

## **Agenda**

### **Village of Barons Regular Council Meeting Tuesday, March 12, 2024 At 7:00 p.m.**

1. Call to Order
2. Guests: Susan Sarazin – Seacans  
Will Vrooman – Garbage Service
3. Approval of Agenda
4. Approval of February 13, 2024 Regular Council Meeting Minutes
5. Business Arising
  - a. Proposed Land Use Bylaw Amendments – Bylaw #758 - Seacans
6. Village Foreman Report
7. Administrator Report
8. Correspondence
9. Financial Report
10. Committee Reports
  - a. ORRSC (Oldman River Regional Services Commission)
  - b. Green Acres
  - c. CFLR (Community Futures Lethbridge Region)
  - d. FCSS (Family and Community Support Services)
  - e. Mayors and Reeves
  - f. Chinook Arch Library System
  - g. AG Society
  - h. Emergency Advisory Committee
  - i. Carmangay Library
11. New Business
  - a. Bylaw #757 – Water Conservation Bylaw
  - b. Nobleford Water Request
  - c. LGAA Yearly Conference
12. Closed Session
13. Adjournment

**MINUTES OF REGULAR MEETING OF COUNCIL  
of the Village of Barons  
February 13, 2024**

***Present:*** Daniel Doell, Mayor  
Ron Gorzitza, Deputy Mayor  
Clinton Bishop, Councillor  
Jen Durell, Administrator  
Brian Passmore, Village Foreman

***Absent:*** None

***Recording Secretary:*** Jen Durell, Recording Secretary

***Call to Order:*** Call to order at 7:00 p.m.

***Guests:*** **Gavin Nummi, Engineer – MPE Engineering**  
Gavin Nummi attended the Council meeting to discuss the Sewer Lift Station and Trunk Main replacement project and present the final draft of the drawings for same. Discussion was held.

Gavin reports that the award for tender should be by the March 12 Council meeting. They are working on obtaining a temporary workspace from the adjacent landowner. Will update in 2 weeks on same. MPE projects that the project will take 3-4 months to complete – substantial completion by September, final completion by October.

Deputy Mayor Gorzitza says the project sounds good and that we've been lucky with our current pumphouse. Comments that this new lift station will be state of the art when completed.

Councillor Bishop wants to know if there is any risks upcoming to timelines. Gavin says no, so long as we don't have any issues with the adjacent landowner. Procurement and construction may be impacted by wet weather, but the challenges will be identified in the tender documents and the contractors will be aware. If the contractor is delayed, then there is recourse in the tender documents.

Councillor Bishop wants to know if our current easement should be amended. Gavin says that it is possible and advisable and will ask Bridgeland to enquire of same.

Councillor Bishop questions about cost for disruption to adjacent farming operations. Gavin says it is eligible for the grant funds and we should not be out of pocket for same.

**Approval of Agenda:** Motion made by Deputy Mayor Gorzitza to approve the Agenda as presented. Carried

**Minutes:** To accept the minutes of the January 9, 2024 Regular Council Meeting minutes as presented.

**Motion made by Deputy Mayor Gorzitza to accept the minutes of the January 9, 2024 Regular Council meeting as presented.**  
Carried

**Business Arising:** a) **Bylaw Enforcement Agreement**  
Council was presented with the proposed agreement for Bylaw Enforcement with the Town of Coalhurst. Discussion was held.

**Motion made by Councillor Bishop to approve and sign the Bylaw Enforcement Agreement as presented.**  
Carried.

b) **Proposed Land Use Bylaw Amendments**  
Presentation was made by Kattie Schlamp, Planner from ORRSC. Discussion was held.

**Motion made by Councillor Bishop to instruct Kattie Schlamp to draft a bylaw to allow for Sea-cans in residential areas.**  
Carried.

**Village Foreman Report:** Foreman Passmore reports things have been ok. Sewage lagoon has been having issues as of late – generator has been good, but it will be better when generator kicks on and off by itself. Power outage last week prompted generator to run all weekend long as power was not restored till Monday last week. Pumps were losing prime and had to replumb the inlet for pump 1 as vibrations from the pumps are causing the plumbing to slowly disconnect. Lots of plowing as of late.

