

BYLAW NO. 783-10

**BEING A BYLAW OF
MACKENZIE COUNTY
IN THE PROVINCE OF ALBERTA**

**TO AMEND THE
MACKENZIE COUNTY LAND USE BYLAW**

WHEREAS, pursuant to section 26 of the *Municipal Government Act*, R.S.A. 2000, c M-26, a municipal council may by bylaw open a temporary road or a temporary right of way on private land; and

WHEREAS, there is a roadway existing on the private lands describe below about which there is a dispute about its nature as a public or private roadway; and

WHEREAS, Mackenzie County deems it to be in the public interest to open a temporary road on private lands to ensure that the roadway may be used by the public until the dispute is resolved; and

WHEREAS, Mackenzie County is desirous of hearing the submissions of all interested parties, including the owner of the private lands upon and across which the temporary road is located;

NOW THEREFORE, THE COUNCIL OF THE MACKENZIE COUNTY, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, HEREBY ENACTS AS FOLLOWS:

1. A temporary road shall be opened upon and across those private lands legally described as follows:

N ½ 26-104-14-W5M
(hereinafter referred to as the "Private Lands")

Such temporary road to be located on and within the boundaries of the existing roadway crossing the Private Lands, veering southeast from Range Road 14-2 until it meets the boundary between NW 26-104-14-W5M and SW 26-104-14-W5M and thence runs parallel to that boundary and the boundary between NE 26-104-14-W5M and Part of SE 26-104-14-W5M (Plan 002 3789, Block 1, Lot 1) until it reaches the access to Plan 002 3789, Block 1, Lot 1, (approximate distance being 3,930.4 feet (1198 meters) east of Range Road 14-2) all as shown outlined in red in the attached Schedule "A".

2. The temporary road shall be and remain open for public use up to and including November 8, 2012.



3. Mackenzie County shall develop and maintain the temporary road as is necessary from the affected date of this bylaw.
4. The owner or occupant of the Private Lands may be entitled to compensation from Mackenzie County for the use of the temporary road or for loss or damage caused by the temporary road in such amount as may be agreed upon as determined by the Land Compensation Board.

READ a first time this 27th day of October, 2010.

READ a second time this 9th day of November, 2010.

READ a third time this 24th day of November, 2010.



Bill Neufeld
Reeve



William Kostiw
Chief Administrative Officer

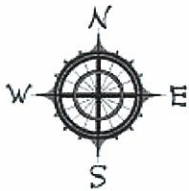
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SCHEDULE "A"

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B.N.