### MUNICIPAL PLANNING COMMISSION

## AGENDA

## AUGUST 29, 2024

### 8:30 A.M. – TOWN OFFICE – UPSTAIRS MEETING ROOM

- 1. Call to Order
- 2. Additions to the Agenda
- 3. Approval of Agenda
- 4. Confirmation of the August 8, 2024 MPC Meeting Minutes
- 5. Business Arising from the Minutes
- Development Application: 3362-2022 Renewal Applicant: Interpipeline Legal: Lot 8, Block 1, Plan 1423887 Municipal: 4801 – 75 Street Proposed Development: Temporary Structure – Metal Freight Container
- Development Application: 3525 2024
   Applicant: Storm Mountain Outfitters
   Legal: Lot 7, Block 1, Plan 1423887
   Municipal: 4805 A&B 75 Street
   Proposed Development: Temporary Structure Metal Freight Container & Billboard
- 8. Adjournment

#### MINUTES OF THE MUNICIPAL PLANNING COMMISSION MEETING AUGUST 8, 2024

#### <u>Present</u>:

Councillors Cheryl Barros, Gord Lawlor, Wayne Smith, Scott Pfeiffer, Travis Randell and Kurt Baker, CAO Leann Graham and Planning & Operations Clerk Maya Brennan

1. **Call to Order**: Chairman Cheryl Barros called the meeting to order at 8:29 a.m.

#### 2. Additions to Agenda

None.

#### 3. Approval of Agenda

Moved by Councillor Kurt Baker to accept the agenda as presented.

MOTION CARRIED Unanimous

#### 4. Confirmation of the May 16, 2024 MPC Meeting Minutes

Moved by Councillor Wayne Smith that the Minutes of the May 16, 2024 MPC meeting be approved as presented.

MOTION CARRIED Unanimous

#### 5. Business Arising

None.

Development Application: 3508-2024
 Applicant: Jason Muhlbach
 Legal: Lot 10 & Pt. 11, Block 2, Plan 943MC
 Municipal: 4020 – 58 Street
 Proposed Development: 32' x 32' Detached Garage

CAO read a report that follows:

#### <u>General:</u>

The applicant is proposing to construct a new detached garage at 4020 - 58 Street and requesting a rear yard /driveway setback variance of 2 meters. The Land Use Bylaw 2060-15 requires a 3-meter rear yard/driveway setback when a detached garage is accessing a lane that is less than 8 meters wide. The proposed detached garage accesses a lane of 7 meters wide and the applicant is proposing a 1-meter driveway setback.

The proposed detached garage rear yard/driveway setback of 1 meter is adjacent to a green space, therefore, does not impact adjacent properties nor would it interfere with vehicle sightlines or turning radius.

#### **Development Review:**

Land Use District – R2: Residential General

Existing Land Use – Residential with a Single Family Dwelling and Attached Garage

Proposed Land Use – Detached Garage

• Definition – means an accessory building or portion thereof is designed and used for the storage, parking, or the maintenance of personal vehicles.

Lane Width – 7 meters

Proposed Rear Yard / Driveway Length Setback – 1 meter Required Rear Yard / Driveway Length Setback – 3 meters Proposed Side Yard Setbacks – 0.6 meter Required Side Yard Setbacks – 0.6 meter

#### Recommendation:

That the Municipal Planning Commission approve this application subject to the following conditions:

- 1. The owner/applicant receives a 2 meter rear yard/driveway length variance;
- 2. The owner/applicant must comply with all the provisions of the Town of Stettler Land Use Bylaw #2060-15.
- 3. The owner/applicant is responsible for the cost and repair of any damage to public property or works located thereon that may occur as a result of undertaking work regulated by the Alberta Building Code;
- 4. Compliance with the provisions of Land Use Bylaw #2060-15 does not exempt the applicant from compliance with any provincial, federal, or other municipal legislation;
- 5. The proposed development (Detached Garage) shall be located in accordance with the approved plan;
- It is the owner/applicant's responsibility to ensure that lot grading and drainage are compliant with Section 51 of the Town of Stettler Land Use Bylaw #2060-15;
- 7. The owner/applicant must submit any revisions of the blueprints to the Town of Stettler Development Authority for approval;
- 8. The owner/applicant shall arrange for and obtain approval for compliance with the current Alberta Building Code;
- 9. The owner/applicant must obtain a building permit for each dwelling unit of this development following the mandatory 21 day appeal period. (In order to

obtain a building permit all proper documentation, plans, and fees must be in place). If construction commences prior to a building permit being obtained the building permit fee shall be doubled in accordance with Town of Stettler Policy IV-1.

#### Alternatives:

- Approve the application with additional conditions
- Defeat the application stating reasons.

#### Discussion:

None.

Moved by Councillor Scott Pfeiffer to approve the application as presented. MOTION CARRIED Unanimous

7. The meeting adjourned at 8:31 a.m. on a motion by Councillor Travis Randell.



# **Request For Decision**

#### Issue:

Development Permit Application: 3362 - 2022 Applicant: Interpipeline Ltd. Proposed Location: Lot 8, Block 1, Plan 1423887 Municipal: 4801 – 75 Street Development: Temporary Structure – Metal Freight Container BACKGROUND

#### General:

The applicant is requesting a renewal for the 20' by 8' secure seacan for the purpose of storage which was previously approved by Municipal Planning Commission on June 9, 2022. With the original approval having expired the applicant is requesting a renewal as per the condition of the original development permit.

The original application was for the 20' x 8' seacan along the southeast side of the building. The seacan is currently located at the same location as originally proposed and painted the same colour as the principal building. (Please see attached images)

Under the current C2: Commercial Highway District, Temporary Structures would be considered a Discretionary Use: All Permitted Uses within the Industrial District. The Industrial District does list a Permitted Use for a Temporary Structure, however under Section 56.2 it states "Metal freight/cargo storage containers shall only be permitted in Industrial Land Use Districts.

When considering an application for discretionary use, MPC shall have regard to the "design, character and appearance of the proposed development and in particular whether it is compatible with the surrounding properties."

When considering this proposed development, MPC must consider the Highway Commercial District and the intent of the Highway Commercial Design Guidelines.

#### **Development Review:**

See Attached Land Use Bylaw Review of the following sections:

#### **Section 9: Definitions**

Section 19: Decision specifically 19.3 Discretionary Uses

19.3.3 Shall refuse the application if the proposed development does not conform to this Bylaw

Section 21: Variance Authority

Section 56: Temporary Structures specifically 56.2:

- Metal freight/cargo storage containers shall only be permitted in Industrial Land Use Districts.

Section 85: C2 Commercial Highway District

- Discretionary Use: "All Permitted Uses within the Industrial District"
- Section 87: I Industrial District
  - Permitted Use: "Temporary Structure"

Section 95: OH Overlay Highway Design Guidelines District

#### **Legislation and Policy:**

Staff has assessed this application against the provisions outlined in the Town of Stettler Land Use Bylaw.

