

Bylaw No. 5-2007

A BYLAW TO AMEND BYLAW No. 2-2001, BEING THE ZONING BYLAW OF THE MUNICIPALITY.

The council of the Rural Municipality of Hart Butte No. 11 enacts the following:

1. SECTION 6 M - MINING INDUSTRIAL DISTRICT is amended by adding the following section immediately after Section 6.3.1:

6.3.1.1 *Council may reduce the site area requirement at their discretion.*

2. SECTION 6 M - MINING INDUSTRIAL DISTRICT is further amended by adding the following Section is added immediately after Section 6.3.2:

6.3.3 *Set Back Separation Distances:*

The Active Mine Area shall be a minimum of 1.625 Km. (1 mile) from any farmstead within the municipality.

6.3.3.1 *Relaxation of the above limits may be permitted at Council's discretion.*

3. PART II - DEFINITIONS is amended by adding to the following to the definition of "Farmstead":

The word "habitable" is added immediately prior to the word "residence" where it appears in the first line of the definition; and further amended by adding the following to at the end of the said definition:

For the purposes of clarification, a farmstead may be either occupied or unoccupied to be deemed the farmstead of a farm operator.

4. PART II - DEFINITIONS is further amended by adding the following definition to this section:

Active Mine Area - is the area of the mining operation where there currently is or where there will be an open pit to accommodate mining.

RAY H. SETHUM
Mayor for Council in and
for the Municipality of
Hart Butte No. 11
My Appointment expires 2012

5. SECTION 6 M-MINING INDUSTRIAL DISTRICT is further amended by adding the following section immediately after Section 6.3.3.1

6.4 Development Restriction

No Farmstead/Residential Development will be considered where the development is proposed for an area in the M-Mining Industrial District that will be included in the Active Mine Area within 5 years from the development proposal to council.

6. This Bylaw is adopted pursuant to the Planning & Development Act, 2007 and shall come into force on the date of final approval by the Minister of Government Relations.



[REDACTED]
REEVE

[REDACTED]
ADMINISTRATOR

Read a First time this 11 day of OCTOBER, 2007
Read a Second time this 10 day of JANUARY, 2008
Read a Third time this 10, day of JANUARY, 2008

Certified a true copy of Bylaw No. 5-2007
adopted by resolution of council on the

10 day of JANUARY, 2008

[REDACTED]
ADMINISTRATOR



This document is a copy of the original on file with the municipality.