**Administrators Report:** Administration has been in contact with the Zone Director of Track Maintenance for CPKC regarding their untidy property in town. CPKC reports that the untidy property will be remedied. They also spoke of the railroad ties on the property and advised that there was potential that this could be remedied this year. Work continues on the Year End reporting and Final Audit. The Village Auditors will be here Feb 20th and 21<sup>st</sup> to complete the onsite audit. The Village has been approached to work in conjunction with the Barons School to collaborate on a project with some seed funding from AHS to promote healthier communities. We have decided to look into purchasing some outdoor exercise equipment and to install this at our Municipal playground. The signs for the signage project have now been ordered and we are under budget for the

same. Had a meeting with our FortisAlberta representative and discussed our utility costs, options, etc. Attended two webinars regarding the LGFF Capital transition. Registered both Administration and Public Works for an upcoming Drought Workshop in Lethbridge being held by the Oldman Watershed Council at the end of February. The Assessment roll is now in, and work continues to input the 2024 assessed values. We are seeing a 36% increase in assessed values overall.

- Correspondence:**
- January Bank Reconciliation
  - AB Environment – Drought Management Plan
  - Heaven Can Wait Animal Rescue – Thank You
  - FCSS – Report to Municipalities
  - Safety Codes Council – 2022 Annual Internal Review Approval
  - Community Peace Officer Monthly Report
  - Green Acres – 2024 Requisition

**Motion made by Mayor Doell to accept the correspondence as presented. Carried**

**Financial Reports:** Council was presented with the accounts payable and monthly statement for the month of January, 2024.

**Motion made by Deputy Mayor Gorzitza to approve the accounts payable for the month of January, 2024. Carried**

**Motion made by Mayor Doell to approve the monthly statement for January, 2024. Carried**

**Committee Reports:**

- a) **ORRSC**  
Next meeting is in March
- b) **Green Acres**  
Had a meeting and went through financials for the apartments. Discussion of Piyami Lodge is main focus – The provincial government owns it, Green Acres manages. The building needs a lot of work and Green Acres is advocating for the replacement of same. Many discussions taking place with Ministers.
- c) **CFLR (Community Futures Lethbridge Region)**  
Had a meeting at end of January. Alberta is the only province where Community Futures hasn't re-negotiated a new agreement with the Federal Government. Community Futures needs another \$150,000 for operating costs and are pressuring the Province to increase funding for all Alberta chapters.
- d) **FCSS (Family Community and Social Services)**

This month is volunteer month and thanking everyone for their volunteerism. FCSS has a program upcoming for low income individuals to assist with income tax filings.

- e) **Mayors and Reeves**  
Spoke about water projects at the last meeting. Lots of discussion of drought management, and the Province currently stating that Alberta is at a level 4 of 5 on their Water Shortage Management Plan.
- f) **Chinook Arch Library System**  
Only meet every 3 months.
- g) **AG Society**  
Had an AGM last month. George Hebenik has been elected new chair of the AG society. Will be wrapping up planning for events. Attended 4H event to judge public speaking.
- h) **Emergency Advisory Committee**  
HIRA's (Hazard Identification and Risk Assessment) are now completed. Attended a meeting on January 26 – Discussed the draft Bylaws and the Ministerial Order application. Next meeting upcoming at the end of February.
- i) **Carmangay Library**  
Will be coming to Barons to hold library functions. They were hoping for a March start date, but are now projecting April will be the pop-up which will be at the Seniors Centre

Councillor Bishop also reports on elected officials training that himself and Mayor Doell are taking. Last course of 4 will be Feb 15, 2024.

***New Business:***

- a) **Utility Relief Program Request**  
Council was presented with an application by the Barons Memorial United Church for the Utility Relief for Non-Profits program. Discussion was held.

**Motion made by Councillor Bishop to provide relief from utilities for the Barons Memorial United Church for the 2024 calendar year. Carried**

***Closed Session:***

**None**

***Adjournment:***

Adjournment of the meeting was at 8:02 p.m.

