

Mackenzie County

Title	Sale of Undeveloped Road Allowance	Policy No.	PW028
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Legislation Reference	Municipal Government Act, Section 18
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Purpose:

To establish criteria for the sale of undeveloped road allowances which are not needed for municipal purposes.

Policy Statement and Guidelines

If an undeveloped road allowance is not needed for municipal purposes it may be closed and sold provided Council has passed a road closure bylaw for the specific road allowance, which is approved by the Minister of Transportation.

Priority

1. Sale of an undeveloped road allowance shall be established in the following order.
 - a) First priority shall be given to the adjacent parcel of land/quarter section that had provided alternate land for municipal purposes.
 - I. An original landowner, who has provided alternate land for municipal purposes at no cost, shall receive the closed undeveloped road allowance at no cost.
 - II. If the land has transferred ownership, or if there is no proof that the land was exchanged at no cost, the current landowner shall pay the market value as established by the County.
 - b) Second priority shall be given to the adjacent landowner who has cleared, with appropriate approval, and is using the undeveloped road allowance for agricultural purposes. The sale of this land shall be at market value as established by the County.
 - c) Third priority shall be given to the adjacent landowner who has cleared and developed the road allowance for a minimum of 10 years. The sale of this land shall be at market value as established by the County.

- d) Fourth priority shall be given to the adjacent landowner who put in the highest bid on the sale of the undeveloped road allowance.
2. Notwithstanding Section 1, no road closure shall be permitted if it leaves and/or creates a fragmented portion of land that is less than 70 meters (230 feet) in width.
 3. The property transfer must be finalized within 180 days of the acknowledgment or confirmation of the sale. If not, the County retains the right to sell the undeveloped road allowance to the other adjacent landowner.
 4. All legal and consolidation costs incurred by the road closure and transfer of the undeveloped road allowance shall be borne by the purchaser.

	Date	Resolution Number
Approved	07-May-02	02-345
Amended	11-Oct-16	16-10-723
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