

BYLAW 19877 - FALL 2021 GENERAL REPEALING BYLAW

RECOMMENDATION

1. That Bylaw 19877 be given the appropriate readings.
2. That the motions listed in Attachment 3 of the December 6, 2021, Office of the City Clerk report OCC00771, be rescinded.

Purpose

This report requests that Council repeals bylaws that have expired or are otherwise no longer required, and amend clerical errors. The report also recommends that Council rescind motions which will remove the requirement to prepare a report and return either to Council or Committee.

Readings

Bylaw 19877 is ready for three readings

A majority vote of City Council on all three readings is required for passage.

If Council wishes to give three readings during a single meeting, then prior to moving third reading, Council must unanimously agree “That Bylaw 19877 be considered for third reading.”

Position of Administration

Administration supports this Bylaw.

Report Summary

This is a general repealing report prepared by the Office of the City Clerk, in coordination with the departments to recommend to Council to to repeal or rescind bylaws and motions that have expired, been replaced or are otherwise no longer required, and to address clerical errors. A general repealing bylaw is prepared for Council's review twice a year.

REPORT

This report provides for the repeal of bylaws that are no longer required, the rescission of expired or redundant motions, and the correction of non-substantive errors in bylaws. The Office of the City Clerk coordinates this review with City departments and will continue to bring similar

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reports to Council on a regular basis. Additionally, Administration continues to work through a list of potentially outdated bylaws, and will include any appropriate for repeal in future General Repealing Bylaw reports.

The motions for rescission, including justifications for the proposed actions, are listed in Attachment 3.

Administration has identified ten bylaws that can be repealed as they are no longer in use, and three bylaws that need to be amended to correct clerical errors. The Bylaws to be repealed are:

- Bylaw 10240 - A Bylaw to Approve Renewal of an Agreement with the Government of Canada for the Installation of an Outdoor Microphone and Pole on Canadian Forces Griesbach
- Bylaw 8643 - A Bylaw to Authorize an Agreement with the Government of Canada for the Municipal Infrastructure Evaluation at the C.F.B. Edmonton - Griesbach Site
- Bylaw 8224 - A Bylaw to Approve an Agreement with the Government of Canada for the Installation of an Outdoor Microphone and Pole on Canadian Forces Griesbach
- Bylaw 7918 - A Bylaw to Authorize Two Easement Agreements with Alberta Government Telephones for the Construction, Maintenance, Operation and Removal of a Freestanding Business Identification Sign at McCauley Plaza, 10025 - Jasper Avenue, Edmonton
- Bylaw 7721 - A Bylaw to authorize an agreement with the Province of Alberta to cover the cost of leasing the land from Canadian National Railways for the Access Road to Alberta Terminals Grain Elevator
- Bylaw 1995 - A Bylaw to authorize a temporary crossing by a single track of the Canadian National Railway over 149th Street between 115th and 116th Avenues in the City of Edmonton
- Bylaw 254 1910 - A By-law to authorize the transfer of certain lands to the Grand Trunk Pacific Railway Company
- Bylaw 214 1901 - A By-Law authorizing the execution of certain agreements respecting the Edmonton Yukon & Pacific Railways
- Bylaw 237 1909 - A Bylaw to approve and authorize the execution of an agreement respecting the entrance of the Calgary and Edmonton Railway into the City of Edmonton
- Bylaw 7470 - A Bylaw to authorize the agreements with the Government of Canada for lease of land at the Edmonton Municipal Airport

All of the above bylaws are Attachments 4-13 to this report for reference.

- Bylaw 17400 - Vehicle for Hire Bylaw is amended to correct a typographical error. (See Attachment 14)

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- Bylaw 19725 - City Planning Framework Implementation Repealing Bylaw 2021 is revised to correct a typographical error in line 35 of Schedule A. (Attachment 15)
- Bylaw 19852 - Heritage Valley Town Centre Neighbourhood Area Structure Plan is revised to correct a title in Schedule A. (Attachment 16)

COMMUNITY INSIGHTS

Community insights were not considered for this report as it is an administrative reconciliation report.

Legal Implications

The *Municipal Government Act* currently only allows City Council to make revisions to its bylaws in situations where errors must be corrected, and such revisions must be done by bylaw. In addition, prior to the first reading of a revision bylaw, the City Manager must certify that the revisions were prepared in accordance with the Municipal Government Act. This certification is provided in Attachment 2.

When a bylaw is revised in accordance with the *Municipal Government Act*, the revisions operate retrospectively as well as prospectively, and the usual prescribed process for amending these bylaws, such as the requirement for a public hearing, is deemed to have been completed. As a result, neither advertising nor a public hearing are required for these corrections.

ATTACHMENTS

1. Bylaw 19877 General Repealing Bylaw - Fall 2021
2. Revision Certificate
3. Motions to be Rescinded
4. Bylaw 10240 - A Bylaw to Approve Renewal of an Agreement with the Government of Canada for the Installation of an Outdoor Microphone and Pole on Canadian Forces Griesbach
5. Bylaw 8643 - A Bylaw to Authorize an Agreement with the Government of Canada for the Municipal Infrastructure Evaluation at the C.F.B. Edmonton - Griesbach Site
6. Bylaw 8224 - A Bylaw to Approve an Agreement with the Government of Canada for the Installation of an Outdoor Microphone and Pole on Canadian Forces Griesbach
7. Bylaw 7918 - A Bylaw to Authorize Two Easement Agreements with Alberta Government Telephones for the Construction, Maintenance, Operation and Removal of a Freestanding Business Identification Sign at McCauley Plaza, 10025 - Jasper Avenue, Edmonton
8. Bylaw 7721 - A Bylaw to authorize an agreement with the Province of Alberta to cover the cost of leasing the land from Canadian National Railways for the Access Road to Alberta Terminals Grain Elevator

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9. Bylaw 1995 - A Bylaw to authorize a temporary crossing by a single track of the Canadian National Railway over 149th Street between 115th and 116th Avenues in the City of Edmonton
10. Bylaw 254 1910 - A By-law to authorize the transfer of certain lands to the Grand Trunk Pacific Railway Company
11. Bylaw 214 1901 - A By-Law authorizing the execution of certain agreements respecting the Edmonton Yukon & Pacific Railways
12. Bylaw 237 1909 - A Bylaw to approve and authorize the execution of an agreement respecting the entrance of the Calgary and Edmonton Railway into the City of Edmonton
13. Bylaw 7470 - A Bylaw to authorize the agreements with the Government of Canada for lease of land at the Edmonton Municipal Airport
14. Bylaw 17400 - Vehicle for Hire Bylaw
15. Bylaw 19725 - City Planning Framework Implementation Repealing Bylaw 2021
16. Bylaw 19852 - A Bylaw to amend Bylaw 15296 being the Heritage Valley Town Centre Neighbourhood Area Structure Plan

OTHERS REVIEWING THIS REPORT

- M. Plouffe, City Solicitor