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Mayor – Daniel Doell

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Administrator – Jen Durell

DRAFT

**VILLAGE OF BARONS  
IN THE PROVINCE OF ALBERTA  
BYLAW NO. 758**

BEING a bylaw of the Village of Barons in the Province of Alberta, to amend Bylaw No. 677 being the municipal Land Use Bylaw.

WHEREAS the Council of the Village of Barons desires to amend the regulations and criteria of shipping containers within specific land use districts of the municipality within Land Use Bylaw No. 677.

AND WHEREAS the general purpose of the proposed amendments described in Schedule 'A' are to:

- Add shipping containers as a discretionary use in the "Residential – R1" and "Residential Manufactured Home – R2" land use districts;
- Update the shipping container standards to provide requirements for permanent shipping containers within residential land use districts;

AND WHEREAS the municipality must prepare an amending bylaw and provide for its consideration at a public hearing.

NOW THEREFORE, under the authority and subject to the provisions of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26 as amended, the Council of the Village of Barons, in the Province of Alberta, duly assembled does hereby enact the following:

1. Bylaw No. 677 being the Land Use Bylaw, is hereby amended by Bylaw 758 to include shipping container amendments as indicated in the attached Schedule 'A'.
2. That the aforementioned amendment to Land Use Bylaw 677, shall make use of formatting that maintains the consistency of the portions to the bylaw being amended.
5. Bylaw No. 758 shall come into effect upon third and final reading thereof.
6. Bylaw No. 677 is hereby amended and consolidated.

READ a **first** time this 12<sup>th</sup> day of March, 2024.

\_\_\_\_\_  
**Mayor – Dan Doell**

\_\_\_\_\_  
**Chief Administrative Officer – Jen Durell**

READ a **second** time this \_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
**Mayor – Dan Doell**

\_\_\_\_\_  
**Chief Administrative Officer – Jen Durell**

READ a **third** time and finally PASSED this \_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
**Mayor – Dan Doell**

\_\_\_\_\_  
**Chief Administrative Officer – Jen Durell**

# Schedule “A”

1. That Schedule 2, Section 2, Table 2.2.1 be amended by adding “Shipping container, permanent” as a discretionary use to the R1 and R2 land use districts.
2. That Schedule 5, Section 14 - Shipping Containers, be amended by deleting the current text and replacing with the text below:

## **SECTION 14 SHIPPING CONTAINERS**

### **General Standards for All Shipping Containers**

- 14.1 An application for a development permit for a proposed shipping container must be completed and submitted to the Development Officer accompanied by the applicable application fee and a minimum of two recent colour photographs of each container (one end view and one side view).
- 14.2 There shall be a legal primary use on the property where the shipping container is proposed.
- 14.3 Shipping containers are permitted to be used for storage only and shall not be used as a building or a construction material.
- 14.4 The Development Authority may require as a condition of approval that a shipping container(s) be screened from view or landscaped to make it aesthetically pleasing.
- 14.5 The Development Authority may regulate the time period for which a development permit for a shipping container(s) is valid through the issuance of a temporary permit.

### **Temporary Shipping Container Standards**

- 14.6 A shipping container may be placed temporarily on a construction site for the period of construction, in any land use district, subject to the following provisions:
  - (a) the shipping container is needed in connection with construction of a development for which a development permit has been issued;
  - (b) the construction site is active (i.e., construction has commenced and is on-going or is about to commence within one week); placement of a shipping container on an inactive construction site is prohibited;
  - (c) setbacks for a temporary shipping container shall be as required by the Development Authority;
  - (d) the maximum lot coverage for accessory structures in the applicable land use district apply;
  - (e) the shipping container may only be permitted in the secondary front, rear, or side yard;
  - (f) the shipping container shall not display advertising, company logos, names or other marketing without an approved sign permit.



- (g) the Development Authority has the authority to determine the maximum amount of time a shipping container is permitted on a lot; and
  - (h) the shipping container shall be removed immediately upon completion of construction or sooner as may be required by the Development Authority.
- 14.7 Removal of the shipping container(s) at the expiration of the permit shall be at the expense of the applicant and/or landowner. The Development Authority may require as a condition of approval the posting of a bond or a security guaranteeing the removal of the container and/or compliance with the conditions of the permit.