#### **Recommendation:**

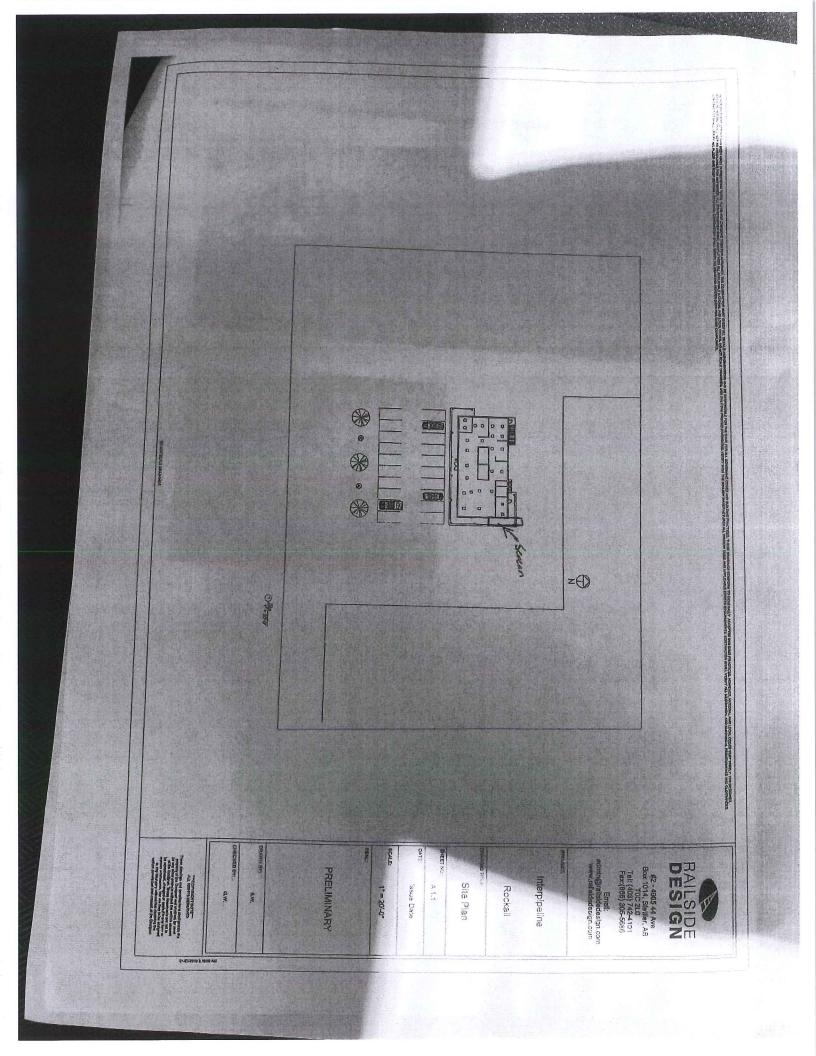
That the Municipal Planning Commission approve this application subject to the following conditions:

- 1. The Development Permit is valid for a 24 month period at which time the applicant can apply to renew;
- 2. The owner/applicant must comply with all the provisions of the Town of Stettler Land Use Bylaw #2060-15;
- 3. The owner/applicant is responsible for the cost and repair of any damage to public property or works located thereon that may occur as a result of undertaking work regulated by the Alberta Building Code;
- 4. Compliance with the provisions of Land Use Bylaw #2060-15 does not exempt the applicant from compliance with any provincial, federal, or other municipal legislation.
- 5. The applicant must ensure that the temporary structure is maintained in good repair and do not become in a state that constitutes a nuisance under the Town of Stettler Nuisance Bylaw 1945-07;
- 6. The owner/applicant shall arrange for and obtain approval for compliance with the current Alberta Building Code;

#### Author:

Angela Stormoen, Development Officer

APPLICATION # 336232022	DEVELOPMENT PERMIT APPLICATION FORM
***************************************	TAX ROLL # 1457 02000
PROJECT TYPE: NEW CONSTRUCTION:	
*****	
APPLICANT: Interpipeline	ADDRESS: 4801-75th Street
403 742 2272	PROV: AB POSTAL CODE: TOC 2L0
	_ FAX: EMAIL:
ADDRESS OF PROPERTIES of JOANN	a Rock ADDRESS:
ADDRESS OF PROPERTY TO BE DEVELOPE	
EXISTING USE: Office Building	REGISTERED PLAN: 1423887
*************************************	LAND USE DISTRICT:
MAIN USE OF LAND AND OR BUILDINGS	EITHER EXISTING OR PROPOSED: Office Balance and Secure to Valence and Secure
- Bernard Barner	
BUILDING OCCUPANCY CLASSIFICATION "See Reverse for Major Occupancy Classificati	
PARCEL TYPE: INTERIOR CORN	IGNS GRASSETILER REGIONAL FIRE DEPARTMENT REVIEW FORM
SETBACKS OF EITHER EXISTING OR PROPO	SED BUILDINGS: against south east corner of building
FRONT YARD:	SIDE YARDS: and
REAR YARD:	*Refer to Alberta Building Code High Intensity Residential Fire Standards if applicable FLOOR AREA: PARCEL COVERAGE:%
HEIGHT OF MAIN BUILDING; 22	NO. OF OFF-STREET PARKING STALLS; 22
EXISTING: 22 PROPOSED: 2	2SIZE OF OFF-STREET LOADING SPACE:
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# Interpipeline Ltd Secured Storage for Lot Maintenance Equipment







