

MPC MEETING WEDNESDAY JULY 17, 2013 12:30 P.M.

MUNICIPAL PLANNING COMMISSION WEDNESDAY July 17, 2013 – 12:30 PM TOWN OF REDCLIFF

AGENDA

Pg.	AGENDA ITEM
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- 1. CALL TO ORDER
- 2. ADOPTION OF AGENDA
- 3. PREVIOUS MINUTES
 Minutes of June 19, 2013 meeting
- 4. LIST OF DEVELOPMENT PERMITS ADVERTISED May 21, 2013 & June 4, 2013 (attached)
- 5. DEVELOPMENT PERMIT APPLICATIONS APPROVED BY DEVELOPMENT OFFICER
 - A) Development Permit Application 13-DP-039
 Doug Buchner
 Lot 18-20, Block 19, Plan 3042AV (801 4 Street SE)
 Approved: Hot Tub
 - Development Permit Application 13-DP-041
 Darrell Schaffer
 Lot 1-3, Block 81, Plan 755AD (601 Broadway Avenue E)
 Approved: Permit to Stay
 - C) Development Permit Application 13-DP-043
 Advance Design & Construction
 Lot 6, Block 1, Plan 0012974 (1401 Dirkson Drive NE)
 Approved: Interior Renovations
 - D) Development Permit Application 13-DP-044
 Johan Geisbrecht
 Lot 23-24, Block 83, Plan 1117V (21 5 Street NE)
 Approved: Accessory Building Detached Garage
 - E) Development Permit Application 13-DP-045
 Medicine Hat Signworks
 Lot 12, Block 6, Plan 9811617 (1576 South Highway Drive)
 Approved: Free Standing Sign

6. DEVELOPMENT PERMIT FOR MPC CONSIDERATION

A) Development Permit Application 13-DP-026
TriVentures
Lot 47, Block 34, Plan 1212279 (221 8 Street NW)
Greenhouse Expansion

7. FOR COMMENT

A) Development Permit Application 13-DP-048
Prairie Rose School Division No. 8
Lot1-3, Block 108, Plan 1117V
Outreach School

8. ADJOURNMENT



TOWN OF REDCLIFF DEVELOPMENT PERMITS

NOTICE OF DECISION OF DEVELOPMENT OFFICER **Discretionary Uses:**

Development

Permit Application#

13-DP-044

<u>Details</u> Lot 23-24, Block 83, Plan 1117V (21 5 Street NE) <u>APPROVED WITH CONDITIONS:</u> Accessory Building -

Detached Garage

A Development Permit for a Discretionary Use does not take effect until fourteen (14) days after the date of this notice provided that no Appeals have been registered with this office.

Persons claiming to be affected by a Development Permit for a Discretionary Use may appeal to the Subdivision and Development Appeal Board by submitting a \$100.00 fee, and written notice stating reasons for the Appeal to the Town Manager within fourteen (14) days after this notice is published.

NOTICE OF DECISION OF DEVELOPMENT OFFICER

Permitted Uses - For Information Only

Development

Permit Application# 13-DP-043

Lot 6, Block 1, Plan 0012974 (1401 Dirkson Drive NE)

APPROVED: Interior Renovation

*Note: No appeal is available for the issuance of a Development Permit for a permitted use unless provisions of the Land Use Bylaw have been relaxed, varied; or misinterpreted

Brian Stehr Development Officer

40 Mile County Commentator, Bow Island, Alberta, Tuesday, June 25, 2013-11



TOWN OF REDCLIFF DEVELOPMENT PERMITS

NOTICE OF DECISION OF MUNICIPAL PLANNING COMMISSION

Discretionary Uses:

Development Permit Application# 13-DP-026

<u>Details</u>
Lot 6, Block 3, Plan 1310370 (809 Broadway Ave. E)
APPROVED WITH CONDITIONS: Landscaped Boulevards and Entrances

A Development Permit for a Discretionary Use does not take effect until fourteen (14) days after the date of this notice provided that no Appeals have been registered with this office

Persons claiming to be affected by a Development Permit for a Discretionary Use may appeal to the Subdivision and Development Appeal Board by submitting a \$100.00 fee, and written notice stating reasons for the Appeal to the Town Manager within fourteen (14) days after this notice is

NOTICE OF DECISION OF DEVELOPMENT OFFICER

Permitted Uses - For Information Only

Permit Application# 13-DP-040

Unit 107, Block 1, Plan 0213235 (35 Riverview Drive SE)
APPROVED WITH CONDITIONS: Covered Deck

13-DP-032

Alfozor Toroll

SW1/4 - 21 - 13 - 6 - W4 APPROVED WITH CONDITIONS: Lean-to shed

*Note: No appeal is available for the issuance of a Development Permit for a permitted use unless provisions of the Land Use Bylaw have been relaxed, varied, or misinterpreted i i

Wasign protect and not always enough nt (1997) 19 Development Office(1

MUNICIPAL PLANNING COMMISSION MEETING WEDNESDAY, JUNE 19, 2013 – 12:30 PM TOWN OF REDCLIFF COUNCIL CHAMBERS

MINUTES

PRESENT: Members:

B. Duncan,

B. Lowery, B. Vine, L. Leipert

Public Services Director Development Officer Planning Consultant

D. Schaffer B. Stehr K. Snyder

ABSENT:

Member

S. Wertypora, J. Beach

1. CALL TO ORDER

B. Duncan called the meeting to order at 12:30 p.m.

2. ADOPTION OF AGENDA

B. Lowery moved that the agenda be adopted as presented. - Carried.

3. PREVIOUS MINUTES

L. Leipert moved the minutes of the May 15, 2013 meeting be adopted as presented. – Carried.

4. LIST OF DEVELOPMENT PERMITS ADVERTISED

The Commission reviewed the development permits as advertised in the Cypress Courier / Commentator on May 21, 2013, and June 4, 2013. The Development Officer advised that no appeals were received.

5. DEVELOPMENT PERMIT FOR MPC CONSIDERATION

A) Development Permit Application 13-DP-021
RedHat Cooperatives
Lot 6, Block 3, Plan 1310370 (809 Broadway Avenue E)
Landscaped Boulevard and Entrances

The Commission reviewed Development Permit Application 13-DP-021 for Landscaped Boulevard and Entrances.

The Development Officer informed the Commission that this Development Permit Application and the recommendations come from many hours of meetings and discussions both internally, and with RedHat Cooperatives.

L. Leipert asked if all parties have agreed to the recommendations. The Development Officer informed the Commission that the recommendations came from the Manager of Engineering and the Development Officer. The Development Officer informed the Commission that he has had a meeting with Lyle Aleman of RedHat Co-operatives, and he agreed with the conditions. It was K. Snyder's opinion that point one (1) of the recommendations which states "Existing curb at Northeast corner of the Mitchell St. & Broadway Ave will not be disturbed." should not be adopted. K. Snyder told the Commission that the road encroachment onto RedHat Co-operatives does not fall under the Commission's authority, and is being addressed between the Town and

RedHat Co-operatives. It was K. Snyder's opinion that point one (1) may be challengeable and therefore should be struck.

- B. Lowery moved that Development Permit Application 13-DP-021 for Landscaped Boulevard and entrances be APPROVED with the following conditions:
 - The south access onto Mitchell Street will be for in movements (ingress) from 07:00am – 06:00 pm only and both in/out for rest of the times. Proper signage to be installed at the owners expense and be maintained to the satisfaction of the Development Authority
 - The entrance widths are approved as submitted
 - No left hand turns from South Entrance onto Mitchell Street. Proper signage to be installed at the developer's expense and to be maintained to the satisfaction of the Development Authority.
 - Island Boulevard installed at edge of the road. Delineator to be installed from the south corner of island near the road edge and to be maintained to the satisfaction of the Development Authority.
 - 33 m setback from edge of road (Broadway Ave) is approved as submitted.
 - Tapering at the north access shall not adversely affect the ditch or drainage. The
 ditch and drainage to be maintained to the satisfaction of the Manager of
 Engineering.

Further that the following note be placed on the Development Permit:

NOTE:

The Access widths and the access setback from Mitchell St. & Broadway Ave. may have to be adjusted if the Town of Redcliff needs to install a different traffic control device.

- Carried
- B) Development Permit Application 13-DP-026 TriVentures Lot 47, Block 34, Plan 1212279 (221 8 Street NW) Greenhouse Expansion
- L. Leipert moved that Development Permit Application 13-DP-026 be lifted from the table. Carried

The Development Officer informed the Commission that the Applicant had provided a site plan which showed 13 parking spots, as well as adequate storage area. The applicant had written a letter to Town Council to purchase that section of 2 Ave SW which his greenhouse encroaches onto. Town Council denied his request. However the Manager of Legislative and Land Services has advised that the Applicant is requesting Council to reconsider his application. To date, this process has not been completed.

B. Vine moved that Development Permit Application 13-DP-026 be tabled until the next Municipal Planning Commission meeting. — Carried

6. FOR COMMENT

A) Application for a Land Use Amendment Lot 39, Block 61, Plan 1310076 (105 6 Street SW) Lot 47, Block 34, Plan 1212279 (221 8 Street SW) Change zoning from H to HC-RD

The Commission had no comments to proposed Land Use Amendment.

7. ADJOURNMENT

B. Lowery moved to adjourn meeting at 12:50 pm – Carried.

Chairman	***************************************	***************************************	-	***************************************

<u>Development Permit Application</u> <u>Background Information / Review</u>

Date:

June 14, 2013

Applicant:

Civic Address:

Legal Address:

Land Use:

TriVentures 221 8 Street SW

Lot 47, Block 34, Plan 1212279

H Horticultural and HC-RD

Commercial Mixed Use Restricted

District

Development Officer:

Brian Stehr

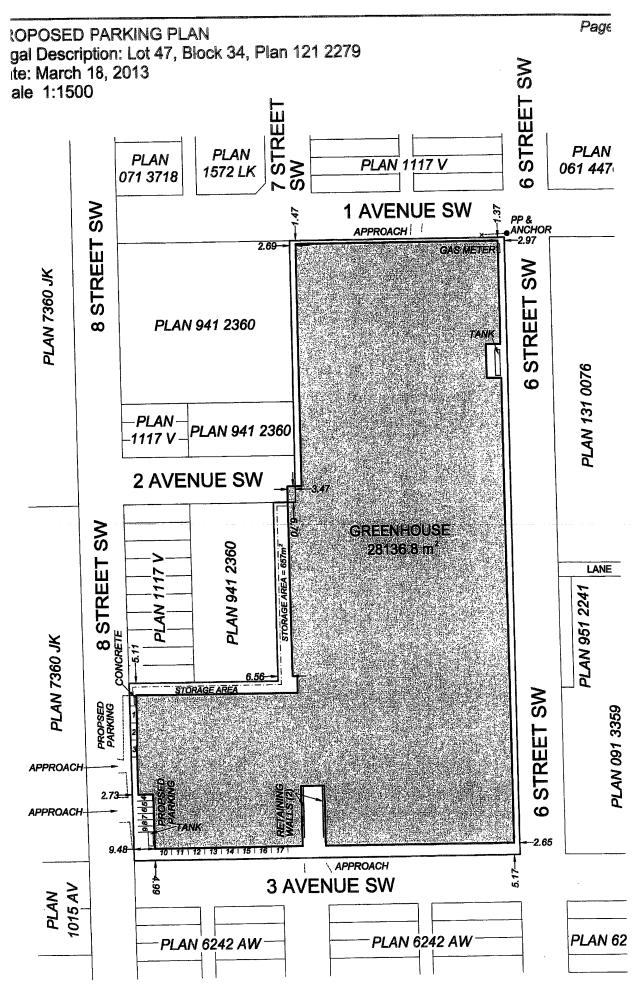
Background:

Development Permit Application 13-DP-026 was tabled at the May 15, 2013 MPC meeting. Since that time Adam from Benchmark Geomatics has submitted a new site plan which does identify the storage area.

I have had the opportunity to discuss the possibility of opening a retail space at the greenhouse. R. Wagenaar informed me that this would not be happening, as they already have a retail space at different location which he is quite satisfied with.

R. Wagenaar did submit a letter to Town Council to purchase a portion of 2 Avenue SW. Town Council denied R. Wagenaar's proposal. R. Wagenaar had informed S. Simon that he wishes to resubmit his proposal to purchase a section of 2 Avenue SW and present his case to Town Council in person.

It is the recommendation of the Development Officer that Development Permit Application 13-DP-026 be TABLED until August 21, 2013.



<u>Development Permit Application</u> <u>Background Information / Review</u>

Date: May 2, 2013

Applicant: Civic Address: Legal Address: Land Use: TriVentures
221 8 Street SW
Lot 47, Block 34, Plan 1212279
HC-RD Horticultural and
Commercial Mixed Use Restricted
District

Brian Stehr

Development Officer:

Background:

Rick Wagenaar of TriVentrues has submitted a Development Permit Application for a Greenhouse expansion. In the HC-RD district a greenhouse is a permitted use. However, a TriVentures site plan show a set back on the northeast corner of 1.37 m but falls within the 10% variance power of the MPC and is being forwarded to you for your consideration.

I have reviewed the application and note the following based on the Land Use Bylaw:

- Section 95.6.i of the Land Use Bylaw states that the maximum side yard setback for a greenhouse is 1.5m
- Section 11.7 of the Land Use Bylaw gives the Commission the authority to vary any condition or requirement of this Bylaw to a maximum variance allowance of 10% with the exception of sizes of accessory buildings.
- Section 95.9.b of the Land Use Bylaw states:
 No storage in the front and flankage yards unless it is screened from the public view to the satisfaction of the Development Authority. Materials used shall provide year-round screening.
- 4. Section 95.9.c of the Land Use Bylaw states: Each individual operation shall provide a minimum of 185 m² of storage space to be located upon deeded property and adjacent to the proposed development (the calculation of storage are may not include minimum setback requirements).
- 5. Section 95.9.d of the Land Use Bylaw states:

 Vehicular parking shall not be permitted in any yard of any principal building if that building is less than 6.0 m from the property line.

13-DP-026 221 8 Street SW Lot 47, Block 34, Plan 1212279 TriVentures

H and HC-RD Zoned: 4.88 m Height (8.5 m) Coverage (max as per D.A.) 88.6% 2.65 m Rear yard setback 1.37 m Left yard setback 4.99 m Right yard setback 2.73 m Front yard setback 21 stalls max. Parking (1 per 1400 m² or as per D.A.)



- No doors in the rear yard are permitted which do not open completely on the site
- No storage in front and flankage yards unless it is screened year round.
- Provision of 185 m² of storage space to be located upon deeded property.
- Vehicular parking shall not be permitted in any yard of any principal building if that building is less than 6.0 m from the property line.



