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**A BYLAW OF THE SUMMER VILLAGE OF SOUTH VIEW, IN THE PROVINCE OF ALBERTA, TO REMOVE A PARK RESERVE DESIGNATION FROM CERTAIN LANDS AND TO CONFIRM AN ENVIRONMENTAL RESERVE DESIGNATION TO CERTAIN LANDS.**

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**WHEREAS**, the Summer Village of South View ("the Municipality") is the registered owner of the lands legally described as

PLAN  
2647KS  
BLOCK 1  
LOT P (PARK RESERVE)  
CONTAINING 1.08 ACRES MORE OR LESS  
EXCEPTING THEREOUT ALL MINES AND MINERAL AND  
THE RIGHT TO WORK THE SAME AS SET FORTH IN  
TRANSFER 7849JV  
("Lot P")

**AND WHEREAS**, the Municipality has noted that the "Park Reserve" designation assigned to Lot P is not a recognized designation of land under the current *Municipal Government Act* ("MGA") and that the designation of Lot P most closely resembles an "Environmental Reserve" designation under the current MGA,

**AND WHEREAS**, the Municipality has, following lengthy investigation, determined that there may have been errors made in the boundaries of Lot P at the time of registration of the subdivision that created Lot P, such that certain lots adjacent to Lot P did not extend to the shoreline of Lake Isle, as intended. These errors resulted in the adjacent landowners constructing improvements that encroach onto Lot P and the Municipality has also levied and collected property taxes in a manner that reflects the mistaken belief that the boundaries of the certain lots extended to the shoreline of Lake Isle,

**AND WHEREAS** the Municipality has determined that the result of their investigations indicate "an omission, error or other defect in the certificate of title" for Lot P, and "an encroachment problem and other concerns" with respect to Lot P, within the meaning of section 676(1)(d) of the MGA,

**AND WHEREAS**, the Municipality may, by Bylaw made in accordance with section 676 of the MGA, change the boundaries of an Environmental Reserve in order to correct an omission, error or other defect in the certificate of title, or to rectify an encroachment problem or other concern,

**AND WHEREAS**, the Municipality wishes to remove the "Park Reserve" designation from Lot P in order to correct the identified problems and concerns prior to subdivision of Lot P,

**AND WHEREAS**, the Municipality wishes to add an "Environmental Reserve" designation to a portion of Lot P in conjunction with correcting the identified problems and concerns outlined above;

**AND WHEREAS** a portion of Lot P is also to be subdivided to assist with correction of the problems noted above, a copy of the intended subdivision plan for which is attached as Schedule "A",

**NOW THEREFORE**, the Council of the Summer Village of South View, in the Province of Alberta, duly assembled, enacts as follows:

1. THAT this Bylaw may be cited as the "REMOVAL OF PARK RESERVE DESIGNATION BYLAW";
2. THAT the Summer Village of South View shall remove the reserve designation from all of Lot P.
3. THAT the Summer Village of South View shall designate Lot 6ER as identified on the intended subdivision plan at Schedule "A" as Environmental Reserve.
4. THAT this Bylaw shall come into force and have effect on the date of the third and final reading.

Read a first time on this \_\_24th\_\_ day of \_\_\_\_April\_\_\_\_, 2019.

\_\_\_\_\_  
Mayor, Sandi Benford

\_\_\_\_\_  
Chief Administrative Officer, Wendy Wildman

Read a second time on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Mayor, Sandi Benford

