

**BYLAW NO. 18-10
TOWN OF FALHER**

A BYLAW OF THE TOWN OF FALHER, IN THE PROVINCE OF ALBERTA TO AMEND BYLAW NO. 14-05.

WHEREAS the Council of the Town of Falher, in the Province of Alberta has adopted the Bylaw No. 14-05, being the Land Use Bylaw; and

WHEREAS the Council of the Town of Falher, pursuant to the provisions of the Municipal Government Act, R.S.A. 2000, deems it advisable to amend the said Bylaw.

NOW THEREFORE, the Council of the Town of Falher, duly assembled, hereby enacts as follows:

1. **Add the following subsection to Section 3.3:**

3.3.7 The Development Authority may decide on an application for a development permit even though the proposed development does not comply with the Land Use Bylaw or is a non-conforming building if, in the opinion of the development authority,

a) the proposed development would not

(i) unduly interfere with the amenities of the neighbourhood, or

(ii) materially interfere with or affect the use, enjoyment or value of neighbouring parcels of land, and

b) the proposed development conforms with the use prescribed for that land or building in the land use bylaw.

2. **If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion shall be severed.**

3. **That this bylaw shall take force and effect on the date of its final passage.**

READ a first time this _____ day of _____, 2018

MAYOR

MUNICIPAL ADMINISTRATOR

READ a second time this _____ day of _____, 2018.

READ a third time and finally passed this _____ day of _____, 2018.

MAYOR

MUNICIPAL ADMINISTRATOR