

**BYLAW NO. 19-03
TOWN OF FALHER**

A BYLAW OF THE TOWN OF FALHER, IN THE PROVINCE OF ALBERTA TO ESTABLISH THE DEVELOPMENT AUTHORITY FOR THE TOWN OF FALHER

WHEREAS, section 624(1) of the *Municipal Government Act*, Chapter M-26 of the Revised Statutes of Alberta 2000, and amendments thereto, requires the Council of a Municipality to by bylaw, provide for a development authority to exercise development powers and perform duties on behalf of the municipality; and

WHEREAS, in accordance with section 207(d) of the *Municipal Government Act*, a Chief Administrative Officer may perform the duties and functions and exercise the powers assigned to the Chief Administrative Officer by Council; and

WHEREAS, in accordance with section 209 of the *Municipal Government Act*, a Chief Administrative Officer may delegate any of the Chief Administrative Officer's powers, duties or functions under the Act or any other enactment or bylaw to a designated officer or an employee of the municipality; and

WHEREAS, the Council of Town of Falher, in the Province of Alberta, has deemed it desirable to establish the development authority, define its composition, and assign the powers, duties and functions to be exercised by the development authority on behalf of the of Town of Falher;

NOW THEREFORE, pursuant to sections 624(1), 207 and 209 of the *Municipal Government Act*, RSA 2000 Chapter M-26, and section 20 of the Town of Falher Chief Administrative Officer Bylaw, Council of Town of Falher, in the Province of Alberta, duly assembled, hereby enacts as follows:

Title

1. This bylaw may be cited as the "Development Authority Bylaw".

Purpose

2. The purpose of this bylaw is to establish the Development Authority for the Town of Falher.

Definitions

3. In this Bylaw,
 - a) **Act** means the *Municipal Government Act*, being Chapter M-26, RSA 2000, as amended from time to time.
 - b) **Chief Administrative Officer** means the Chief Administrative Officer of Town of Falher appointed by Council under the Chief Administrative Officer Bylaw, as established in accordance with section 205 of the *Municipal Government Act*.
 - c) **Council** means the duly elected Council of Town of Falher.
 - d) **Development Authority** means the Chief Administrative Officer or a person delegated by the Chief Administrative Officer to exercise development powers and perform duties on behalf of Town of Falher.
 - e) **Development Officer** means the Chief Administrative Officer or a person delegated by the Chief Administrative Officer excising development powers and duties on behalf of the Town of Falher.
 - f) **Land Use Bylaw** means the Town of Falher Land Use Bylaw, as established in accordance with section 639 of the *Municipal Government Act*.
 - g) **Town** means the corporation of the Town of Falher.

Establishment

4. The Development Authority for the Town of Falher is hereby established.
5. Pursuant to section 207(d) and section 624 of the *Act*, the authority to exercise development powers and duties on behalf of the Town of Falher is hereby vested in the Chief Administrative Officer, herein also referred to as the Development Officer.
6. Pursuant to section 209 of the *Act*, the Chief Administrative Officer may in writing delegate any or all of the powers, duties or functions of the Development Authority to a designated officer or an employee of Town of Falher.

Powers, Duties and Functions

7. The Development Authority shall exercise those powers and carry out the functions and duties as prescribed in the Act and the Land Use Bylaw.

Severability

8. If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion shall be severed and the remainder of the bylaw is deemed valid.

Repeal of Previous Bylaw and Enactment

9. Bylaw Number 95-12 is hereby repealed.

10. This Bylaw shall come into full force and effect upon the date of its final passing thereof.

READ a first time this _____ day of _____, 2019

READ a second time this _____ day of _____, 2019.

READ a third time and finally passed this _____ day of _____, 2019.

MAYOR

CHIEF ADMINISTRATIVE OFFICER