

BY-LAW NO. 464 - 94

BEING A BY-LAW OF THE  
TOWN OF FOX CREEK IN THE  
PROVINCE OF ALBERTA TO  
AUTHORIZE THE DISPOSAL  
OF A MUNICIPAL RESERVE.

**WHEREAS** Section 127(2)(e) of the Municipal Government Act, Chapter M-26, RSA - 1980, authorizes the disposition of land, designated as Municipal Reserve, provided such disposition complies with the requirements of the Planning Act with respect to the sale, lease, or disposal of same; and,

**WHEREAS** Sections 115, 116, and 117 of the Planning Act, Chapter P-9, RSA - 1980 make provision for the advertising, public hearing, and removal of designation of a Municipal Reserve; and,

**WHEREAS** the Town of Fox Creek deems it advisable to dispose of Lot 18 Municipal Reserve, Block 36, Plan 912 - 1650, and Lot 20 Municipal Reserve, Block 36, Plan 922 - 0823, as outlined in green on Schedule "A", forming part of this by-law; with such lands being made available for lease or sale and consolidation in title to abutting landowners; and

**WHEREAS** Section 117(3) of the Planning Act, Chapter P-9, RSA 1980, requires that the proceeds from the sale, lease or other disposition, may only be used for all or any of the purposes referred to in Section 111(2) of the aforewritten Planning Act;

**NOW THEREFORE THE COUNCIL OF THE TOWN OF FOX CREEK IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:**

1. That following the prescribed advertising of, and subsequent public hearing, the designation of Municipal Reserve (MR) be removed from Lot 18 Municipal Reserve, Block 36, Plan 912 - 1650, and Lot 20 Municipal Reserve, Block 36, Plan 922 - 0823; and
2. Shall notify the Registrar as defined in the Land Titles Act, that the Town of Fox Creek has complied with the provisions of the Planning Act, and request him to remove the designation of municipal reserve; and
3. Upon removal of the Municipal Reserve designation, the council of the Town of Fox Creek may sell, lease or otherwise dispose of said lands, with the proceeds being deposited in the Town of Fox Creek Park Reserve to be used for those purposes as referred to in Section 111(2) of the Planning Act, Chapter P-9, RSA 1980.

**THIS BY-LAW SHALL COME INTO FORCE ON THE FINAL PASSING THEREOF.**

**READ A FIRST TIME** this 5<sup>th</sup> day of December A.D., 1994;

**READ A SECOND TIME** this 5<sup>th</sup> day of December A.D., 1994.

**DATE OF PUBLIC HEARING:** January 9<sup>th</sup>, A.D., 1995.

**READ A THIRD TIME AND FINALLY PASSED** this 9<sup>th</sup> day of January A.D., 1995.

MAYOR

SECRETARY - TREASURER

**SCHEDULE "A"**

**FORMING PART OF BY-LAW  
464 - 94  
TOWN OF FOX CREEK.**