#### **Standards for Shipping Containers in Residential Districts**

- 14.8 Permanent shipping containers may be located in the Residential – R1 or Residential Manufactured Home – R2 land use districts and are subject to the following provisions:
- (a) the maximum lot coverage, building height, and setback requirements for accessory structures in the applicable land use district apply;
  - (b) the shipping container may only be permitted in the rear yard;
  - (c) the shipping container shall not display advertising, company logos, names, or other marketing;
  - (d) no more than one shipping container shall be permitted on a parcel;
  - (e) the shipping container shall not exceed 20 ft. in length;
- 14.9 To ensure that the design, character, and appearance of the finished shipping container is compatible with other buildings in the vicinity and that the design, character, and appearance of the shipping container is consistent with the purpose of the residential land use district, the Development Authority shall require that any shipping container be subject to the following conditions of approval:
- (a) be sided on a minimum of three sides (non-door sides) with the same exterior material, acceptable to the Development Authority, and similar or complimentary colour as the principal building;
  - (b) be completely painted on the opening door sides, if not required to be sided, to match the colour of siding being installed on the other three sides of the container;
  - (c) be modified to add a sloped roof with functional gutters and downspouts. The roof shall be a minimum 3/12 pitch and finished in material acceptable to the Development Authority such as wood shake, fibre cement, asphalt, or composite shingle;
  - (d) be placed on a concrete slab or permanent foundation in accordance with standard building construction and building code requirements; and
  - (e) be able to meet all applicable provincial building and safety code requirements.

#### **Standards for Shipping Containers in Commercial and Industrial Districts**

- 14.9 Permanent shipping containers may be located in the Commercial – CO, Industrial – IN, and Public and Institutional – PI land use districts and are subject to the following provisions:

- (a) the maximum lot coverage and setback requirements for accessory structures in the applicable land use district apply;
- (b) the shipping container may only be permitted in the secondary front, rear, or side yard;
- (c) the shipping container shall not display advertising, company logos, names or other marketing without an approved sign permit;

14.10 The Development Authority may regulate the maximum height of shipping containers;

14.11 The Development Authority may require as a condition of approval:

- (a) that any shipping container be sandblasted and/or painted a neutral or complementary colour to match the existing building(s) on the property; and
- (b) that the exterior of the shipping container be kept clean and regularly painted in a neutral or complementary colour to match the existing building(s) on the property.

# Memo

**To:** Jen Durell, CAO

**File:** 5F-39

**From:** Kattie Schlamp, Planner

**Date:** March 7, 2024

**Re:** Bylaw No. 758 - Amendment to Land Use Bylaw No. 677 to Allow Permanent Shipping Containers as a Use in Residential Districts

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Bylaw No. 758 proposes to amend Land Use Bylaw No. 677 in order to allow for shipping containers as a permanent use within the “Residential – R1” and “Residential Manufactured Home – R2” land use districts. The amendments provide the ability for permanent shipping containers to be considered on a discretionary basis within the residential districts. To ensure that the appearance of shipping containers fit the residential character of the district, a number of use specific regulations have been proposed to be included in Schedule 5 – General and Use Specific Standards of Development.

## **Summary of Proposed Amendment**

1. “Shipping container, permanent” has been added as a discretionary use in the R1 and R2 land use districts in Schedule 2, Section 2, Table 2.2.1.
2. Schedule 5, Section 14 – Shipping Containers is to be replaced with the text proposed in “Schedule A”. Only the standards for permanent shipping containers in residential districts are new, all other standards exist in Land Use Bylaw No. 677 currently, however they have been organized in a new format for greater clarity.

A number of provisions have been included in the residential standards such as no more than one shipping container may be permitted on a parcel, no signage is to be permitted on the shipping container, including company logos, and limiting the length of the shipping container to 20 ft. The shipping container is also subject to the land use district’s maximum lot coverage, setbacks, and maximum building height for accessory buildings.