# **Request For Decision**

#### Issue:

Development Permit Application: 3525 - 2024 Applicant: Storm Mountain Outfitters Proposed Location: Lot 7, Block 1, Plan 1423887 Municipal: 4805 A&B – 75 Street Development: Temporary Structure – Metal Freight Container & Billboard BACKGROUND

#### General:

The applicant is proposing a 40' by 10' sea can for the purpose of storage and billboard for one year. The applicant is proposing the sea can be placed approximately 15 meters east of the principal building. (See attached images)

In 2022, the previous business owner was issued a development permit for an interior renovation which included a condition allowing the placement of the seacans on the lot, however, to be removed within 21 days after the building permit was closed. The seacans were placed on the lot and the renovation did not occur. The business has since transitioned to new ownership and after conversation with the owner, all but one seacan has been removed. The owners request is to keep one seacan for additional storage until the business relocates to a new building in one year.

Furthermore, they have freshly painted the Secan and requested the seacan remain at its current location and be utilized as a billboard for advertising brand names they carry in store.

Under the current C2: Commercial Highway District, Temporary Structures would be considered a Discretionary Use: All Permitted Uses within the Industrial District. The Industrial District does list a Permitted Use for a Temporary Structure, however under Section 56.2 it states "Metal freight/cargo storage containers shall only be permitted in Industrial Land Use Districts.

Furthermore, as per section 66 of the Town of Stettler Land Use Bylaw 2060-15, billboards shall not be issued a development permit unless the billboard is located on a lot abutting Hwy 12/56.

When considering an application for discretionary use, MPC shall have regard to the "design, character and appearance of the proposed development and in particular whether it is compatible with the surrounding properties."

When considering this proposed development, MPC must consider the Highway Commercial District, Land Use Bylaw and the intent of the Highway Commercial Design Guidelines.

#### **Development Review:**

See Attached Land Use Bylaw Review of the following sections:

#### Section 9: Definitions

- Section 19: Decision specifically 19.3 Discretionary Uses
  - 19.3.3 Shall refuse the application if the proposed development does not conform to this Bylaw

#### Section 21: Variance Authority

Section 56: Temporary Structures specifically 56.2:

- Metal freight/cargo storage containers shall only be permitted in Industrial Land Use Districts.

#### Section 66: Billboards

A development permit for a billboard shall not be issued unless:

The billboard is to be located on a lot abutting Highway 12 or Highway 56 or in the Highway 12 or Highway 56 right-of-way subject to the approval of Alberta Infrastructure and Transportation;

- A billboard sign shall not:
  - Be more than 3.0 m high, and not more than 6.0 m long;

• Proposed: 2.4 m high, 12 m long

• Have a maximum height above grade of more than 6.0 m;

• Proposed: 2.4 m above grade

- Have a maximum area exceeding 18 m2;
- Proposed: 30 square meters
- Not be located closer than 3.0 m to any property line;
- Not be erected, constructed, altered or used anywhere within the Town except as provided by this and other bylaws of the Town.

