

RURAL MUNICIPALITY OF LUMSDEN NO. 189
BYLAW NO. 24-2019

EXHIBIT "A"

A bylaw to amend Bylaw No. 6-2012, known as the Official Community Plan of the Rural Municipality of Lumsden No. 189.

Pursuant to Section 29(2) and 39 of *The Planning and Development Act, 2007* the RM of Lumsden No. 189 in the Province of Saskatchewan, by and with the advice and consent of the RM of Lumsden No. 189 Council, enacts to amend Bylaw No. 6-2012 as follows:

1. The following new Section **8.0 CONCEPT PLANS** is added immediately following Section **7.0 COUNTRY RESIDENTIAL DEVELOPMENT PROPOSAL WORKBOOK:**

"8.0 CONCEPT PLANS

8.1 POLICIES

- (1) Section 44 of *The Planning and Development Act, 2007* allows the Municipality in their Official Community Plan to adopt a Concept Plan (by an Official Community Plan bylaw amendment) for the purposes of providing a framework for the subsequent zoning, subdivision, development and servicing of an area of land consistent with the vision, goals, objectives, schedules and policies contained within this bylaw. The intent of a Concept Plan is to implement this bylaw by providing the Municipality with specific, objective and prescriptive guidance for making decisions about future land use and servicing requirements. As such, it will help guide the decision-making of the Municipality, provincial ministries and other government agencies that have jurisdiction in the statutory approval process.
- (2) Concept Plans adopted by Council shall be appended to this bylaw under Section 8.0.

8.1.1 Adopted Multiple Parcel Residential, Commercial and Industrial Development Concept Plans"

2. The following new Section **9.0 ARCHITECTURAL CONTROL DISTRICTS** is added immediately following Section **8.0 CONCEPT PLANS:**

"9.0 ARCHITECTURAL CONTROL DISTRICTS

9.1 POLICIES

- (1) In accordance with Section 73 *The Planning and Development Act, 2007*, where it is considered desirable to preserve the physical character of an area or to promote a selected design theme for an area, Council may designate the area as an Architectural Control District in the Zoning Bylaw, using the symbol "AC" in conjunction with any Zoning District."

3. Section **3.3.3 RESIDENTIAL LAND USE AND DEVELOPMENT POLICIES,** subsection (8), sub-subsection (a), clause (ii) is deleted and replaced with the following new clause:

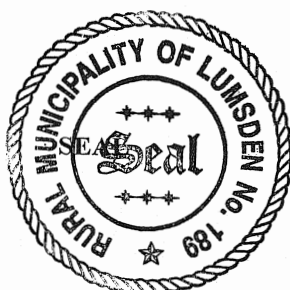
- "(ii) It is Council's view that public works in the form of waste (solid or liquid) management or disposal facilities have the potential to negatively affect the general welfare of nearby residents and the quality of recreation opportunity, relating to such factors as odours, blowing debris, decreased land values and perceived hazards. Therefore, in order to minimize conflicts between waste management or disposal facilities and residential development, policies for minimum separation between land uses are set out in Section 6, Table 6-1. These minimum separation distance policies shall apply both to development, alteration or expansion of waste management or disposal facilities and to new residential development proposed in the vicinity of an existing waste management or disposal facility."

4. This bylaw shall become effective on the date of approval of the Minister of Government Relations.



READINGS

Read a first time this 12th day of December, 2019.
Read a second time this 6th day of February, 2020.
Read a third time 6th day of February, 2020.



Kent Jax
Reeve

[Signature]
Chief Administrative Officer

Certified to be a true copy of Bylaw No. 24-2019
adopted by the Council of the R.M. of Lumsden
on the 6 day of February, 2020

[Signature]
Chief Administrative Officer

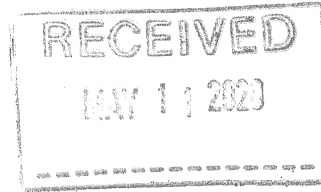
Pursuant to section 37(1)(d) and 76 of *The Planning and Development Act, 2007*, the RM of Lumsden No. 189 Bylaw No. 24-2019 is conditionally APPROVED subject to Council preparing and adopting amendments to:

- establish guidelines respecting the application of architectural detail in the RM's Official Community Plan.

Within six months of the date of this decision.

[Signature]
Executive Director
Ministry of Government Relations

Date: April 29, 2020



APR 29 2020

Luke Grazier, Director of Planning and Development
RM of Lumsden No. 189
Box 160
LUMSDEN SK S0G 3C0

Dear Luke Grazier:

**RE: RM of Lumsden No. 189
Bylaw No. 24-2019
Official Community Plan Amendment**

I am pleased to inform you that Bylaw No. 24-2019 for the RM of Lumsden No. 189 (RM) has been approved with conditions. Enclosed is a copy of the approved bylaw for your records.

Subclause 37(1)(d) and section 39 of *The Planning and Development Act, 2007* (PDA), permits the minister to approve an official community plan amendment with conditions, and to direct council to adopt minor amendments within any period that the minister may prescribe.

Section 73 of the PDA allows a council to designate an area in its municipality as an architectural control district if the council has an approved official community plan containing guidelines respecting the application of architectural detail. Guidelines should aid Council in determining what areas may be subject to architectural controls, and for what reasons. Guidelines may also discuss the review process and where specific design standards will be prescribed.

Therefore, Bylaw No. 24-2019 is approved on condition that Council effect the following amendment within six (6) months of the date of this letter:

- establish guidelines respecting the application of architectural detail in the RM's Official Community Plan.

Luke Grazier

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The review of Bylaw No. 24-2019 brought to the province's attention another matter for Council's consideration:

Section 8.0 Concept Plans does not link to other existing policies with the RM's Official Community Plan which discuss concept plans. Council may wish to cross-reference those sections or update those sections to direct the reader to "Section 8.0 Concept Plans."

I appreciate the time and effort that you and your council have contributed on behalf of your municipality in developing this important document and ensuring that the legislated procedures are adhered to.

Ministry staff is committed to providing advice on technical matters and assistance in undertaking discussions and directions to be reflected in the bylaw. I would invite you and/or your consultant to contact Shelby Trautman, Senior Planning Consultant at 306-787-5317, or Autumn Dawson, Director of Community Planning, at 306-787-2893 to discuss this further or if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'R. Leibel', with a stylized flourish at the end.

Ralph Leibel, RPP
Executive Director, Community Planning

Attachment

cc: Shelby Trautman, Community Planning, Government Relations
Autumn Dawson, Community Planning, Government Relations