In order to prevent drainage concerns and ensure the appearance of the shipping container is consistent with the residential land use district the Development

Authority has the ability to impose conditions on a development permit for a permanent shipping container to require improvements to the container. The standards include requirements for:

- the shipping container to be covered with siding;
- the door of the shipping container to be painted in a complementary colour;
- a sloped roof with gutters and downspouts be added to the shipping container;
- the shipping container to be placed on a concrete slab or permanent foundation; and
- all applicable building and safety codes to be met.

### **Preliminary Planning Comments**

- The municipality has the discretion to determine how restrictive it wants to be in allowing this type of development. Amendments to the proposed bylaw may be made prior to or following consultation with the public.
- No further planning comments at this time. Additional comments may be forthcoming at the public hearing once a review of the public and agency comments is completed.

### **Options**

Option 1: That Council provides first reading to Bylaw 758 and place the notice of public hearing in accordance with Sections 216.4, 606, 606.1 and 692, notify required all landowners within the municipality, Lethbridge County, relevant government departments and agencies, and schedule a public hearing.

Option 2: That Town Council defer first reading to Bylaw 758 for specific amendments.

### **Recommended Action**

Option 1.

**Village of Barons**  
**THE MONTH February, 2024**  
**2024 Monthly Statement Ending: February 29, 2024**

	<u>Revenue</u>	<u>Expenses</u>
Taxes	\$6,024.91	
General Administrative	\$300.00	\$8,845.04
Council		\$1,220.80
Fire Hall		\$1,105.65
Bylaw Enforcement	\$110.00	\$4,044.15
Shop		\$3,765.23
Roads and Streets		\$2,786.73
Water/Sewer/Garbage	\$7,778.61	\$11,711.66
Green Acres Requisition		\$3,167.43
Recreation Facilities/Parks		\$350.70
Casual Wages/STEP		\$2,480.50
Legal		
FCSS Requisition		
Chinook Arch		
Requisition - School		
Bulk Water	\$262.00	
Auditor		
Xplornet	\$600.00	
Carwash		
Insurance		\$1,184.72
ORRSC		
FortisAlberta Franchise	\$1,069.08	
Assessor		
MPC		
Sewer Lift Project		\$8,786.00
Grants		\$74,385.35
ATCO Gas Franchise Fee	\$1,993.30	
Debenture		
Treated Water - Nobleford		
<b>Total</b>	<b>\$18,137.90</b>	<b>\$123,833.96</b>

Bank Balance - as of February 29, 2024	\$119,498.81
Outstanding Cheques (as February 29, 2024)	\$14,637.50
GIC	\$370,994.07

2023 Taxes Owing	\$32,381.71
Outstanding Taxes - Prior to 2023	\$2,881.43
<b>Total Outstanding Taxes</b>	<b>\$35,263.14</b>

**VILLAGE OF BARONS  
IN THE PROVINCE OF ALBERTA**

**BYLAW NO. 757**

**A BYLAW OF THE VILLAGE OF BARONS, IN THE PROVINCE OF ALBERTA, TO GOVERN THE WATER USE AND WATER CONSERVATION MEASURES DURING EVENTS OF WATER SHORTAGE.**

**WHEREAS** pursuant to the provisions of the Municipal Government Act, Statutes of Alberta, RSA 2000 and amendments thereto, Council may pass a Bylaw for the provision and regulation of a water utility within the Village of Barons.

**WHEREAS** Council deems it appropriate to prepare a water conservation Bylaw that requires the water be conserved and utilized in an efficient manner with the provisions of this Bylaw.

**NOW THEREFORE THE COUNCIL OF THE VILLAGE OF BARONS, DULY ASSEMBLED, HEREBY ENACTS AS FOLLOWS:**

**1. TITLE**

This Bylaw may be referred to as the “Water Conservation Bylaw.”

**2. PURPOSE AND DEFINITIONS**

The purpose of this Bylaw is to promote the efficient use of water in the community and reduce water waste.