#### Section 85: C2 Commercial Highway District

- Discretionary Use: "All Permitted Uses within the Industrial District"

#### Section 87: I Industrial District

- Permitted Use: "Temporary Structure"

#### Section 95: OH Overlay Highway Design Guidelines District

#### Option 1:

Refuse Development Permit Application 3525-2024 based on the following reasons:

- As per Section 19 of the Land Use Bylaw 2060-15, the application is for a Discretionary Use ("All Permitted Uses in I District" - "Temporary Structure") in the C2 Highway Commercial District;
- 2) As per Section 66 of the Land Use Bylaw 2060-15, the location of the billboard is not abutting Hwy 12;
- 3) The application does not meet the intent of the C2: Highway Commercial District.
- 4) The application does not meet the intent of the OH: Overlay Highway Design Guidelines District.

#### **Option 2:**

Approve Development Permit Application 3525-2024 with the following conditions:

- 1) The Development Permit is valid for a 12 month period at which time the applicant can apply to renew;
- 2) The proposed development (Temporary Structure: Metal Freight Container) shall be abutting the principal building;

- 3) The owner/applicant shall ensure the temporary structure (metal freight container) is finished to a new standard matching the existing building and metal freight container.
- 4) The owner/applicant must comply with all the provisions of the Town of Stettler Land Use Bylaw #2060-15;
- 5) The owner/applicant is responsible for the cost and repair of any damage to public property or works located thereon that may occur as a result of undertaking work regulated by the Alberta Building Code;
- 6) Compliance with the provisions of Land Use Bylaw #2060-15 does not exempt the applicant from compliance with any provincial, federal, or other municipal legislation;
- The applicant must ensure that the temporary structure is maintained in good repair and do not become in a state that constitutes a nuisance under the Town of Stettler Nuisance Bylaw 1945-07;
- 8) The owner/applicant shall arrange for and obtain approval for compliance with the current Alberta Building Code;

#### **Option 3:**

Approve Development Permit Application 3525-2024 with the following conditions:

- 1) The Development Permit is valid for a 12 month period at which time the applicant can apply to renew;
- 2) The owner/applicant must comply with all the provisions of the Town of Stettler Land Use Bylaw #2060-15;
- 3) The owner/applicant is responsible for the cost and repair of any damage to public property or works located thereon that may occur as a result of undertaking work regulated by the Alberta Building Code;
- Compliance with the provisions of Land Use Bylaw #2060-15 does not exempt the applicant from compliance with any provincial, federal, or other municipal legislation;
- 5) The applicant must ensure that the temporary structure is maintained in good repair and do not become in a state that constitutes a nuisance under the Town of Stettler Nuisance Bylaw 1945-07;
- 6) The owner/applicant shall arrange for and obtain approval for compliance with the current Alberta Building Code;