DEVELOPMENT PERMIT

Application # 13-5P-026

Roll# 0283000

IPPLICATION SECTION			Total Gratinal Parkets				
roperty Owner:		Mailing Address / PO	Mailing Address / PO Box				
Tri Ventures		Box 2	416				
Phone Fax		Redaliff	Prov 46	Postal Code			
Applicant / Contractor / Agent: (Owner:	Mailing Address / PO	Вох	anagas pilawanana na anagas ana ana			
		Box 4K					
Krda Wagaad Phone Fax	A County of Additional Principles (Children County)	City	Prov	Postal Code			
483 9523171	ha alicentario de la companya de la	Redcliff	AL	TOTZPO			
PROJECT LOCATION	1000年1476年						
Civic (Street) Address of the Prop development is to be affected:	erty on which the	221 8HL	. st s.	11			
	Block		The second secon	~			
Lot(s) 47	Block 34	+	Plan 12/22	179			
PROJECT INFORMATION							
Description of Proposed Develop	ment	Hartes Tuesdam Alberta Santa Maria					
(0.110)			er i mangang kandalahan pangan dan makan makan kan				
(-KH) U4	elipmont	-greenhous	e expansion				
☐ Home Occupation ☒	Property Improveme	nts	☐ Tempo	rary changes			
☐ Basement Development	☐ Demolition	□ Other					
Proposed Setbacks	Front 2.73 m	Rear 2.6	Estim	ated Value of Project:			
Flankage Left Side 1.37M		Right Side	\$_	200,000			
ACT AND READ TO THE	1.37 N	Number of Unit	9m				
Parcel Size		Number of Office	5	A Control of the plantage of the plantage of the plantage of			
Land Use District		HC-RI	2				
Is the development near slopes	□ Yes		DX No				
Start Date		Estimated Completion [Date	and the second s			
Applicant/Owner Signature				Participant of the publication of the			
Application Date				• 6			
Permitted Use	₽ Dev.	Officer Discretionary	□ Discre	tionary Use (MPC)			



DEVELOPMENT PERMIT

Application # 13- DP-026

IMPORTANT NOTES:

- In addition to completing this form, and application for a Development Permit shall be accompanied by the following information, where relevant:
 - a. Site plan showing the legal description, existing and proposed buildings, front, rear and side yards. Any provisions for off street loading and/or vehicle parking, site plan to be accurate at a scale to the satisfaction of the Development Officer.

b. Floor plans and elevations, preferably on 11" x 17" inch paper.

- c. A statement of uses and, in the case of development proposed in an industrial area, a statement indicating the manner in which the applicant intends to conform to any performance standards applicable.
- 2. A Development Permit does not become effective until the time for appeal has expired (14 days) or until such appeal has been determined.
- 3. If the development authorized by a permit does not commence within 12 months from the date of its issue, the permit ceases to be valid.
- 4. Failure to complete this form fully and to supply the required information and plans may mean that this application for a permit will not be considered and may cause delays in the processing of the application.
- 5. This is <u>not</u> a <u>Building Permit</u>, <u>Occupancy Permit</u> or <u>Business License</u>. Any approvals granted regarding this application does not excuse the applicant from complying with requirements of Federal, Provincial or other municipal legislation, or the conditions of any easement, restrictive covenant or agreement affecting the buildings or lands.

PRIVACY: This information is being collected under the authority of the Town of Redcliff Building and Development Permit Bylaw, Town of Redcliff Land Use Bylaw, the Municipal Government Act and the Freedom of Information and Protection of Privacy Act. This information will be used to process your application and may be used to provide statistical data. This information may also be used for taxation and assessment purposes. This information is protected by the provisions of the Freedom of Information and Protection of Privacy Act. If you have any questions about the collection of information, please contact the Town of Redcliff F.O.I.P.P. Coordinator at (403) 548-3618.

PERMIT VALIDATION SECTI	ON (to be con	pleted	by the Dev	elopment C	fficer)				
Approved	Approved	with C	ondition(s)		Refused				
Conditions Note: (see attached Developr	nent Permit Re	port)							
Issuing Officers Name:									
Issuing Officer's signature									
Date of Decision:				e of Issue:					
Date Permit Fee Paid: April 17/13 F		Payme	ent Method	☐ Cash	☑ Cheque	□ Debit			
Permit Fees: \$ 6027			Receipt #	2765	23				

Town Planner K. Snyder's Comments:

1. Greenhouse Expansion

No issue with MPC considering side yard variance to allow 1.37m setback

a. Parking

- i. What is the scale of the retail component? If it is significant then 6 stalls will not be enough.
- ii. I do believe that a number of greenhouse workers *today* utilize modes of transportation other than vehicles, but the greenhouse employment model maybe drastically different in the future and require significant parking.
- iii. In the short-term with six off-street parking stalls there will likely not be an issue.
- iv. In the longer term if greenhouse employment models change then there will be a parking issue, with parking occurring on-street. Thus, the Town may in the future if parking is an issue look at utilizing road cross-sections and designs that allow for on-street parking in this area. Not much else can be done to mitigate the potential problem.

b. Storage

- i. I agree that the storage area is required and needs to be shown on the plan.
- ii. It would be preferable if MPC sees the proposed storage location, but they could state the parameters that are acceptable to them and allow the DO to ensure the proposed location meets MPC criteria.

c. Encroachment (important MPC does not overstep their jurisdiction)

- i. MPC only has 10% variance power. Thus, to grant approval under the encroachment option they would have to relax the setback to zero which is beyond their power.
- ii. Thus, I think there are several options for MPC.
 - 1. Approve with the condition that they purchase enough land from the Town to satisfy the required setback.
 - 2. Table the application until the applicant can purchase the land from the Town to satisfy the required setback.
 - 3. Refuse the application based on the fact that MPC does not have the authority to grant a zero setback. The applicant can then appeal to SDAB, who can allow a zero setback, but even then SDAB would have to state as a condition that an encroachment agreement is required.

4.

1. Can the MPC make it a condition that the developer remove the encroaching structure?

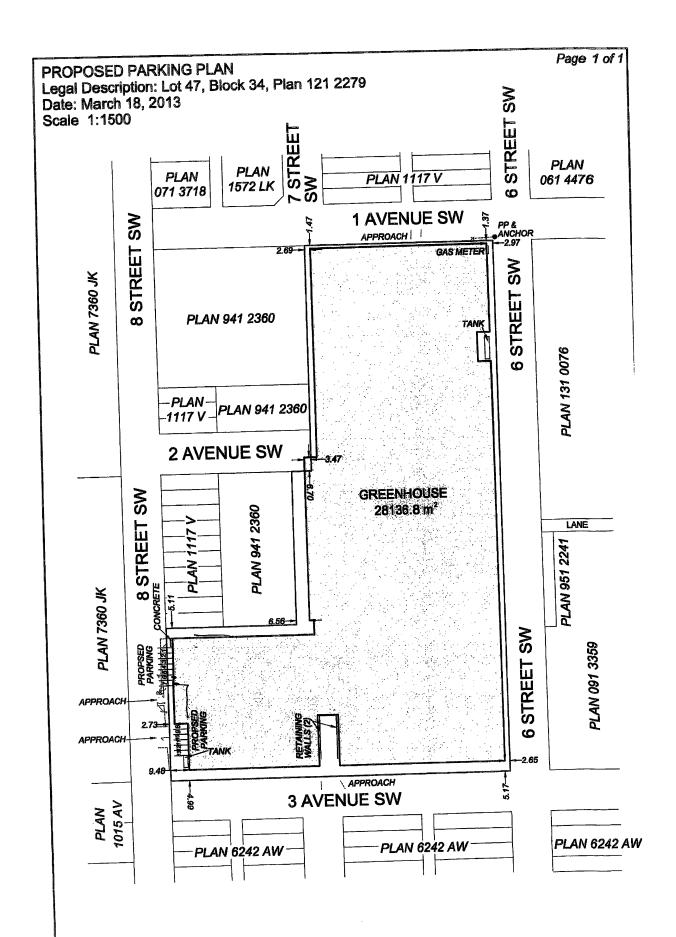
Yes, they can. Something like the removal of the encroachment and placement of the structure at required setbacks as part of their approval.

- 2. Should the Application be delayed in sending to the MPC until storage area is identified?
- Ideally yes, but MPC could describe generally where the storage area should be.
- 3. Shouldn't the MPC grant approval subject to developer reach an agreement that adequately addresses the encroachment agreement.
- MPC must have a condition that states they purchase the required land to establish
 appropriate setbacks. This does not handcuff or force Council. If Council is not
 interested then the approval is void because they could not fulfill that condition. Thus,
 the applicant would then have to remove the encroachment to get approval.
- MPC can't use a general condition though like resolution of encroachment, because if the resolution is an encroachment agreement MPC does not have the power to approve a zero lot line development.

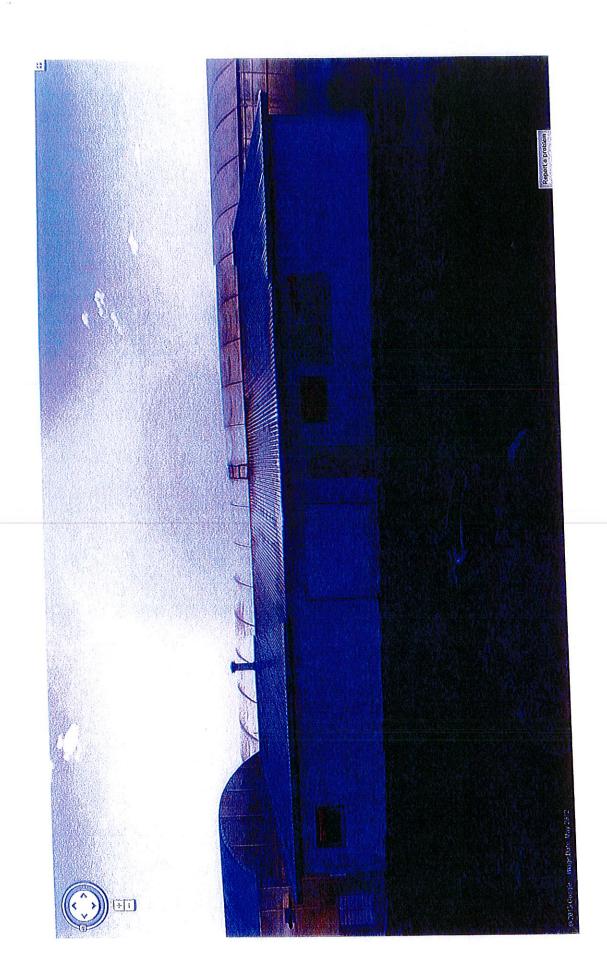
- (91) Geothermal Energy means a renewable source of energy that employs the use of a heat pump to warm or cool air by utilizing the constant temperatures of the earth.
- (92) Golf Course means an outdoor use/establishment where the land is developed primarily to accommodate the game of golf. Accessory uses include a pro shop, driving range, club house, restaurant, licensed dining area or lounge, and other commercial uses typically associated with a golf course clubhouse facility.
- (93) **Grade** (to determine building height) means the approved finished, landscape grade as approved on a grade plan by the Town of Redcliff Engineer. For lots without an approved grade plan, grade means the grade established by a grade certificate completed by an Alberta Land Surveyor.