**3. DEFINITIONS:**

- a) “Bulk Water Station” means the facility for the sale of potable water on a bulk basis.
- b) “CAO” means Chief Administrative Officer who is appointed to the position and title by Council and includes any person appointed by the CAO to act as his/her/their designate.
- c) “Consumer” means any person or corporation whose property is connected to the water system or any Lessee or occupant of such property or person who obtains water from any Town owned hydrant or stand.
- d) “Non-Residential Water Use” means a service supplied to a premise principally used to conduct a profession, business, trade, industry, occupation, or employment, and includes institutional uses that does not have any health or safety impacts, is not by regulation, or is not required for municipal purposes and includes but not limited to:
  - Washing of vehicles
  - Washing/pressure washing of streets, sidewalks, parking pads or building exteriors, unless necessary for maintaining public sanitation
  - Irrigation of lawns, trees, athletic fields and ornamental plants (included those through timed or programmed sprinkler systems).

- Filling of decorative fountains, swimming pools and hot tubs
  - Water for construction purposes such as grading and compacting
  - Any other uses deemed non-essential by the CAO for any events given the severity and specific circumstances of the event.
- e) “Officer” means any individual(s) designated and appointed from time to time by the Village for the administration and enforcement of this bylaw and shall include the CAO or designate; Peace Officer appointed by the Province of Alberta; a Bylaw Officer; and any member of the Royal Canadian Mounted Police (RCMP)
- f) Residential Water Use means a service supplied to a premise that is used primarily for domestic purposes including but not limited to single-family dwellings, multi-family dwellings and mobile homes.
- g) “Vehicle” means a device in or by which someone travels or something that is carried on or conveyed including but limited to cars, trucks, trailers, recreational vehicles, all terrain vehicles (ATVs) and motorcycles.
- h) “Water Restriction” mean the applicable restriction of water use imposed by the CAO as described in Schedule “A” of this bylaw.

#### 4. WATER USE RESTRICTIONS

- a) In the event that the CAO believes there may be a shortage of water, the CAO may regulate the distribution and use of water from the Water Treatment Plant to all consumers including the days and times of day when the use of water for non-essential water use may be allowed or prohibited. This is done in consultation with the Village Foreman, Director of Emergency Services, Town of Nobleford and Alberta Environment.
- b) When the CAO has declared a state of water shortage:
- 1) The CAO may impose a Level 1, Level 2 or Level 3 water restriction as set out in Schedule “A” of this Bylaw.
  - 2) The CAO shall not be required to impose levels of restriction in successive stages but may proceed to impose any level of restriction the CAO has determined is warranted in the circumstances.
- c) Subject to other sections of this Bylaw, no person may use municipally supplied water from a hose, pipe, sprinkler, or permanent water irrigation system for the purpose of watering lawns **except between the hours of 8:00 a.m. and 12:00 noon on the residents scheduled days.**
- d) In the event there is a reason to declare an increase in water conservation level, the CAO may declare such restriction effective immediately.
- e) Any consumer outside of municipal boundaries will be required to implement the same or similar water conservation measures as required by the Town residents subject to CAO approval.

- f) The declaration of a water use restriction may apply to the entire municipality or other specific locations as defined by the CAO.
- g) In the event of an emergency such as, but not limited to, a fire, water line break, water plant critical component failure, etc., the municipality may implement such conservation measures as deemed necessary for the duration of the emergency.

5. **NOTICE**

The CAO will cause public notice indicating the level of water conservation and the date that level came or will come into effect to be given by any of the following means:

- a) Website
- b) Circulation of a flyer
- c) Poster at Canada Post Bulletin Board, Village Office window and Bulk Water window
- d) Any other method as deemed necessary.

6. **LEVELS OF WATER CONSERVATION**

The CAO may enact any of the following levels of water conservation measures depending on the projected or actual severity of the event:

**Level 1 Water Restrictions**

- a) All outdoor water use, including watering lawns, washing cars, sidewalks, pads, exterior of buildings and windows is permitted. However, using the last number of your street address (odd or even) determines which days you may water your lawn according to the following schedule:

**ODD numbered addresses may use water for these purposes on Tuesdays, Thursdays and Saturdays.**

**EVEN numbered addresses may use water for these purposes on Wednesdays, Fridays and Sundays.**

**Mondays are reserved for Village owned properties such as parks, etc.**

**Watering will be allowed between the hours of 8:00 a.m. and 12:00 (noon).**

- b) Bulk water sales hours of operation are limited or suspended completely.