\_\_\_\_\_  
Chief Administrative Officer, Wendy Wildman

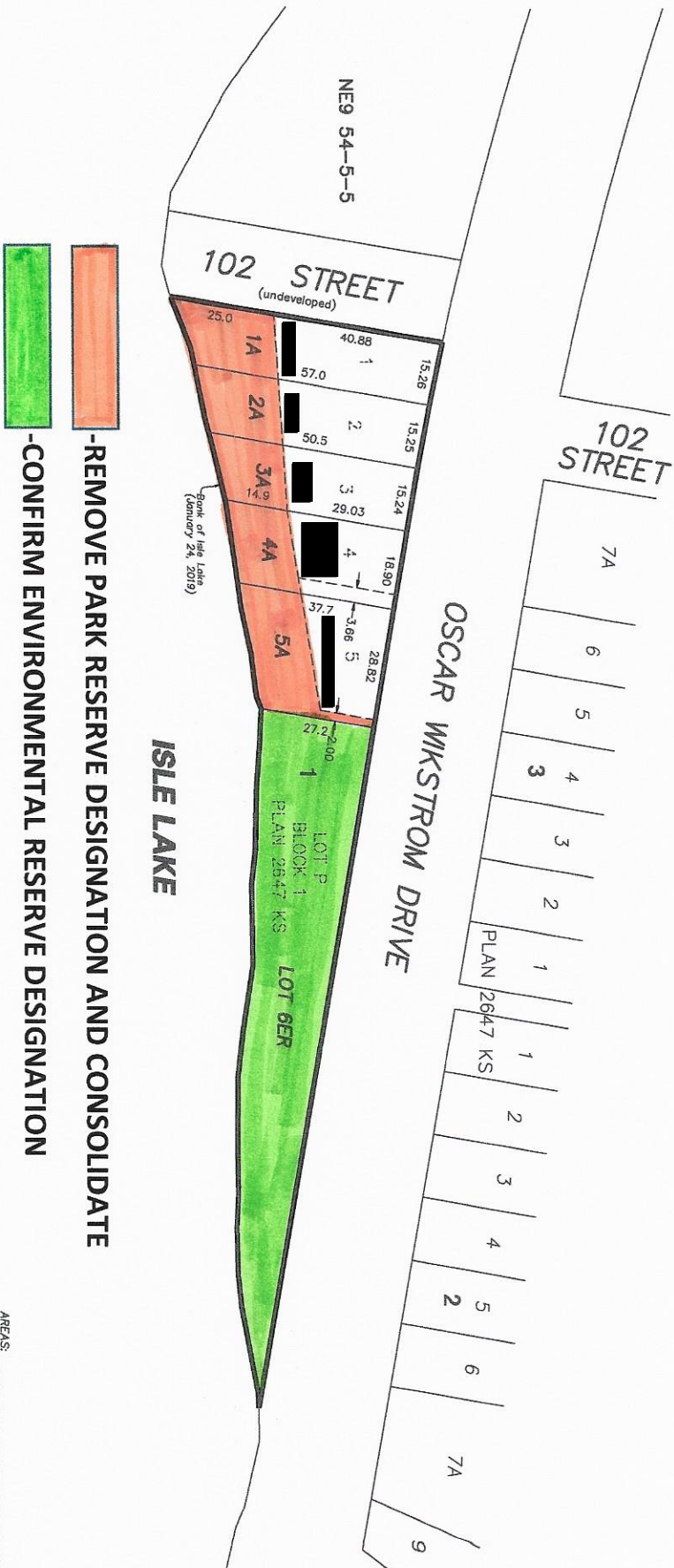
Read a third and final time on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Mayor, Sandi Benford

\_\_\_\_\_  
Chief Administrative Officer, Wendy Wildman

# SCHEDULE "A" – BYLAW 207-2019

## SCHEDULE "A"



- NOTES:
1. ALL DISTANCES ARE IN METRES AND DECIMALS THEREOF
  2. LOT OWNERS LAST NAME MARKED ON LOTS
  3. AREA OUTLINED THUS ——— AND CONTAINS 0.693 ha.

TENTATIVE PLAN SHOWING PROPOSED SUBDIVISION OF  
 LOTS 1 TO 5 INCLUSIVE, BLOCK 1, AND  
 LOT P, BLOCK 1, PLAN 2647 KS  
 SUMMER VILLAGE OF SOUTH VIEW - ALBERTA  
 SCALE 1:1000  
 FEBRUARY 2019

AREAS:

LOT 1: 0.059 ha	LOT P: 0.034 ha	LOT 1A: 0.093 ha
2: 0.053 ha	P: 0.029 ha	2A: 0.082 ha
3: 0.047 ha	P: 0.025 ha	3A: 0.072 ha
4: 0.049 ha	P: 0.028 ha	4A: 0.077 ha
5: 0.048 ha	P: 0.046 ha	5A: 0.084 ha
	P: 0.275 ha	6ER: 0.225 ha
TOTAL 0.693 ha		

NAV/LAND GEOMATICS INC.  
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 PHONE NO. 780-486-1119 FAX NO. 780-483-0240  
 FILE NO. 2675/19 2675-TENT-19.DWG