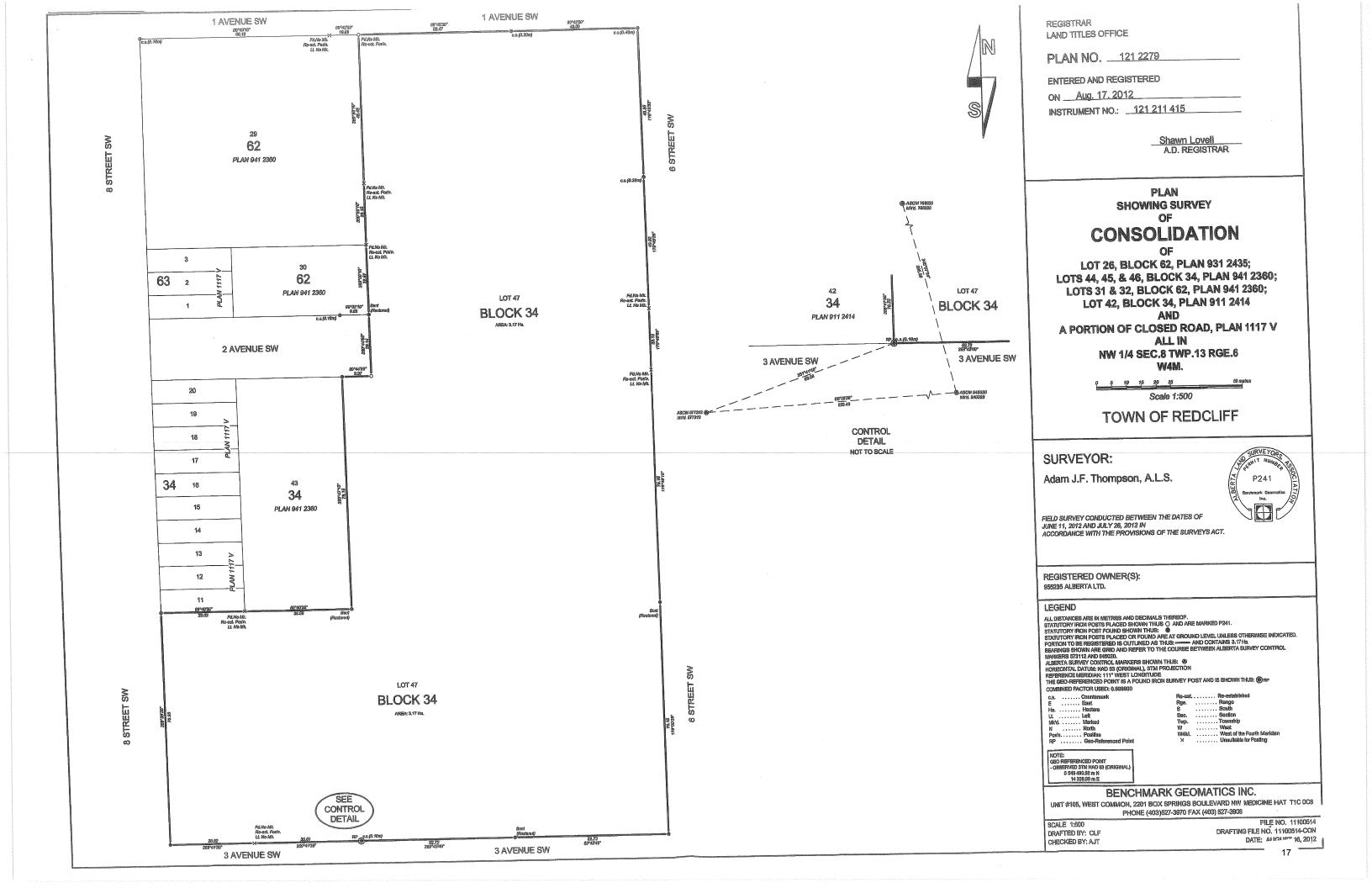


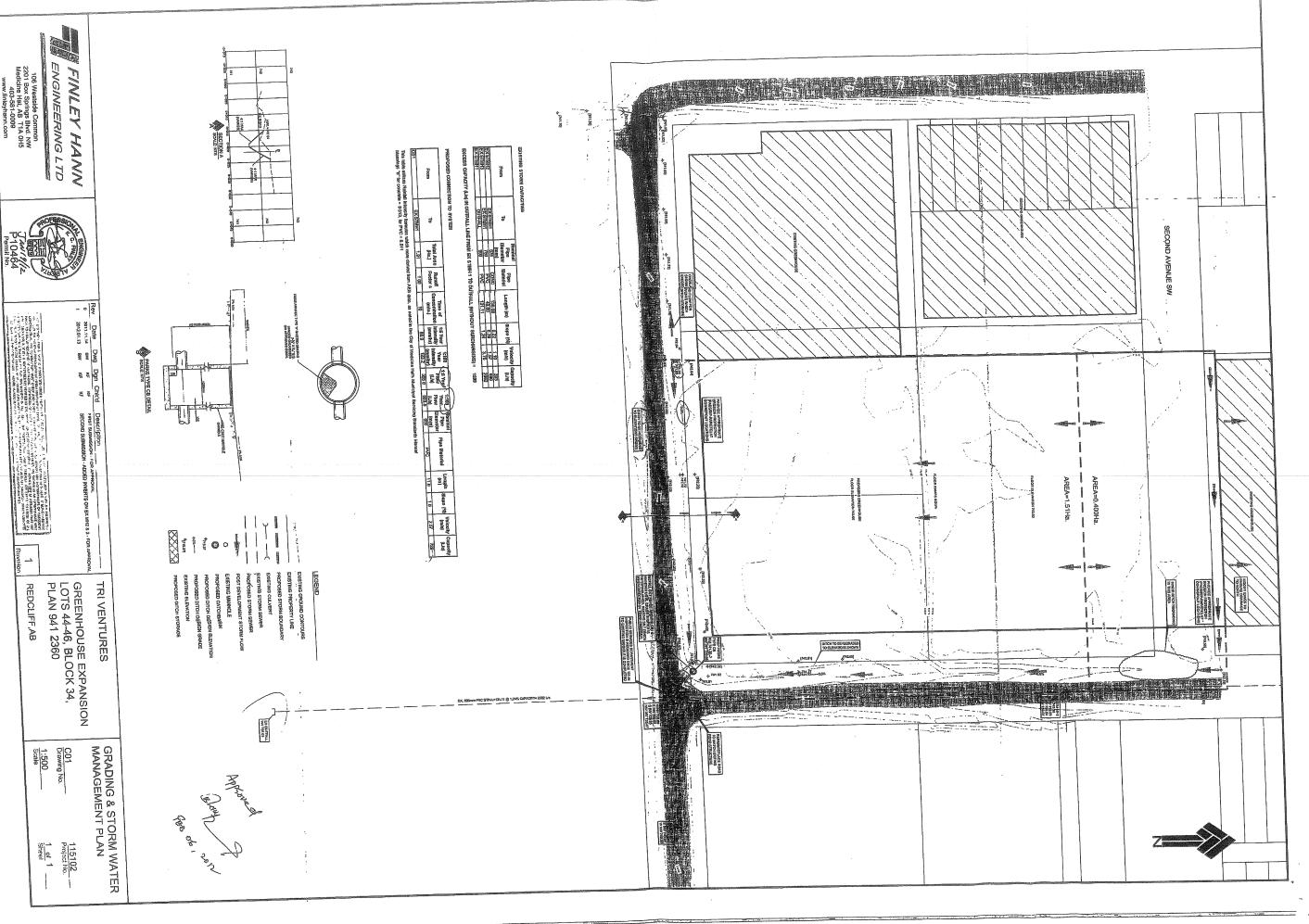
- (94) Greenhouse means development for the growing, storage and/or sale of garden, household and ornamental plants, flowers, trees or produce and includes supplementary retail sale of fertilizers, garden chemicals, garden implements and associated products.
- (95) Group Care Facility means a development which is authorized by a public authority to provide room and board for three or more residents for foster children, disabled persons, or for persons with physical, mental, social or behavioral problems, and which may be for the personal rehabilitation of its residents either through self-help or professional care, guidance and supervision. Occupants live together as a single housekeeping group and using cooking facilities shared in common, with support staff and supervision, for their well being.
- (96) Hard Surface means an area paved with asphalt or concrete. Landscaping is a separate use.
- (97) Home Occupation means an accessory use of the dwelling unit by the occupant or occupants for an occupation, trade, profession or craft.
- (98) Hospital means a facility providing room, board, and surgical or other medical treatment for the sick, injured or infirm including inpatient and outpatient services and staff residences, eating, drinking and convenience retail facilities as accessory uses. Typical uses include hospitals, sanatoria, convalescent homes, isolation facilities, psychiatric hospitals, auxiliary hospitals, and detoxification centres.
- (99) Hot Tub means a large tub made of ceramic, acrylic, wood, or another substance and filled with hot water in which one or more bathers may soak.
- (100) Hotel means development primarily providing temporary sleeping accommodation in rooms or suites with shared outside access and may incorporate eating, drinking, entertainment, convention, sports, recreation, personal service, office and retail facilities which are related to the principal use.











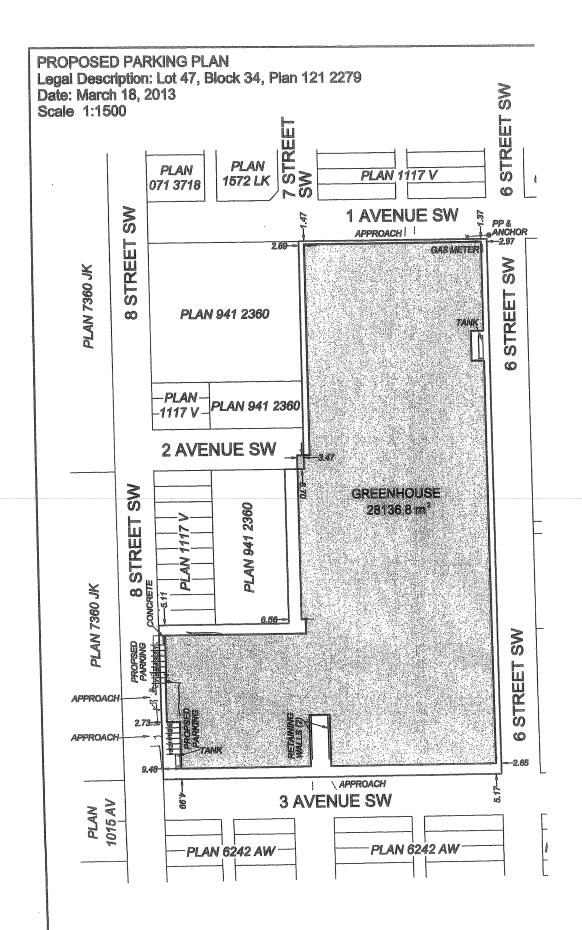
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<u>APPLICATION FOR LAND USE AMENDMENT</u>

Owner of Site:	Name:		SUNQUEST GI	ROWERS	4 955	235/	ALBERTA LTD	
Address:		Rox 287		134	SUNI	RISE ROAD SW		
			REDCLIFF AR				HATAB	
Postal Code:		T03 2P8			3 45	ø		
• *								
Agent of Owner:	Name:		AT MAGA	10 MPSON	(BE)	JCHMA	ARK CHEOMATICS	
	Addres	S:			The second		Wh ar	
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Existing Land U	se Zoning:	H	economical de constante de cons	adeministrative services and the design compensation of the segregation and services and security and services and security and services and security and securit	***************************************		which the desiration of the same of the sa	
Proposed Land	Use Zoning:		- RD	Қалауы қобылуын ақыйға ақайқындың байландың байландың		<u>LANGE PROPERTY OF THE PROPERT</u>	overviewski AAA (SSA SSA SSA AAA AA SSA SSA AA AA AA SSA SSA AA A	
Municipal Addre	ess of Site:	and the second	are and a second se	nakananakatan enghasi terang-biran enghasi terang-biran		incoming a second floor that the second second	and convenience and a particular and a p	
Legal Land Des	scription	Lot 3º)	Block	61	Plan _	13/0076	
Enclosures and Attachments:					34		1212279	
A s) Copy o	of Certifica	ate of Title for Effect	ted lands.				
A P) Eviden	ice that A	gent is authorized b	y Owner.				
	c) Staten	nent of re	asons in support of	application.				
M		Vicinity map of an appropriate scale indicating the location of the parcel and its relationship to the existing land uses and developments within						
	60 m	of the par	cel boundaries.		u .			
		Where application is for a district change to DC — Direct control district a statement explaining why particular control is needed to be exercised over the parcel and why						
	•	, NEP	is not appropriate.	HEEGEN (V)	ac evelor	aca aaci	are heroer and min	
M			shed by resolution of plus the cost of adv					
The Municipal			ion with the Redcliff	-	·		,	
(a)	Refuse, to a	ccept an a	application to amen	d this Bylaw			required by	
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(b)			tion complete withon, a decision can be					
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Al to the term of the con-			ENT SIGNATURE		<u>May 5</u>	<u>13, 20</u>	13	





CERTIFIED COPY OF CERTIFICATE OF TITLE

LINC . 0035 532 580

SHORT LEGAL 1310076;61;39

TITLE NUMBER: 131 010 085 PLAN OF SURVEY - NEW TITLE DATE: 10/01/2013

S

AT THE TIME OF THIS CERTIFICATION

955235 ALBERTA LTD.. OF 134 SUBRISE ROAD SW MEDICINE BAT ALBERTA TIB 482 AS TO AN UNDIVIDED 1/2 INTEREST

SUNQUEST GROWERS LTD.. OF BOX 287 REDCLIFF ALBERTA TOJ 2PO AS TO AN UNDIVIDED 1/2 INTEREST

Are the owners of an estate in fee simple of and in

PLAN 1310076 BLOCK 61 LOT 39

excepting theregut all mines and minerals

SUBJECT TO THE ENCUMERANCES, LIEMS AND INTERESTS NOTIFIED BY MEMORANDUM UNDERWRITTEN OR ENDORSED BEREON, OR WHICH MAY BEREAFTER BE MADE IN THE REGISTER.

ENCLOGERANCES, LIENS & INTERESTS

REGISTRATION MUMBER

DATE (D/M/Y) PARTICULARS

901 258 472

16/10/1990 UTILITY RIGHT OF WAY GRANTEE - THE CITY OF MEDICINE HAT. " AFFECTS PART OF THIS TITLE "

101 251 395

24/08/2010 MORTGAGE
MORTGAGEE - BANK OF HONTREAL.
606-2 STREET SE, MEDICINE HAT
ALBERTA TIAGC9
GRIGINAL PRINCIPAL AMOUNT: \$1,181,000
" AFFECTS PART OF THIS TITLE "

101 251 396

24/08/2010 CAVEAT
RE : ASSIGNMENT OF RENTS AND LEASES
CAVEATOR - BANK OF MONTREAL.
606-2 STREET SE, MEDICINE HAT
ALBERTA TIAGO?
AGENT - JONATHAN ? TIEMAN
APPECTS PART OF THIS TITLE

s salvidateliking s

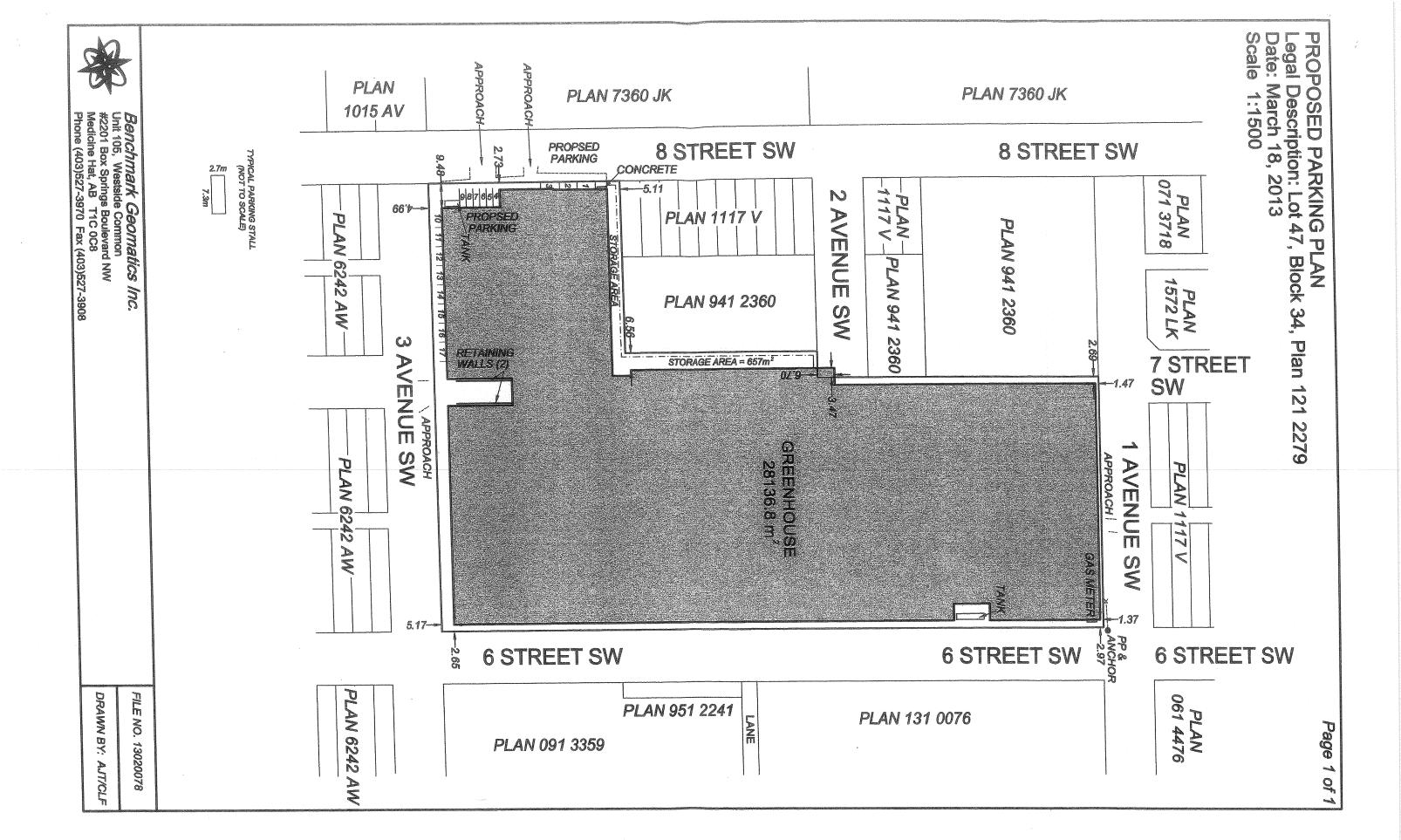
TITLE MUMEER: 131 010 085

THE REGISTRAR OF TITLES CERTIFIES THIS TO BE AM ACCURATE REPRODUCTION OF THE CERTIFICATE OF TITLE REPRESENTED HEREIN THIS 10 DAY OF JANUARY , 2013



SUPPLEMENTARY INFORMATION

**SUPPLEMENTARY INFORM
MINICIPALITY: TOWN OF REDCLIFF
REFERENCE, NUMBER:
121 325 557
101 251 394 41
101 251 394
001 042 003 +2
001 042 003 +2
001 042 003 +1
001 042 003
AREA:
1.19 EBCTARES (2.94 ACRES) MORE OR LESS
ATS REFERENCE:
4;6;13;8;8W
TOTAL INSTRUMENTS: 003





CERTIFIED COPY OF CERTIFICATE OF TITLE

SHORT LEGAL 1212279;34;47 LINC 0035 327 899

TITLE NUMBER: 121 211 415 SUBDIVISION PLAN DATE: 17/08/2012

AT THE TIME OF THIS CERTIFICATION

959235 ALBERTA LID.. OF 134 SUNRISE ROAD MEDICINE BAT ALBERTA TIB 482 AS TO AM UNDIVIDED 1/2 INTEREST

SUNQUEST GROWERS LTD. . OF BOX 287 REDCLIFF ALBERTA TOJ 2PO AS TO AN UNDIVIDED 1/2 INTEREST

ARE THE OWNERS OF AN ESTATE IN FEE SIMPLE

PLAN 1212279 BLOCK 34 LOT 47 EXCEPTING THEREOUT ALL PINES AND MINERALS

Subject to the encumerances. Liens and interests notified by memorandum under-written or endorsed hereon,or which may hereafter be made in the register.