**Level 2 Water Restrictions**

- a) All non-essential water use is prohibited (e.g. washing cars, sidewalks, pads, exterior of buildings, windows and watering lawns, etc.)
- b) Bulk water sales are prohibited.



- c) All non-residential users of water will be requested to reduce hours of operation to contribute to the conservation of water.

### **Level 3 Water Restrictions**

- a) All non-essential water use is prohibited (e.g.: washing cars, sidewalks, pads, exterior of buildings, windows, and watering lawns, etc.)
- b) Bulk water sales are prohibited.
- c) All non-essential users of water will be required to reduce or cease hours of operation.

**Regardless of any water restrictions in effect, water conservation measures will be promoted by encouraging the following conservation activities including by not limited to:**

- **flushing toilets only as required for solids.**
- **not running partial loads of washing or dishwashing machines.**
- **refrain from non-essential maintenance operations (those that do not impact health and safety).**

## **7. EXEMPTIONS**

The following circumstances are exempt from the restrictions noted under this Bylaw:

- a) Watering of flower beds, gardens, shrubs, and trees by watering can is permitted at anytime.
- b) Newly laid sod and seeding lawns may be watered by drip system until the first cut only or as would be deemed reasonable by a Peace Officer.
- c) At any time, a written request may be made to the CAO requesting an exemption for the water restriction in place. Exemptions will only be made for extraordinary and or emergency situations. The request must include:
  - 1. Location of request
  - 2. Reason for waiver
  - 3. Duration of requested waiver
- d) Water that a person can establish is not supplied by the Village are not subjected to these restrictions. Examples would include rain barrels or private wells.

## **8. WASTING WATER**

All consumers or persons are prohibited from wasting water. No consumer shall allow potable water to run off the property as a result of water uses including but not limited to over watering, broken irrigation or infrastructure washing of surfaces such that there is:

- a) a stream of water running into a street or swale for an excessive distance from the edge of the property;

b) a stream or spray of water running into or discharging into a street or sidewalk.

**9. ENFORCEMENT**

- a) Any person who contravenes any section of this Bylaw is guilty of an offence and liable upon summary conviction, to a fine as set put in this bylaw.
- b) An Officer who has reasonable grounds to believe a contravention of this bylaw has occurred is authorized and empowered to:
  - 1. Issue a verbal and/or written warning to the person violating this bylaw; and/or
  - 2. Issue a Violation Ticket pursuant to Part 11 of the Provincial Offences Procedures Act to the person violating this bylaw, with or without having issued any such warnings.
- c) Every day during which a contravention continues is deemed to be a separate offence.
- d) Any employee of the municipality may enter upon any parcel of land, suspected of violating water use restrictions, and require the occupant of such parcel to discontinue such noncompliance or, if the occupant is not available, the employee may turn off the source of such non-compliance.
- e) In the event that the employee is not able to shut off the source of the non-compliance, the supply of water to any parcel may be temporarily discontinued, and the owner shall be liable to pay a reconnection fee in addition to the fine that may be applied.
- f) In addition to fines and penalties, which may be issued under this Bylaw, the Village of Barons may seek an Order of Court granting an injunction or any other order necessary to enforce compliance. The Village will seek full recovery of such legal costs either through the court system or by placing the cost of such action on the person(s) or corporations tax or utility account.
- g) Any person who commits an offence under this Bylaw is liable to pay fines for each contravention of any provision of this Bylaw as stated by this bylaw.