#### Author:

Angela Stormoen, Development Officer

	DEVELOPMENT PERMIT APPLICATION FORM TOWN OF STETTLER LAND USE BYLAW NO. 2060-15
APPLICATION # 3525 - 2	034 TAX ROLL #_43708000
APPLICATION TYPE: COMMERCIAL:	
PROJECT TYPE: NEW CONSTRUCTION	RENOVATION: DEMOLITION: CHANGE IN USE: OTHER:
ADDICANT: STOEM No	when Outhettersmalling address: Box 2301
CITY: Sletter	PROV: 03 POSTAL CODE: TOCZLO
14	1 2 3 1 1 1 2 4
REGISTERED OWNER:	15-185 ADDRESS: 1600 23
ADDRESS OF PROPERTY TO BE DEVEL	
	REGISTERED PLAN: 142 388 F.
EXISTING USE: <u>C2</u> R	LAND USE DISTRICT: C.L
MAIN USE OF LAND AND OR BUILDIN Rishing and	either existing or proposed: <u>Showing sports</u> <u>Camping Store</u>
	ION NEW or CHANGE:
SETBACKS OF EITHER EXISTING OR PR	OPOSED BUILDINGS:
FRONT YARD:	side yards: and
REAR YARD:	*Refer to Alberta Building Code High Intensity Residential Fire Standards if applicable     FLOOR AREA: PARCEL COVERAGE:%
HEIGHT OF MAIN BUILDING:	NO. OF OFF-STREET PARKING STALLS:
	D:SIZE OF OFF-STREET LOADING SPACE:
RTM OR MOBILE HOME MAKE OF UN	
***************************************	
PROPOSED ACCESSORY USE OF LAN	DAND OR BUILDINGS (garages, etc.) <u>See Can for Storage</u> B: Magard
	х <u>40</u> х <u>У</u> IN HEIGHT
DISTANCE FROM REAR PARCEL BOUI	DRIVEWAY LENGTH:
DISTANCE FROM SIDE PARCEL BOUN	DARY: 12m PARCEL COVERAGE:%
*******	
ESTIMATED COST OF THE PROJECT OF	CONTRACT PRICE: PIZOS FOC billBOOSO
ESTIMATED DATES OF COMMENCEME	3
DATE OF APPLICATION: Aug C	SIGNATURE OF APPLICANT:
APPLICATIONS SHALL BE ACCOMPA (1) A NON-RETURNABLE PROCI (2) A SCALED SITE PLAN IN D DESCRIPTION, THE FRONT, PARKING, AND ACCESS AN	NIED BY THE FOLLOWING: <b>SSING FEE</b> (SEE POLICY IV-1 - BUILDING AND DEVELOPMENT PERMIT FEE SCHEDULE) UPLICATE SHOWING THE TREATMENT OF LANDSCAPED AREAS, IF REQUIRED,THE LEGAL REAR AND SIDE YARDS, IF ANY, ANY PROVISION OF OFF-STREET LOADING AND VEHICLE ID EGRESS POINTS TO THE PARCEL. <b>/ATIONS AND BUILDING SECTIONS</b> IN DUPLICATE.
1. THE DEVELOPMENT OFFICI REQUIRED INFORMATION IS	R MAY REFUSE TO ACCEPT AN APPLICATION FOR A DEVELOPMENT PERMIT WHERE THE NOT SUPPLIED OR WHERE, IN HIS/HER OPINION, THE QUALITY OF THE MATERIAL SUPPLIED IS EVALUATE THE APPLICATION.
HE/SHE IS OF THE OPINIC INFORMATION.	R MAY DEAL WITH AN APPLICATION WITHOUT ALL OF THE INFORMATION REQUIRED, IF N THAT A DECISION ON THE APPLICATION CAN BE PROPERLY MADE WITHOUT SUCH
	m is collected under the authority of Section 32 of the Alberta Freedom of Information information will enable us to process your application and is necessary for municipal 
TOWN OF STETTLER OFFICE USE ON	Υ:
Building Permit Required:	MPC Required: MPC Date: MPC Approval:
Business License Required:	Alberta Transportation Review (adjacent to Hwy 12 or 56): / / / Alberta Environment Review (adjacent to Red Willow Creek or Cold Lake): / / /
County Referral Required: Fire Department Review:	Alberta Environment Review (adjacent to ked Willow Creek or Cold Lake):
Engineering Review:	Application Accepted By:

Water: \_\_\_\_\_ Transportation: \_\_\_\_\_ Application Approved By: \_\_\_\_

L	220
B	Jo St.
T S	
XQ.	/



8/20/24, 9:16 AM

Staff Map - Interactive Web Map

Wednessday the 21st the North Searan on property is the being removed and the second seacan will be getting a face lift. The season will then become a bill board With a number of Product logos which will take up the entirety of the seacon. As this building doesn't have much for warehouse space, I was hoping by turning it into a bill board / Storage unit, that you would had it in your hearts to let me keep it there For lyra as I will be building a new shop Starting this year. With hopes to be moved in by Sept 1/25. At which time the section Will they be remared

-Difficult to see for Hwy-

-Storage - painted on - truck timing.

# 4805 A&B – 75 Street Proposed Seacan Location