ENCUMBRANCES, LIENS & INTERESTS

REGISTRATION NUMBER

DATE (D/W/Y) PARTICULARS

101 251 395

24/08/2010 MORTGAGE

MORIGAGEE - BANK OF MONTREAL. 606-2 STREET SE, MEDICINE HAT ALBERTA T1A0C9 ORIGINAL PRINCIPAL AMOUNT: \$1,181,000 "AFFECTS FART OF THIS TITLE "

101 251 396

24/08/2010 CAVEAT Caveal RE: Assignment of Rents and Leases Caveator — Bank of Montreal. 606-2 Street 82, Medicine Bat Alberia Tiaoco Agent — Jonathan P Tieman " Affects Part of This Title "

121 010 725

12/01/2012 MORTGAGE

Municage Moricage - Faem Credit Canada. 2nd Floor, 12040-149 Street NW Edmonton Alberta T5V1P2 Original Principal Amount: \$2,700,000 "Affects Part of This Title "

(COMPANIED)

CERTIFIED COPY OF

CERTIFICATE OF TITLE

SHORT LEGAL 1212279; 34,47
NAME 955235 ALBERTA LTD. ET AL
NUMBER 121 211 415

ENCIMBRANCES, LIENS & INTERESTS

registration Number

DATE (D/M/Y) PARTICULARS

121 010 726

12/01/2012 MORTGAGE
MORTGAGEE - ROBERT Y BASHIGUCHI
MORTGAGEE - TEIMO HASHIGUCHI
BOTH OF:
BOX 1470
REDCLIFF
ALBERTA TOJ2PO
ORIGINAL PRINCIPAL AMOUNT: \$43,000
" AFFECTS PART OF THIS TITLE "

THE REGISTRAR OF TITLES CERTIFIES THIS TO BE AN ACCURATE REPRODUCTION OF THE CERTIFICATE OF TITLE REPRESENTED HEREIN THIS 17 DAY OF AUGUST .2012



SUPPLEMENTARY INFORMATION

MUNICIPALITY: TOWN OF REDCLIFF
REFERENCE NUMBER:
121 211 397
121 010 723
121 010 722
121 010 722
121 010 722
071 545 494 +1
071 545 494
AREA:
3.17 HECTARES (7.83 ACRES) MORE OR LESS
ATS REFERENCE:
4,6,13,8,100
TOTAL INSTRUMENTS: 004

92. <u>H HORTICULTURAL DISTRICT</u>

(1) Purpose

The purpose of this district is to regulate developments involving greenhouses. Residential development in this district is intended to be an owner/operator or other similar unit for greenhouse operations.

(2) Permitted Uses

Greenhouse Public Utilities

(3) <u>Discretionary Uses – Development Officer</u>

Accessory Building
Accessory Use
Manufactured Home
Modular Home
Single Detached Dwelling

(4) <u>Discretionary Uses – Commission</u>

Mobile Home
Portable Garage and Shelter
Public Building or Quasi-Public Building
Public Utility Building
Shipping Containers
Similar Uses
Tanks and Pressure Vessels

(5) <u>General Requirements</u>

(a) In addition to the general land use provisions contained in Part VII of this Bylaw, the following provisions as contained within this Section shall apply to every development in this district.

(6) Minimum Requirements

(a) Lot Area

- (i) Single Detached Dwelling: 450 m²
- (ii) Other Uses: As required by the Development Authority

(b) Lot Width

- (i) Single Detached Dwelling: 12.0 m, 15.0 m for corner sites
- (ii) Other Uses: As required by the Development Authority

(c) Front Yard Setback

- (i) Single Detached Dwelling: 6.0 m
- (ii) Greenhouse: 1.5 m
- (iii) Other Uses: 6.0 m or as otherwise required by the Development Authority

(d) Side Yard Setback

- (i) Single Detached Dwelling: 1.5 m, 3.0 m on flankage and one (1) unobstructed 3.0 m, where no rear lane is provided.
- (ii) Greenhouse: 1.5 m
- (iii) Accessory buildings: Shall be sited in accordance with Section 40.
- (iv) Other uses: 1.5 m and one (1) unobstructed 3.0 m, where no rear lane is provided.

(e) Rear Yard Setback

- (i) Single Detached Dwelling: 6.0 m
- (ii) Greenhouse: 1.5 m
- (iii) Accessory buildings: Shall be sited in accordance with Section 40.
- (iv) Other uses: 7.5 m or as otherwise required by the Development Authority

(7) Maximum Requirements

(a) <u>Building Height</u>

- (i) Single Detached Dwelling: 11.0 m
- (ii) Greenhouse: 8.5 m
- (iii) Accessory buildings: 4.5 m
- (iv) Other Uses: As required by the Development Authority

(b) Lot Coverage

- (i) Greenhouse: As required by the Development Authority
- (ii) Single Detached Dwelling: 45% including accessory buildings

- (iii) Accessory Buildings: 15%
- (iv) Other Uses: 45% including accessory buildings

(8) Greenhouses

- (a) No doors in the rear yard are permitted which do not open completely on the site.
- (b) No storage in the front and flankage yards unless it is screened from the public view to the satisfaction of the Development Authority. Materials used shall provide year-round screening.
- (c) Each individual operation shall provide a minimum of 185 m² of storage space to be located upon deeded property and adjacent to the proposed development (the calculation of storage area may not include minimum setback requirements).
- (d) Vehicular parking shall not be permitted in any yard of any principal building if that building is less than 6.0 m from the property line.

(9) Shipping Containers

(a) Shipping Containers within this district are only allowed as an accessory use to a Greenhouse and must meet the requirements in Section 79 of this Bylaw.

(10) <u>Site Development Requirements</u>

- (a) The orientation of buildings and site features shall have minimum adverse effects on surrounding residential properties.
- (b) Vehicles entrances and exits shall comply with the regulations established in Section 52 of this Bylaw and be to the satisfaction of the Development Authority.
- (c) Fencing shall comply with the regulations established in Section 56 of this Bylaw and be to the satisfaction of the Development Authority.
- (d) Garbage containers shall comply with the regulations established in Section 58 of this Bylaw and be to the satisfaction of the Development Authority.
- (e) Any application for a discretionary use within 800.0 m of another municipality is required to be circulated to that municipality for comment prior to a decision by the Development Authority for consideration. See Section 61 IDP Urban Referral Requirements.
- (f) Landscaping shall comply with the regulations established in Section 62

of this Bylaw and be to the satisfaction of the Development Authority.

- (g) On-site lighting shall comply with the regulations established in Section 63 of this Bylaw and be to the satisfaction of the Development Authority.
- (h) Outdoor Storage shall comply with the regulations established in Section 67 and 75 of this Bylaw and be to the satisfaction of the Development Authority.
- (i) All approved uses shall meet the parking and loading requirements established in Section 68 of this Bylaw
- (j) Sites abutting a residential district shall be screened from the view of the residential district to the satisfaction of the Development Authority as per Section 75.
- (k) Tanks and Pressure Vessels shall comply with the regulations established in Section 81 of this Bylaw and be to the satisfaction of the Development Authority.

95. HC-RD HORTICULTURAL AND COMMERCIAL MIXED USE RESTRICTED DISTRICT

(1) Purpose

The purpose of this district is to provide for horticultural, commercial and light industrial uses that should not cause adverse impact on nearby residential areas. This Land Use District is located within 300.0 m of the disposal area of a non-operating landfill and consent has not been received from the Deputy Minister of Alberta Environment to vary Section 13(3) of the Subdivision and Development Regulations to issue Development Permits for a school, hospital, food establishment or residences. These types of development and uses are not permitted in this Land Use District.

Note: Refer to the map located in subsection (8) below and in Part IX, Land Use District Maps for identification of the 300.0 m setback distance boundary from a non-operating landfill.

(2) Permitted Uses

Art and Craft Studio
Car Wash
Fitness Centre
Greenhouse
Household Service
Office
Personal Service
Pet Care Service
Public Utilities
Veterinary Clinic – Small Animal

(3) <u>Discretionary Uses</u> – Development Officer

Accessory Building Accessory Use **Automotive Paint and Body Shop** Automotive Repair and Service Shop **Automotive Sales and Rental Building Supplies** Gas Bar Liquor Store Portable Garage and Shelter Public Building or Quasi-Public Building Public Utility Building Recreational Vehicle Sales, Service or Rental Research Facility Retail Store (no food sales) Service Station Storage Yard-Mini Storage Trade and Contractor Service Warehouse (no food storage)

Warehouse Store (no food storage)

(4) <u>Discretionary Uses - Commission</u>

Tanks and Pressure Vessels Shipping Containers Recycling Facility Similar Use

(5) General Requirements

(a) In addition to the general land use provisions contained in Part VII of this Bylaw, the following provisions as contained within this Section shall apply to every development in this district.

(6) Minimum Requirements

(a) Lot Area

- (i) Service Station and Gas Bar: 929 m²
- (ii) Other Uses: 650 m² or as otherwise required by the Development Authority

(b) Lot Width

- (i) Service Station and Gas Bar: 30.0 m
- (ii) Other Uses: 20.0 m or as otherwise required by the Development Authority

(c) Front Yard Setback

- (i) 6.0 m or as required by the Development Authority
- (ii) Greenhouse: 1.5 m

(d) Side Yard Setback

- (i) Greenhouse: 1.5 m
- (ii) Accessory buildings: Shall be sited in accordance with Section 40.
- (iii) Other uses: 3.0 m and one (1) unobstructed 6.0 m, where no rear lane is provided.

(e) Rear Yard Setback

(i) 7.5 m or as otherwise required by the Development Authority

- (ii) Greenhouse: 1.5 m
- (iii) Accessory buildings: Shall be sited in accordance with Section 40.

(7) <u>Maximum Requirements</u>

(a) **Building Height**

- (i) 8.5 m or as otherwise required by the Development Authority
- (ii) Accessory buildings: 4.5 m

(b) <u>Lot Coverage</u>

- (i) Greenhouse: As required by the Development Authority
- (i) Principal Buildings: 50% including accessory buildings
- (ii) Accessory Buildings: 15%

(8) Reduced Landfill Setback

- (a) Refer to the map located below and in Part IX, Land Use District Maps for identification of the 300.0 m setback distance boundary from the non-operating landfill located within the Town of Redcliff.
- (b) In accordance with Section 13(5) of the Subdivision and Development Regulation, parcels of land in this Land Use District has not received consent from the Deputy Minister of Alberta Environment to vary Section 13(3) of the Subdivision and Development Regulations to issue Development Permits for a school, hospital, food establishment or residence within the 300.0 m setback distance from a non-operating landfill. These types of development and uses are not permitted in this Land Use District.



Legend: Old landfill site

◆→ 300.0 m setback

(9) Greenhouses

- (a) No doors in the rear yard are permitted which do not open completely on the site.
- (b) No storage in the front and flankage yards unless it is screened from the public view to the satisfaction of the Development Authority. Materials used shall provide year-round screening.
- (c) Each individual operation shall provide a minimum of 185 m² of storage space to be located upon deeded property and adjacent to the proposed development (the calculation of storage area may not include minimum setback requirements).
- (d) Vehicular parking shall not be permitted in any yard of any principal building if that building is less than 6.0 m from the property line.

(10) Shipping Containers

(a) Shipping Containers within this district are only allowed as an accessory use to a Greenhouse and must meet the requirements in Section 79 of this Bylaw.

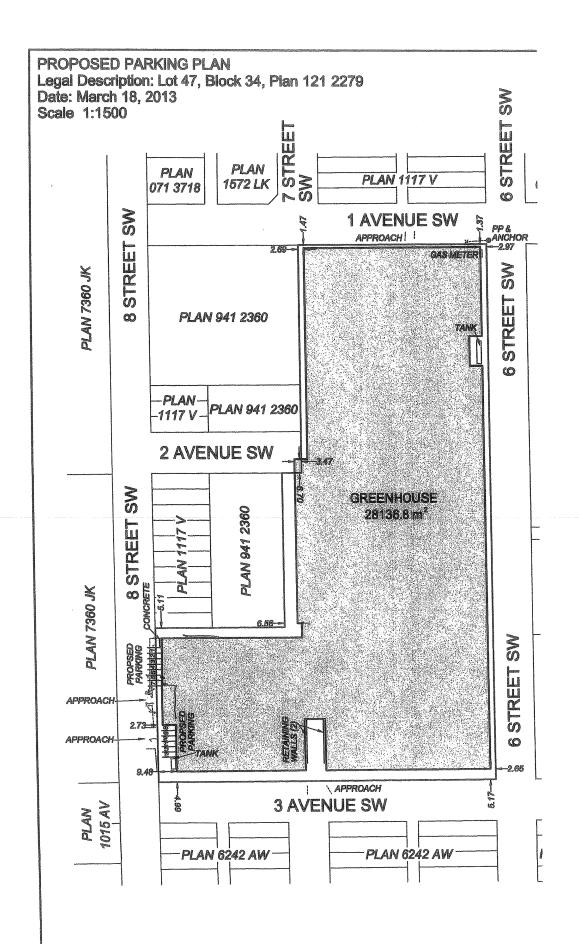
(11) Site Development Requirements

- (a) The orientation of buildings and site features shall have minimum adverse effects on surrounding residential properties.
- (b) Vehicles entrances and exits shall comply with the regulations established in Section 52 of this Bylaw and be to the satisfaction of the Development Authority.
- (c) Fencing shall comply with the regulations established in Section 56 of this Bylaw and be to the satisfaction of the Development Authority.
- (d) Garbage containers shall comply with the regulations established in Section 58 of this Bylaw and be to the satisfaction of the Development Authority.
- (e) Any application for a discretionary use within 800.0 m of another municipality is required to be circulated to that municipality for comment prior to a decision by the Development Authority for consideration. See Section 61 IDP Urban Referral Requirements.
- (f) Landscaping shall comply with the regulations established in Section 62 of this Bylaw and be to the satisfaction of the Development Authority.
- (g) On-site lighting shall comply with the regulations established in Section 63 of this Bylaw and be to the satisfaction of the Development Authority.
- (h) Outdoor Storage shall comply with the regulations established in Section 67 and 75 of this Bylaw and be to the satisfaction of the Development Authority.
- (i) All approved uses shall meet the parking and loading requirements established in Section 68 of this Bylaw
- (j) Sites abutting a residential district shall be screened from the view of the residential district to the satisfaction of the Development Authority as per Section 75.
- (k) Tanks and Pressure Vessels shall comply with the regulations established in Section 81 of this Bylaw and be to the satisfaction of the Development Authority.



<u>APPLICATION FOR LAND USE AMENDMENT</u>

Owner of Site:		Name:		SUNQUEST GROWERS & 955235 ALBERTA LTD					
		Address	a e	BOX 287				RISE ROAD SW	
				REDCLIFE A	2			HATAS	
		Postal C	ode:	TOJ 2.PØ			3 45	9	
				mouse from the Anna State Contract Supplementary on the Anna State Contract Supplementary (Anna State Contract Supplementary Supplementary (An					
Agent of Owne	M.	Name:		ADAM THOMPSON (BENCHMARK GEOMATICS					
		Address:		UNIT 105, 7201 BOX SPEINGS BLVD NW					
				MEDICINE	HAT, AR	TIC		3	
		Postal (Code:	wash dinambhan sul andar sinnid thradisain thirtie Lashih nightin dagan daga lash		myer y Agodi, pembelikan mengamun gamu ana dan pembe		reservoire en electricité d'en constitut d'entre de la charte de la companyant de la companyant de la companya	
Telephone Nu	ımber		403	527-397	Ø.		<u>cyceologostologiae an emediatala an ol</u>	de de particular de la companya del la companya de	
Existing Land	Use Z	Coning:	H	ortenininteritäinimmäänimmäänimmäänimmäännä siitäilimmäännä siitäänimmäännä siitäilimmäänimmäänimmäänimmäänimm	armatika en men di erana rei aran elektri en di delen elektri elektri elektri elektri elektri elektri elektri e				
Proposed Lan	ıd Use	Zoning:	HC.	- RD	and the second	gazan araz dirigina di cara parte en en esta di del	- in the state of		
Municipal Add	dress o	of Site:	10000 verilgebilde billion bil	endusarenus der vertigen der der vertigen der vertigen der vertigen der vertigen der vertigen der der vertigen	gettille for med sim med sen i med de simme der filt her de simme de de simme de simme de simme de simme de si				
Legal Land D	escrip	tion	Lot 3		Block	CAST CONTRACT CONTRAC	Plan _	13/0076	
Enclosures a	nd Atta	achments	4			34		121 2279	
M	a)	Сору о	f Certific	ate of Title for Effe	cted lands.				
V	b)	Eviden	ce that A	gent is authorized	by Owner.				
	C)	Staten	ent of re	easons in support o	of application.				
M	d)	relatio	nship to	an appropriate sca the existing land us roel boundaries.	489			parcel and its	
	e)	Where explain	application	tion is for a district particular control	is needed to t			district a statement the parcel and why	
¥	another district is not appropriate. f) Fee, as established by resolution of Town Council, which shall include a standard application fee plus the cost of advertising for the public hearing.								
The Municip (a)	Re	fuse, to ac	cept an	tion with the Redcli application to ame not been supplied,	nd this Bylaw			required by	
(b)				ation complete with า, a decision can b					
OM/MEDIO	ARITA			BENT SIGNATURE	5550a	May 5	23, 20	13	
DAAIAELZ 2	MINI	UK OAAN	ELOW	aeiai digiawinke		v I.	MIC	Day 49 49 49	





CERTIFIED COPY OF CERTIFICATE OF TITLE

LINC . 0035 532 580 SHORT LEGAL 1310076;61;39

TITLE NUMBER: 131 010 085 PLAK OF SURVEY - NEW TITLE DATE: 10/01/2013

S

AT THE TIME OF THIS CERTIFICATION

955235 ALBERTA LID.. OF 134 SUMRISE ROAD SW MEDICINE HAT ALBERTA TIB 482 AS TO AN UNDIVIDED 1/2 INTEREST

SUNQUEST GROWERS LTD.. OF BOX 287 REDCLIFF ALBERTA TOJ 2PO AS TO AN UNDIVIDED 1/2 INTEREST

ARE THE OWNERS OF AN ESTATE IN FEE SIMPLE

PLAN 1310076 BLOCK 61 LOT 39

excepting theregut all mines and minerals

Subject to the encumbrances, liens and interests notified by memorandum underwritten or endonsed mercon, or which may hereafter be wade in the register.

ENCLMBRANCES, LIENS & INTERESTS

REGISTRATION MUMBER

DATE (D/M/Y) PARTICULARS

901 258 472

16/10/1990 UTILITY RIGHT OF WAY

GRANTEE - THE CITY OF MEDICINE HAT.

" AFFECTS PART OF THIS TITLE "

101 251 395

24/08/2010 MORTGAGE
MORTGAGEE - BANK OF MONTREAL.
606-2 STREET SE, MEDICIME MAT
ALBERTA TIAGC9
ORIGINAL PRINCIPAL AMOUNT: \$1,181,000

AFFECTS PART OF THIS TITLE *

101 251 396

24/08/2010 CAVEAT
RE: ASSIGNMENT OF RENTS AND LEASES
CAVEATOR — EANK OF MONTREAL.
606-2 STREET SE, MEDICINE HAT
ALBERTA TIAOC9
AGENT — JONATEMAN ? TIEMAN
" AFFECTS PART OF THIS TITLE "

/ CAMPANIED /

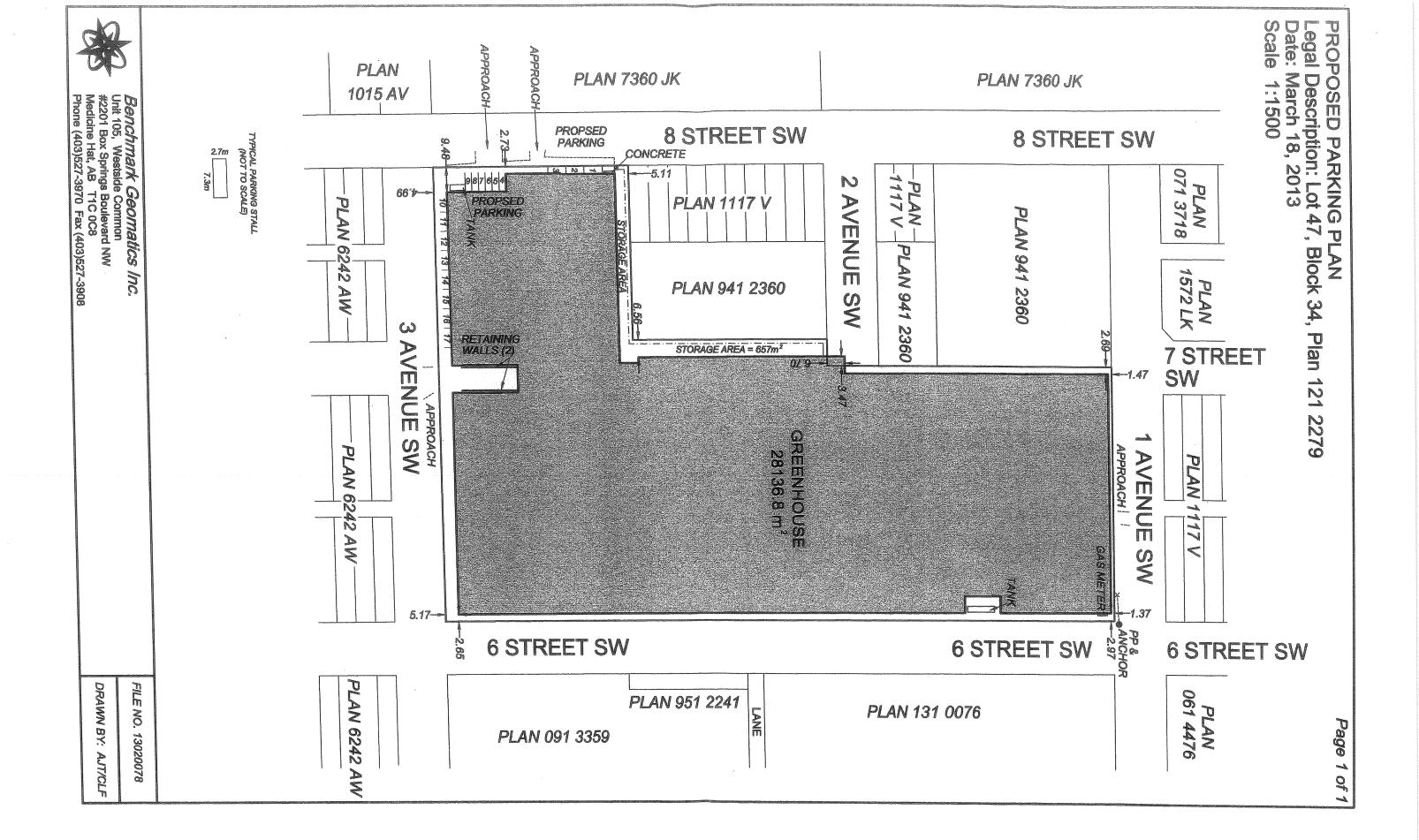
TITLE NUMBER: 131 010 085

THE REGISTRAR OF TITLES CERTIFIES THIS TO BE AN ACCURATE REPRODUCTION OF THE CERTIFICATE OF TITLE REPRESENTED HEREIN THIS 10 DAY OF JANUARY ,2013



SUPPLEMENTARY INFORMATION

"SUPPLEMENTARY INFOR
MUNICIPALITY: TOWN OF REDCLIFF
REFERENCE NUMBER:
121 325 557
101 251 394 41
101 251 394 4
101 042 003 42
081 042 003 42
081 042 003 41
081 042 003
AREA:
1.19 MECTARES (2.94 ACRES) MORE OR LESS
ATS REFERENCE:
4;6;13;17;SW
4;6;13;8;MW
TOTAL INSTRUMENTS: 003



8



CERTIFIED COFY OF CERTIFICATE OF TITLE

LINC 0035 327 899 SHORT LEGAL 1212279; 34; 47

> TITLE NUMBER: 121 211 415 SUBDIVISION PLAN DATE: 17/08/2012

AT THE TIME OF THIS CERTIFICATION

955235 ALBERTA LTD. OF 134 SUNRISE ROAD MEDICINE BAT ALBERTA TIB 4S2 AS TO AM UNDIVIDED 1/2 INTEREST

SUNQUEST GROWERS LTD. . OF BOX 287 REDCLIFF ALBERTA TOJ 2PO AS TO AN UNDIVIDED 1/2 INTEREST

ARE THE CAMERS OF AN ESTATE IN FEE SINPLE OF AND IN

PLAN 1212279 BLOCK 34 LOT 47 excepting thereout all mines and minerals

Subject to the encumbrances, liens and interests notified by memorandum underwritten or endorsed Hereon, or which may hereafter be made in the register.

ENCUMBRANCES, LIENS & INTERESTS

REGISTRATION

DATE (D/M/Y) PARTICULARS

101 251 395 24/08/2010 MORTGAGE

MORTGAGE - BANK OF MONTREAL. 606-2 STREET SE, MEDICINE BAT ALBERTA TIAOC9 ORIGINAL FRINCIPAL AMOUNT: \$1,181.000 " AFFECTS PART OF THIS TITLE"

101 251 396 24/08/2010 CAVEAT

RE: ASEIGNMENT OF RENTS AND LEASES CAVEATOR - BANK OF MONTREAL GOG-2 STREET SE, MEDICINE MAT ALBERTA TIAOCO AGENT - JONATHAN P TIEMAN " AFFECTS PART OF THIS TITLE "

121 010 725

12/01/2012 MORTGAGE MORTGAGEE - FARM CREDIT CANADA. 2DD FLOOR, 12040-149 STREET NW EDMONTON ALBERTA TSVIF2 ORIGINAL PRINCIPAL AMOUNT: \$2,700.000 "AFFECTS FART OF THIS TITLE "

/ Company to

FROM: ALIA Production

08:55MT

PAGE 2 Page 3/3

CERTIFIED COPY OF

CERTIFICATE OF TITLE

SHORT LEGAL 1212279; 34,47 NAME 955233 ALBERTA LTD. ET AL NUMBER 121 211 415

ENCUMBRANCES, LIENS & INTERESTS

REGISTRATION NUMBER

DATE (D/M/Y) PARTICULARS

121 010 726

12/01/2012 MORTGAGE

MORTGAGEE - ROBERT Y HASHIGUCHI

MORTGAGEE - TEIRO HASHIGUCHI

BOTH 04:

BOX 14:0

REDCLIFF

ALBERTA TOJ2PD

ORIGINAL PRINCIPAL AMOUNT: \$43,000

" AFFECTS PART OF THIS TITLE "

THE REGISTRAR OF TITLES CERTIFIES THIS TO BE AN ACCURATE REPRODUCTION OF THE CERTIFICATE OF TITLE REPRESENTED HEREIN THIS 17 DAY OF AUGUST , 2012



SUPPLEMENTARY INFORMATION

MUNICIPALITY: TOWN OF REDCLIFF REFERENCE NUMBER: 121 211 397 121 010 724 121 010 723 121 010 722 121 010 722 071 545 494 +1 071 545 494 AREA:

071 945 956 AREA: 3.17 HECTARES (7.83 ACRES) MORE OR LESS ATS REFERENCE: 416;13;6,8W TOTAL INSTRUMENTS: 004

92. H HORTICULTURAL DISTRICT

(1) Purpose

The purpose of this district is to regulate developments involving greenhouses. Residential development in this district is intended to be an owner/operator or other similar unit for greenhouse operations.