**10. FINES AND/OR PENALTIES**

A person committing a breach of any of the provisions of this bylaw may forfeit the right to be supplied with water and shall be liable to a penalty as outlined below:

<b>LEVEL</b>	<b>1<sup>ST</sup> OFFENSE</b>	<b>2<sup>ND</sup> OFFENCE</b>	<b>3<sup>RD</sup> OFFENCE</b>
<b>1</b>	<b>N/A</b>	<b>N.A</b>	<b>N/A</b>
<b>2</b>	<b>\$100.00</b>	<b>\$250.00</b>	<b>\$500.00</b>
<b>3</b>	<b>\$250.00</b>	<b>\$500.00</b>	<b>\$1,000.00</b>
<b>WASTING WATER</b>	<b>\$100.00</b>	<b>\$250.00</b>	<b>\$500.00</b>

**11. SEVERABILITY**

- a) Each provision of this Bylaw is independent of all other provisions and if any provision is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw remain valid and enforceable.
- b) Nothing in this Bylaw relieves a person from complying with any provision of any federal or provincial law or regulation, other Bylaw or any requirement of any lawful permit, order, or license.

**NOW THEREFORE THE COUNCIL FOR THE VILLAGE OF BARONS ENACTS AS FOLLOWS:**

That this bylaw shall take effect on the date of the third and final reading thereof.

Read a first time this 12th day of March, 2024.

Read a second time this 12th day of March, 2024.

Received Unanimous Consent for consideration of third reading this 12th day of March, 2024.

Read a third time and passed this 12th day of March, 2024.

**MUNICIPALITY OF THE VILLAGE OF BARONS**

\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**ADMINISTRATOR**

Village of Barons  
Request For Decision (RFD)

Meeting:	Regular Council
Meeting Date:	March 12, 2024
Originated By:	Jen Durell, Chief Administrative Officer
Title:	Nobleford Water Request
Agenda Item Number:	11(b)

**RECOMMENDED ACTION:**

Council should not consider selling part of our water allotment to the Town of Nobleford.

**BACKGROUND/PROPOSAL:**

The Town of Nobleford has approached the Village to enquire if Council would consider selling part of our water allotment to them to ease the pressures on their water license due to their growth pressures. They are looking to purchase one quarter of our allotment from us, with consideration/options for payment.

The Village currently is licensed to pull 81.0 Acre-Feet of water from the canal south of Nobleford (26,393,965.714 gallons, or 99,912,028.840 litres). Nobleford collects this water on our behalf and sends the treated water to the Village via the Regional Water Line. The Village supplies water to 166 properties in the Village, 2 acreages where the line intersects, 1 acreage which has paid to have a line installed, and 3 County vaults for the Lethbridge Northern Potable Water Co-op. One quarter of our allotment would equal 20.25 acre-feet of water (approximately 6,598,481 gallons, or 24,977,970 litres)

Last year we consumed 36.11 acre-feet of water for services of same (11,765,167 gallons, or 44,536,001.803 litres)

**DISCUSSION/OPTIONS/BENEFITS/DISADVANTAGES:**

There would be consideration from Nobleford as to how this would be paid. They have offered either a cash payment for same, or top compensate with reduced water rates until the balance owing is paid off.

The advantages to this proposal are:

- Revenue generated from the sale of same, whether by cash payment or by the reduction of water rates until the balance is paid off.

The disadvantages to this proposal are:

Initials show support –

Reviewed By: CAO: Jen Durell

- AB Environment has placed a moratorium on new water licenses being issued for the Oldman watershed, so there would be no likelihood of us obtaining surplus if we were to grow or consume more water.
- AB Environment has been very hesitant on allowing for any changes to licenses due to the continuing pressures on the watershed.
- We are currently in a severe drought and there is high potential that the Provincial Government will be reducing our allotment temporarily in response to the drought conditions, and the water sharing agreements currently being drafted for the Oldman Watershed.

There may be consideration given to Nobleford to use part of our allotment on a “rental” or “per use” basis, however we would retain the capacity under our license. This may lead to difficulties, and feasibility considerations would need to be discussed as we consider the current condition of the watershed and the ongoing drought conditions.

FINANCIAL CONSIDERATIONS:

None at this time.

RISK/CONSEQUENCES

1. Council may provide further direction on any item contained in the report. Council shall be specific in the direction it provides.

ENCLOSURES: