NOT WITHIN THE CITY OF ST. ALBERT LYING WEST OF THE WESTERN BOUNDARY OF PLAN 5773 AY AND INCLUDING THAT PORTION OF THE EAST-WEST ROAD ALLOWANCE ADJACENT TO THE NORTH BOUNDARY OF SAID QUARTER SECTION LYING WEST OF THE WESTERN BOUNDARY OF PLAN 5773 AY.

Schedule 2

SKETCH SHOWING THE GENERAL LOCATION OF THE AREAS SEPARATED FROM STURGEON COUNTY AND ANNEXED TO THE CITY OF ST. ALBERT



Legend

Existing City of St. Albert Boundary

Annexation Area