(2) Permitted Uses

Greenhouse Public Utilities

(3) <u>Discretionary Uses – Development Officer</u>

Accessory Building
Accessory Use
Manufactured Home
Modular Home
Single Detached Dwelling

(4) <u>Discretionary Uses – Commission</u>

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Portable Garage and Shelter
Public Building or Quasi-Public Building
Public Utility Building
Shipping Containers
Similar Uses
Tanks and Pressure Vessels

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(b) Lot Width

- (i) Single Detached Dwelling: 12.0 m, 15.0 m for corner sites
- (ii) Other Uses: As required by the Development Authority

(c) Front Yard Setback

- (i) Single Detached Dwelling: 6.0 m
- (ii) Greenhouse: 1.5 m
- (iii) Other Uses: 6.0 m or as otherwise required by the Development Authority

(d) Side Yard Setback

- (i) Single Detached Dwelling: 1.5 m, 3.0 m on flankage and one (1) unobstructed 3.0 m, where no rear lane is provided.
- (ii) Greenhouse: 1.5 m
- (iii) Accessory buildings: Shall be sited in accordance with Section 40.
- (iv) Other uses: 1.5 m and one (1) unobstructed 3.0 m, where no rear lane is provided.

(e) Rear Yard Setback

- (i) Single Detached Dwelling: 6.0 m
- (ii) Greenhouse: 1.5 m
- (iii) Accessory buildings: Shall be sited in accordance with Section 40.
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(7) Maximum Requirements

(a) **Building Height**

- (i) Single Detached Dwelling: 11.0 m
- (ii) Greenhouse: 8.5 m
- (iii) Accessory buildings: 4.5 m
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(b) Lot Coverage

- (i) Greenhouse: As required by the Development Authority
- (ii) Single Detached Dwelling: 45% including accessory buildings

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- (iv) Other Uses: 45% including accessory buildings

(8) Greenhouses

- (a) No doors in the rear yard are permitted which do not open completely on the site.
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- (c) Each individual operation shall provide a minimum of 185 m² of storage space to be located upon deeded property and adjacent to the proposed development (the calculation of storage area may not include minimum setback requirements).
- (d) Vehicular parking shall not be permitted in any yard of any principal building if that building is less than 6.0 m from the property line.

(9) Shipping Containers

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(10) Site Development Requirements

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- (b) Vehicles entrances and exits shall comply with the regulations established in Section 52 of this Bylaw and be to the satisfaction of the Development Authority.
- (c) Fencing shall comply with the regulations established in Section 56 of this Bylaw and be to the satisfaction of the Development Authority.
- (d) Garbage containers shall comply with the regulations established in Section 58 of this Bylaw and be to the satisfaction of the Development Authority.
- (e) Any application for a discretionary use within 800.0 m of another municipality is required to be circulated to that municipality for comment prior to a decision by the Development Authority for consideration. See Section 61 IDP Urban Referral Requirements.
- (f) Landscaping shall comply with the regulations established in Section 62

of this Bylaw and be to the satisfaction of the Development Authority.

- (g) On-site lighting shall comply with the regulations established in Section 63 of this Bylaw and be to the satisfaction of the Development Authority.
- (h) Outdoor Storage shall comply with the regulations established in Section 67 and 75 of this Bylaw and be to the satisfaction of the Development Authority.
- (i) All approved uses shall meet the parking and loading requirements established in Section 68 of this Bylaw
- (j) Sites abutting a residential district shall be screened from the view of the residential district to the satisfaction of the Development Authority as per Section 75.
- (k) Tanks and Pressure Vessels shall comply with the regulations established in Section 81 of this Bylaw and be to the satisfaction of the Development Authority.

95. HC-RD HORTICULTURAL AND COMMERCIAL MIXED USE RESTRICTED DISTRICT

(1) Purpose

The purpose of this district is to provide for horticultural, commercial and light industrial uses that should not cause adverse impact on nearby residential areas. This Land Use District is located within 300.0 m of the disposal area of a non-operating landfill and consent has not been received from the Deputy Minister of Alberta Environment to vary Section 13(3) of the Subdivision and Development Regulations to issue Development Permits for a school, hospital, food establishment or residences. These types of development and uses are not permitted in this Land Use District.

Note: Refer to the map located in subsection (8) below and in Part IX, Land Use District Maps for identification of the 300.0 m setback distance boundary from a non-operating landfill.

(2) Permitted Uses

Art and Craft Studio
Car Wash
Fitness Centre
Greenhouse
Household Service
Office
Personal Service
Pet Care Service
Public Utilities
Veterinary Clinic – Small Animal

(3) <u>Discretionary Uses</u> – Development Officer

Accessory Building Accessory Use Automotive Paint and Body Shop Automotive Repair and Service Shop **Automotive Sales and Rental Building Supplies** Gas Bar Liquor Store Portable Garage and Shelter Public Building or Quasi-Public Building Public Utility Building Recreational Vehicle Sales, Service or Rental Research Facility Retail Store (no food sales) Service Station Storage Yard-Mini Storage Trade and Contractor Service Warehouse (no food storage)

Warehouse Store (no food storage)

(4) Discretionary Uses - Commission

Tanks and Pressure Vessels Shipping Containers Recycling Facility Similar Use

(5) General Requirements

(a) In addition to the general land use provisions contained in Part VII of this Bylaw, the following provisions as contained within this Section shall apply to every development in this district.

(6) <u>Minimum Requirements</u>

(a) Lot Area

- (i) Service Station and Gas Bar: 929 m²
- (ii) Other Uses: 650 m² or as otherwise required by the Development Authority

(b) Lot Width

- (i) Service Station and Gas Bar: 30.0 m
- (ii) Other Uses: 20.0 m or as otherwise required by the Development Authority

(c) Front Yard Setback

- (i) 6.0 m or as required by the Development Authority
- (ii) Greenhouse: 1.5 m

(d) Side Yard Setback

- (i) Greenhouse: 1.5 m
- (ii) Accessory buildings: Shall be sited in accordance with Section 40.
- (iii) Other uses: 3.0 m and one (1) unobstructed 6.0 m, where no rear lane is provided.

(e) Rear Yard Setback

(i) 7.5 m or as otherwise required by the Development Authority

- (ii) Greenhouse: 1.5 m
- (iii) Accessory buildings: Shall be sited in accordance with Section 40.

(7) Maximum Requirements

(a) Building Height

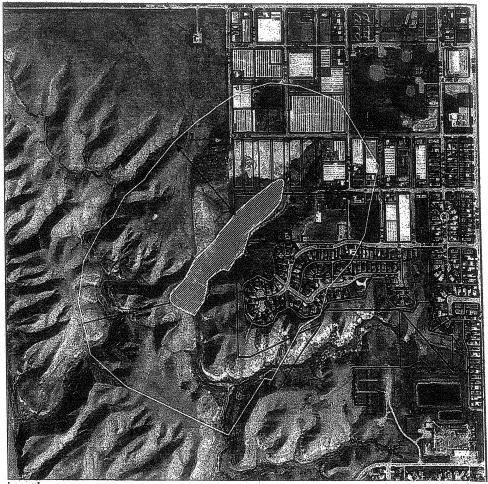
- (i) 8.5 m or as otherwise required by the Development Authority
- (ii) Accessory buildings: 4.5 m

(b) Lot Coverage

- (i) Greenhouse: As required by the Development Authority
- (i) Principal Buildings: 50% including accessory buildings
- (ii) Accessory Buildings: 15%

(8) Reduced Landfill Setback

- (a) Refer to the map located below and in Part IX, Land Use District Maps for identification of the 300.0 m setback distance boundary from the non-operating landfill located within the Town of Redcliff.
- (b) In accordance with Section 13(5) of the Subdivision and Development Regulation, parcels of land in this Land Use District has not received consent from the Deputy Minister of Alberta Environment to vary Section 13(3) of the Subdivision and Development Regulations to issue Development Permits for a school, hospital, food establishment or residence within the 300.0 m setback distance from a non-operating landfill. These types of development and uses are not permitted in this Land Use District.



Leaend:

Old landfill site

◆→> 300:0 m setback

(9) Greenhouses

- (a) No doors in the rear yard are permitted which do not open completely on the site.
- (b) No storage in the front and flankage yards unless it is screened from the public view to the satisfaction of the Development Authority. Materials used shall provide year-round screening.
- (c) Each individual operation shall provide a minimum of 185 m² of storage space to be located upon deeded property and adjacent to the proposed development (the calculation of storage area may not include minimum setback requirements).
- (d) Vehicular parking shall not be permitted in any yard of any principal building if that building is less than 6.0 m from the property line.

(10) Shipping Containers

(a) Shipping Containers within this district are only allowed as an accessory use to a Greenhouse and must meet the requirements in Section 79 of this Bylaw.

(11) Site Development Requirements

- (a) The orientation of buildings and site features shall have minimum adverse effects on surrounding residential properties.
- (b) Vehicles entrances and exits shall comply with the regulations established in Section 52 of this Bylaw and be to the satisfaction of the Development Authority.
- (c) Fencing shall comply with the regulations established in Section 56 of this Bylaw and be to the satisfaction of the Development Authority.
- (d) Garbage containers shall comply with the regulations established in Section 58 of this Bylaw and be to the satisfaction of the Development Authority.
- (e) Any application for a discretionary use within 800.0 m of another municipality is required to be circulated to that municipality for comment prior to a decision by the Development Authority for consideration. See Section 61 IDP Urban Referral Requirements.
- (f) Landscaping shall comply with the regulations established in Section 62 of this Bylaw and be to the satisfaction of the Development Authority.
- (g) On-site lighting shall comply with the regulations established in Section 63 of this Bylaw and be to the satisfaction of the Development Authority.
- (h) Outdoor Storage shall comply with the regulations established in Section 67 and 75 of this Bylaw and be to the satisfaction of the Development Authority.
- (i) All approved uses shall meet the parking and loading requirements established in Section 68 of this Bylaw
- (j) Sites abutting a residential district shall be screened from the view of the residential district to the satisfaction of the Development Authority as per Section 75.
- (k) Tanks and Pressure Vessels shall comply with the regulations established in Section 81 of this Bylaw and be to the satisfaction of the Development Authority.

Development Permit Application Background Information / Review

Date: July 10, 2013

Applicant: Prairie Rose School Division no. 8

Civic Address: 102 4 Street NE

Legal Address: Lot 1-3, Block 108, Plan 1117V

Coverage: 43.3%

Land Use: DC Direct Control District

Development Officer: Brian Stehr

Background:

Prairie Rose School Division No. 8 has submitted a Development Permit Application for an outreach school and a CTS (Industrial Arts) program with students from Parkside School. Discussions with Brian Frey from the Prairie Rose School Division No. 8, and from the Letter of Intent, it was understood that the property will be undergoing interior renovations. At the time of this review, the Town of Redcliff has not received a comprehensive set of drawings.

The property is zoned DC – Direct Control District. The purpose and intent of this district is to afford Council the opportunity to address and provide for development that, due to their unique characteristics, or unusual site constraints, require specific regulations unavailable in the other land use districts of this Bylaw. All proposed uses and development applications shall be evaluated on their merits by Council who will establish the appropriate development standards. Furthermore, the General Land Use Regulations of the Land Use Bylaw and any previous development approval on the site shall be used as a guideline when considering this Development Permit Application. This Development Permit Application is being forwarded to the Commission as per policy no. 039 for comment.

I have reviewed the application and note the following:

- The Land Use Bylaw requires a site drainage / stormwater management plan to be prepared by a qualified professional to the satisfaction of the Development Authority for every development except for single family residential. However K. Minhas, Manager of Engineering for the Town of Redcliff, has advised that a site drainage plan would not be necessary because the building is existing, and no changes are proposed for the footprint of the building
- School bus pickup and drop off zones are not specifically identified. The amount of space needed for school bus pick up and drop off is not defined in the Land Use Bylaw. Congestion during unloading and loading times, both vehicular and pedestrian is a concern of the Development Officer.
- In the letter of intent it states that the Prairie Rose School Division No. 8 may fence the small grass area on the south side of the building for a play area. The Land Use Bylaw restricts the height of a fence in the front yard and in the corner visibility triangle to a maximum height of 0.9 m in any zone (see attached picture).

- The letter of intent states that the school will be using the public park 58 1 Avenue NE for most of the students outdoor play. This may affect the neighbourhood and the local children's ability to use the public park and its facilities.
- In the letter of intent the Prairie Rose School Division No. 8 states that they expect to have roughly 6 staff members. The Prairie Rose School Division No. 8 also stated that they intend on having 3 offices as well. In the Land Use Bylaw you are required to have 1 parking stall / classroom for an Elementary or Junior High School and 1 parking stall / 45 m² of office space. This does not include any visitor parking. Due to no plans being submitted, I was unable to determine the exact number of parking stalls needed. According to the Real Property Report there is enough room for only 3 parking stalls. The Land Use Bylaw identifies a standard parking stall as been 2.7 m wide x 7.3 m long.
- The Land Use Bylaw requires a minimum of one Handicapped stall. Handicapped stalls are to be hard surfaced and properly marked and signed. Barrier free parking stall, as per the Land Use Bylaw is 4.0 m wide x 7.3 m long.
- Based upon the information provided, I would recommend a minimum of 9 parking stalls. The number of parking stalls to consist of 6 employee parking stalls, 1 Handicapped stall, and 2 visitor parking stalls. All parking stalls to be properly marked and signed.
- The intent of Prairie Rose School Division No. 8 is to have an enrolment of up to 60 students plus the Parkside CTS Program. This may mean up to a maximum of 80 students being dismissed at the same time. This may put undue stress on a neighbourhood which does not have the proper loading and unloading zones, and adequate off street parking to deal with the volume of traffic, both pedestrian and vehicular.
- The letter of intent states that the outreach school will be open from 8:00 am until 9:00 pm during the school year. Concern would be there would be inadequate off street parking for classes held after traditional school hours.
- After a review of the Real Property Report it was determined that the adjacent residence on 108 4 Street NE (Lot 4, Block 8, Plan 1117V) is encroaching onto this lot. A review of the Property File determined that no encroachment agreement exists between the two property owners.
- The Town of Redcliff has not received a comprehensive set of drawings which indicate planned interior renovations.

It is a concern of the Development Officer that the Development Permit Application does not include enough details regarding the interior renovations, the parking requirements, and the loading, and unloading requirements. The Development Officer has concerns about the potential impact that an outreach school of this size may have on the neighbourhood and surrounding Town of Redcliff infrastructure.



DEVELOPMENT PERMIT

Application # 13 - DP-048

Roll# 0/40300

APPLICATION SECTION				LONG PROTESTED STATES		
Property Owner:	and the second s	Mailing Address / PO Box				
PRAIRIE ROSE SCHOOL DIVI	1510N NO. 8	918 - 2ND AVE.	918- 2ND AVE.			
Phone EXT I	Fax	City	Prov	Postal Code		
En	403 528-2264	DUNMORE	AB	TIB OK3		
Applicant / Contractor / Age	ent: Owner:	Mailing Address / PO Bo)X			
	AINTENANCE SUPER.	SAME				
	Fax SAME	City SAME	Prov SAME	Postal Code SAME		
SAME		O, III	341.6	JAME		
PROJECT LOCATION						
			er Mariania			
Civic (Street) Address of the development is to be affected		102 - 4 ST.	NE			
Lot(s) 1, 2, 3	Block /C	98	Plan 117V			
PROJECT INFORMATION						
			Maria de Maria de Maria de Caracteria de Car			
Description of Proposed Dev	CONVERT	THE POLICE STATION	V TO AN O	UTREACH		
SCHOOL. START A CTS (IND. ARTS) PROGRAM FOR STUDENTS FROM PARKSIDE						
SCHOOL. INSTALL	A SCHOOL SIGN					
		SEE ATTA	CHED LETTER OF	f INTENT		
☐ Home Occupation	☑ Property Improvement	nts X Signage	☐ Temporary char	nges		
☐ Basement Development	☐ Demolition	☐ Other				
Proposed Setbacks	Front 1.23	m Rear 5.36	Estimated Valu	ue of Project:		
Flankage	Left Side	Right Side	\$			
Parcel Size	1.5	Number of Units	JM			
Land Use District		D/ Die	+ Cootral			
		☐ Yes	⊠ No			
Start Date AUGUST		Estimated Completion Date	OCT. 30, 2	013		
Applicant/Owner Signature	Buon Fung					
Application Date	July 4, 2013					
☐ Permitted Use	☐ Dev.	Officer Discretionary	☐ Discretionary U	se (MPC)		



Application # <u>/3-DP-048</u>
Roll # <u>0/4/030/0</u>

IMPORTANT NOTES:

- 1. In addition to completing this form, and application for a Development Permit shall be accompanied by the following information, where relevant:
 - a. Site plan showing the legal description, existing and proposed buildings, front, rear and side yards. Any provisions for off street loading and/or vehicle parking, site plan to be accurate at a scale to the satisfaction of the Development Officer.
 - b. Floor plans and elevations, preferably on 11" x 17" inch paper.
 - c. A statement of uses and, in the case of development proposed in an industrial area, a statement indicating the manner in which the applicant intends to conform to any performance standards applicable.
- 2. A Development Permit does not become effective until the time for appeal has expired (14 days) or until such appeal has been determined.
- 3. If the development authorized by a permit does not commence within 12 months from the date of its issue, the permit ceases to be valid.
- 4. Failure to complete this form fully and to supply the required information and plans may mean that this application for a permit will not be considered and may cause delays in the processing of the application.
- 5. This is <u>not</u> a *Building Permit*, *Occupancy Permit* or *Business License*. Any approvals granted regarding this application does not excuse the applicant from complying with requirements of Federal, Provincial or other municipal legislation, or the conditions of any easement, restrictive covenant or agreement affecting the buildings or lands.

PRIVACY: This information is being collected under the authority of the Town of Redcliff Building and Development Permit Bylaw, Town of Redcliff Land Use Bylaw, the Municipal Government Act and the Freedom of Information and Protection of Privacy Act. This information will be used to process your application and may be used to provide statistical data. This information may also be used for taxation and assessment purposes. This information is protected by the provisions of the Freedom of Information and Protection of Privacy Act. If you have any questions about the collection of information, please contact the Town of Redcliff F.O.I.P.P. Coordinator at (403) 548-3618.

PERMIT VALIDATION SECTION (to be completed by the Development Officer)					
Approved \square	Approved with Con-	dition(s)	Refused □		
Conditions Note: (see attached Development Permit Report)					
Issuing Officers Name:					
Issuing Officer's signature					
Date of Decision:	Date of Iss	sue:		./	
Date Permit Fee Paid: Guley 4/	/3 Payment I	Method □ Cash	# Cheque	□ Debit	
Permit Fees: \$ 591.87		eceipt# 279	7942		



"Everyone Learning Together"

918 - 2nd Avenue • Dunmore, Alberta • T1B 0K3 Ph: (403) 527-5516 • Fax: (403) 528-2264 • www.prrd.ab.ca

July 4, 2013

Mr. Brian Stehr Development Officer - Town of Redcliff Box 40, #1 - 3 St. NE Redcliff, Alberta TOJ 2P0

Dear Sir:

Re: Attached Development Permit:

Prairie Rose School Division No. 8 intends to use the property at 102 – 4 St. NE (Plan 117V, Blk. 108, Lot 1,2,3) as a Redcliff Outreach School and possible CTS space for Parkside School. The building would be renovated to create two classrooms and possibly three small offices. The garage area of the building would be used as a CTS shop space. We expect the junior high CTS program would consist of construction and fabrication modules, and it would be housed completely within the building.

The school is expecting an initial enrolment of 20 students but it could expand to as many as 60 once it is established. Students from Parkside School, taking CTS classes, would be in addition to this figure.

The school would operate from 8 AM until possibly 9 PM daily, Monday to Friday, during the school year. During the day, many of the students would be bused to the school, so buses would be arriving in the morning and again later in the afternoon. The size of the buses would depend on where the students live and which route goes past their homes. This operation would be similar to what is done at our other schools in Redcliff except that the scale would be guite small because of the smaller number of students.

There would be 3 staff members in the Outreach program. The three offices would house an additional 3 Family School Liaison Workers. These 6 staff members would require parking, which is available on the east side of the building.

There is a small grassed area on the south side of the building and it may be fenced in for outdoor play space. However, because of the size, students would walk (supervised) to the nearby park for most of their outdoor play.

The exterior of the building and grounds requires repairs and maintenance. Besides a fence on the south side, we may consider installing an underground sprinkler system. The brick face on three sides requires repair.

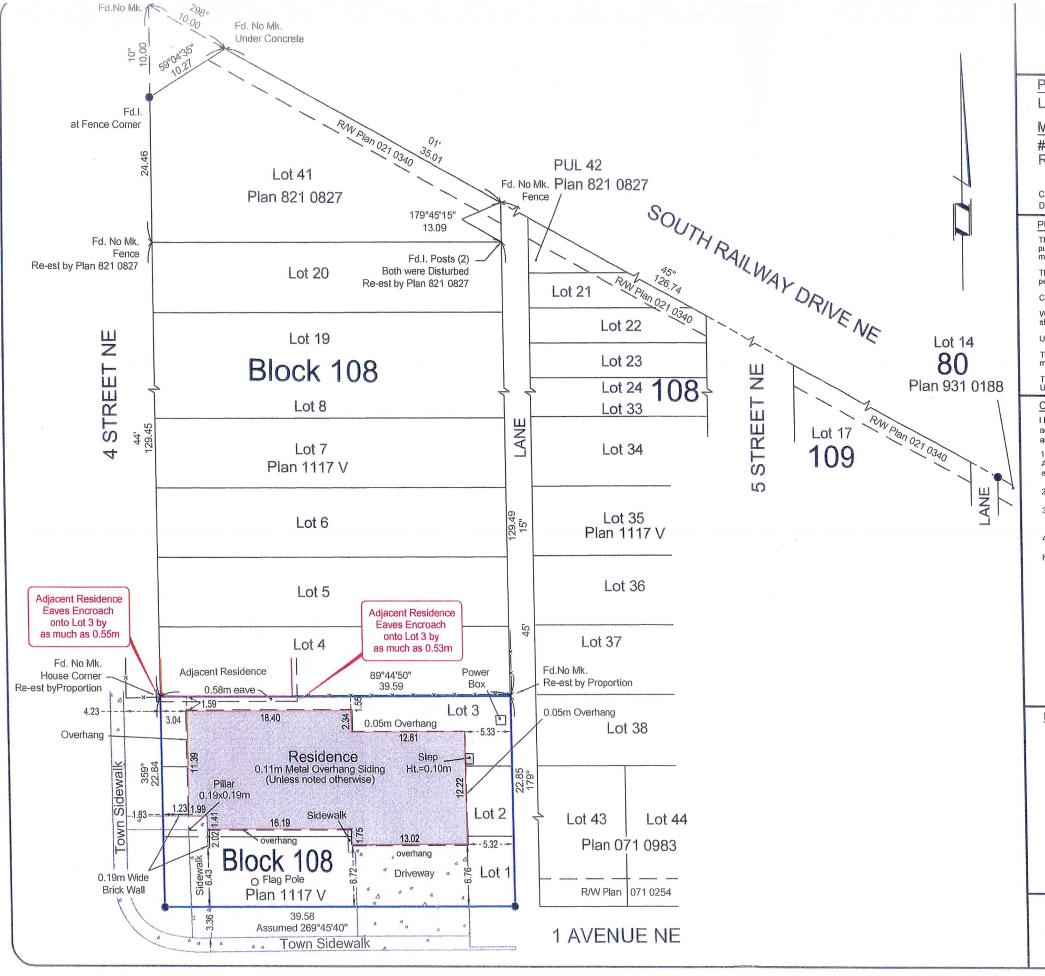
Please contact me if you have any questions or concerns.

Regards,

Brian Frey

Maintenance Supervisor





ALBERTA LAND SURVEYOR'S REAL PROPERTY REPORT

PROPERTY

Lots 1-3 Inclusive, Block 108 Plan 1117 V

MUNICIPAL ADDRESS

#1 3rd Street N.E. Redcliff, AB PREPARED FOR

Town of Redcliff #102 4 Street SE Redcliff, AB

Certificate of Title No.: 771 161 832

Date of Title Search: January 31, 2013

Date of Survey: February 5, 2013 to February 16, 2013

PURPOSE

This Report has been prepared for the benefit of the property owner, subsequent owners and any of their agents for the purpose of a land conveyance, support of a subdivision application, a mortgage application and a submittal to the municipality for a compliance certificate.

This document is not valid unless it bears an original signature (in blue ink) and a Focus Surveys Limited Partnership permit stamp (in red ink).

Copying of this Report is permitted only for the benefit of the parties named herein.

Where applicable, registered easements and utility rights-of-way affecting the extent of the Property have been shown on this plan.

Unless shown otherwise, property corner markers have not been placed during the survey for this Report.

This Report should not be used to establish property boundaries due to the risk of misinterpretation or measurement error by the user.

The information shown on this Real Property Report reflects the status of this Property as of the date of survey only. Users are encouraged to have the Real Property Report updated for future requirements.

CERTIFICATION

I hereby certify that this report and related survey were prepared and performed under my personal supervision and in accordance with the Manual of Standard Practice of the Alberta Land Surveyor's Association and supplements thereto. I am of the opinion that:

- 1. The plan illustrates the boundaries of the property, the improvements as defined in Part D, Section 8.5 of the Alberta Land Surveyor's Association's Manual of Standard Practice, registered easements and rights-of-way affecting the extent of the title to the property.
- 2. The improvements are entirely within the boundaries of the property.
- No visible encroachments exist on the property from any improvements situated on an adjoining property, except the adjacent residence eaves which encroach by as much as 0.55m onto Lot 3.
- 4. No visible encroachments exist on registered easements or rights-of-way affecting the extent of property.

Note: The property is subject to the following surface impact considerations:

Dated at Calgary, Alberta February 20, 2013

Alberta Land Surveyor
Tyler R. Robinson



LEGEND

- 1. All measurements are expressed in metres and decimals thereof.
- Measurements shown to a building or an improvement are perpendicular or radial to the property boundary and relate to the outside face, unless shown otherwise.
- 3. Statutory iron posts found and used to determine the boundaries of the subject
- 4. The boundaries of the subject parcel are shown thus
- Survey monuments found countersunk denoted c.s.
- 6. Eaves are dimensioned from the outside face of fascia to siding.
- 7. All fences are within 0.20m of the property line unless otherwise

8. Radial bearings are indicated thus ______(R)
0 5 10 20

SURVEYED BY: RS
DRAWN BY: LF/AS

40 metres

CHECKED BY

FOCUS

Medicine Hat, Alberta 302, 623 - 4 Street SE Phone: 403-527-3707 Fax: 403-526-0321

ocus Surveys 2013 © JOB NUMBER:

TF

57



TOWN OF REDCLIFF PUBLIC SERVICES DEPARTMENT

REDCLIFF POLICE STATION 1996 RENOVATION PROJECT

DRAWING

101 SITE PLAN & ARCHITECTURAL RENOVATIONS

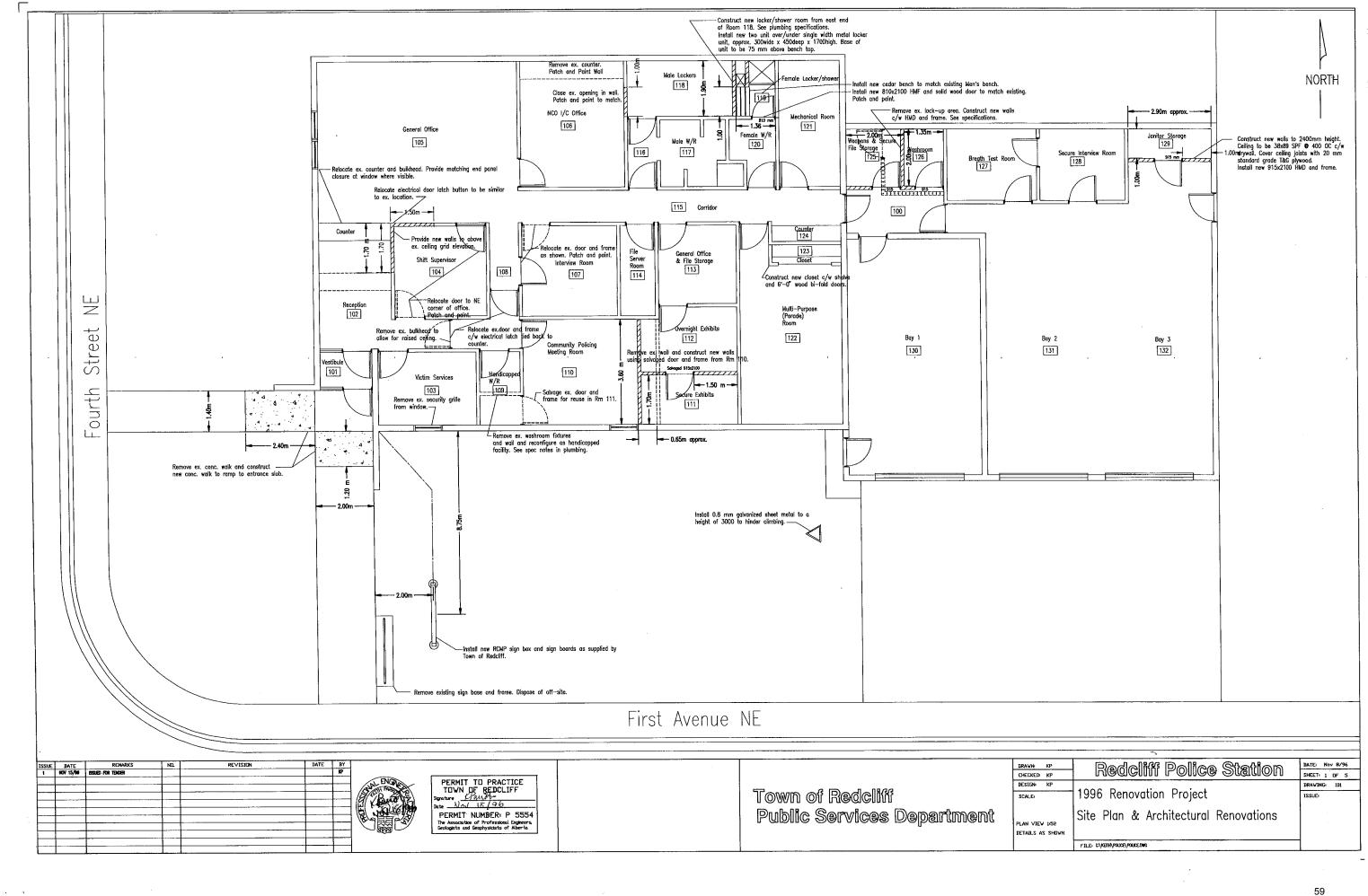
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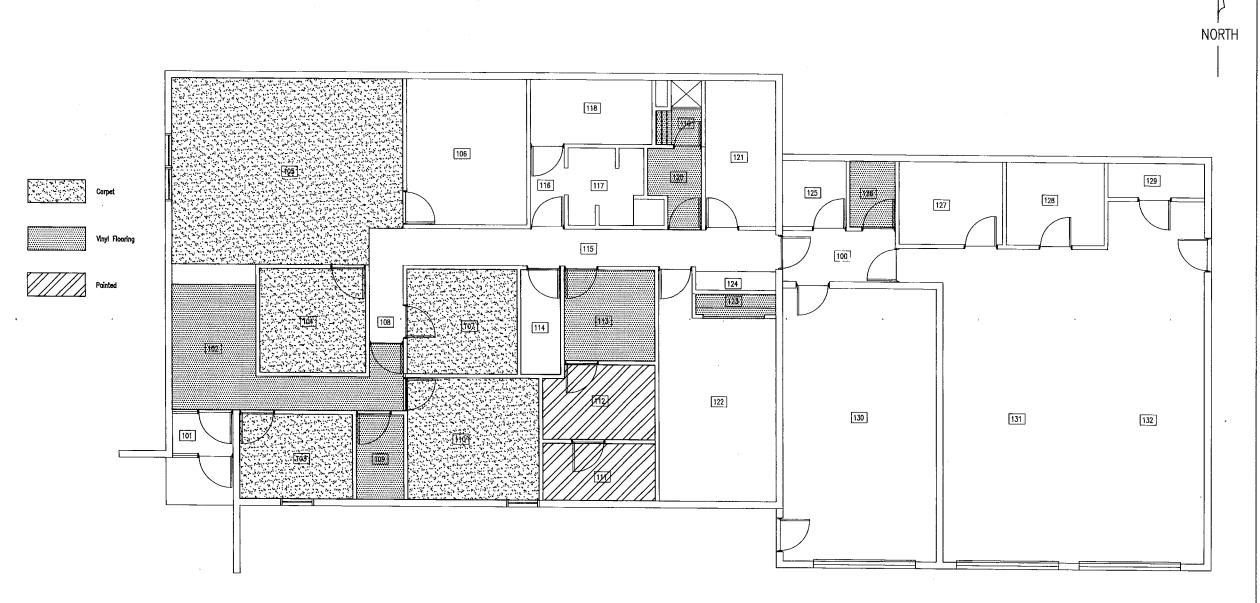
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04 ELECTRICAL

05 PLUMBING AND HVAC

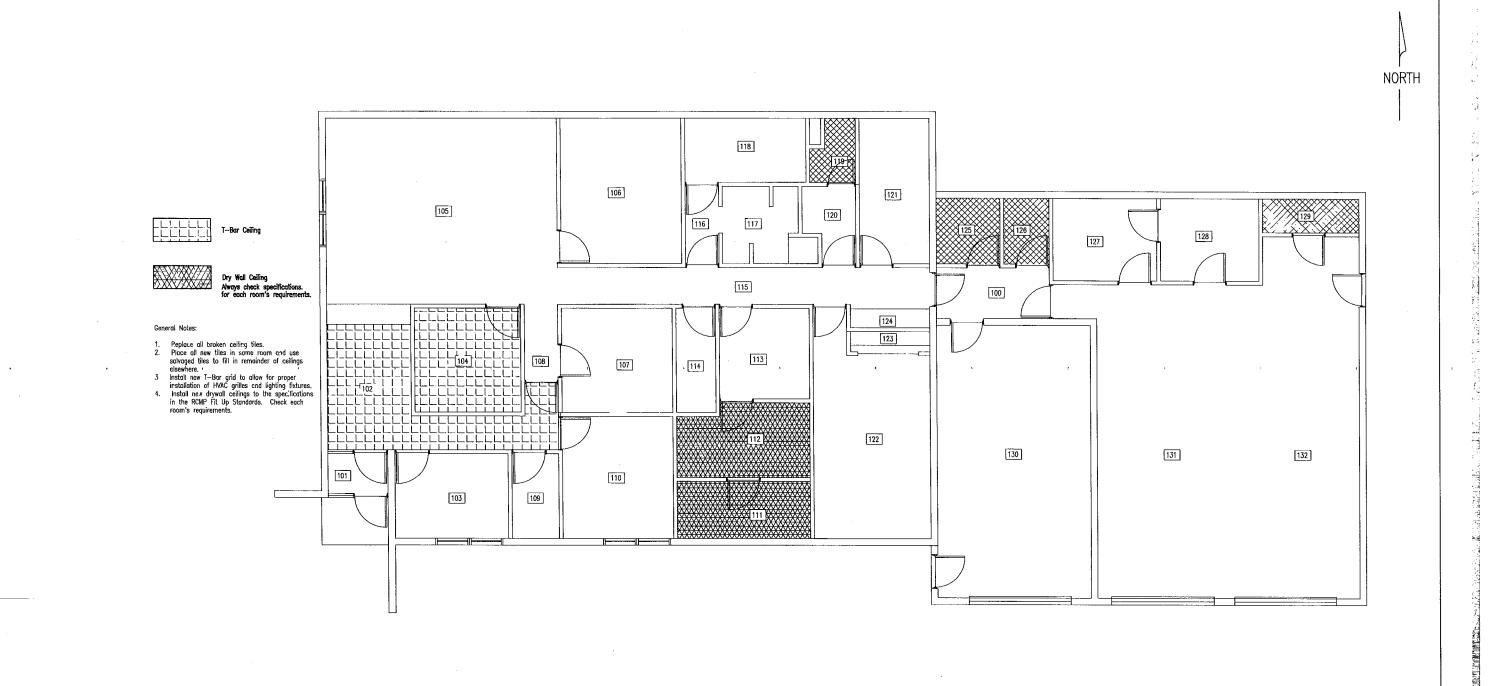
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- Remove all existing carpet and clean floor substrate.
 Install new carpeting as direct glue down jute backed as per specs.
 Install new vinyl to match existing to remain. Colour to be complimentary.
 Point exposed concrete where indicated with excosy floor paint.
 Clean all areas to remain and make good any damaged sections.

ISSUE BATE REMARKS NO REVISION DATE BY 1 NOV 15/96 SSUED FOR TENDER PERMIT TO PRACTICE	DRAVN CHECKED		DATE: Nov 8/96 SHEET: 1 DF 2
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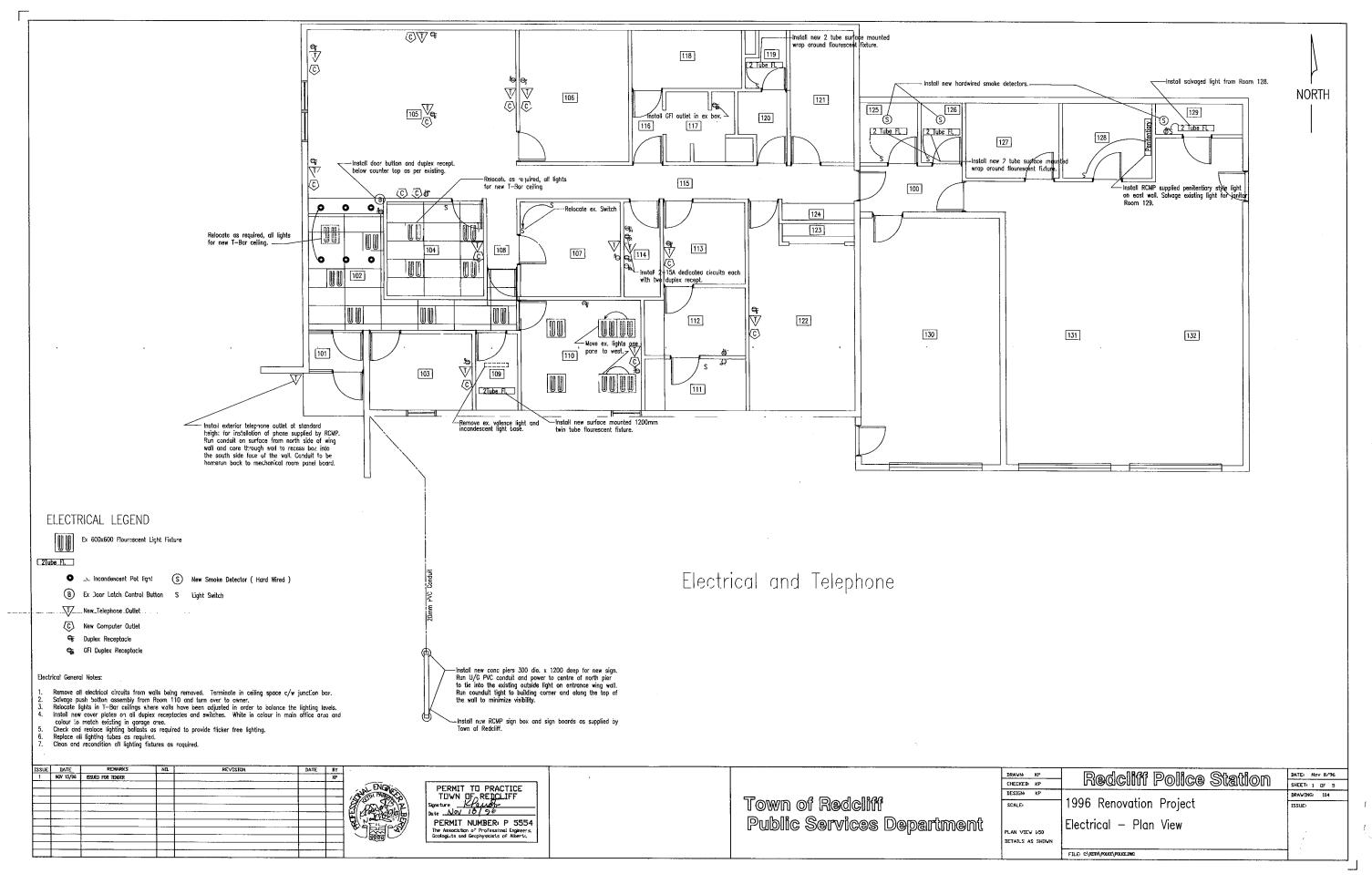


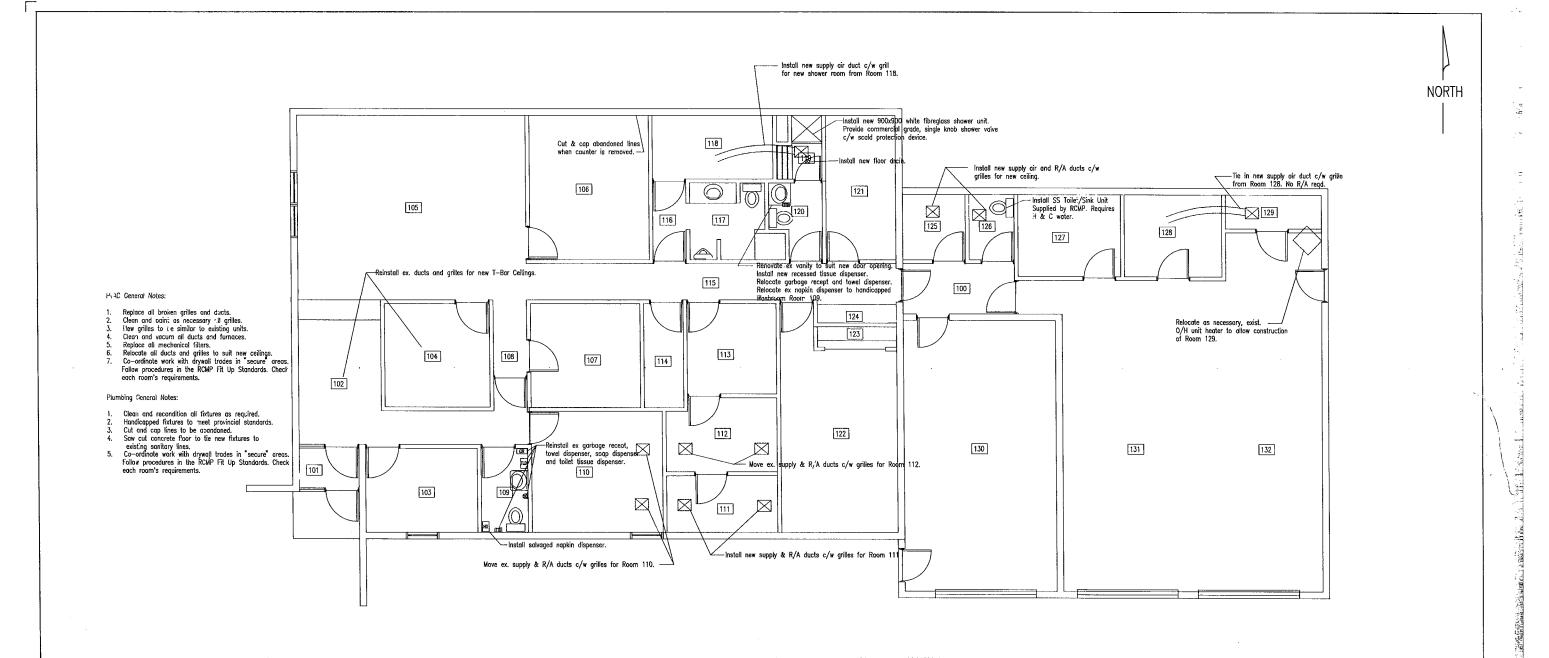
PERMIT TO PRACTICE
TOWN OF REDCLIFF
Signature AND 15/9/
PERMIT NUMBER: P 5554
The Association of Professional Engineers,
Geologists and Geophysicists of Alberta

Town of Redcliff

Public Services Department

DRAWN KP	Redcliff Police Station	DATE: Nov 8/96
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Town of Redcliff Public Services Department

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