

**TOWN OF ROCKY MOUNTAIN HOUSE**

**BY – LAW 97 / 01V**

**A BY-LAW OF THE TOWN OF ROCKY MOUNTAIN HOUSE IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE ORDERLY NUMBERING OF PARCELS OF LAND AND BUILDINGS.**

**WHEREAS**, Section 58 of the municipal Government Act CHAPTER M-26.1, R.S.A. 1994 and amendments thereto authorizes Council to pass a bylaw for the orderly numbering of lots on the streets and avenues and for the renumbering of them from time to time as the Council considers expedient.

**NOW THEREFORE**, the Municipal Council of the Town of Rocky Mountain House, duly assembled, enacts as follows:

1. This Bylaw may be cited as "The Addressing Bylaw"
2. In this by-law
  - (a) "development officer" means the officer appointed pursuant to the Land Use bylaw and the person appointed to administer this bylaw.
  - (b) "development permit" means a certificate or document permitting a development and includes a plan or drawing or set of plans or drawings, specifications or other documents upon which the permit is issued.
  - (c) "highway" mean a road or way open to the public as a right of way for the purpose of passing an repassing and includes:
    - (i) a road or road allowance surveyed under the Surveys Act or any other Act and;
    - (ii) a public roadway provided in a subdivision under any Act, but does not include a lane.
  - (d) "lane" means a public thoroughfare not exceeding 30 feet in width, which provided a secondary means of access to a site or sites.
  - (e) "owner" means any person registered in the Land Titles Office as owner of a parcel or any person who is beneficially entitled to ownership of a parcel, whether his interest is entitled to ownership of a parcel, whether his interest is registered or not, or the authorized agent of such person.
  - (f) "parcel" means an area of land the boundaries of which,
    - (i) are shown on a plan registered in the Land Titles Office,
    - or
    - (ii) are described in the Certificate of Title to the Land, and that has not been divided into smaller areas by any plan or instrument registered in the Land Titles Office.
  - (g) "structure" means a house, building, sign or fixture of any type that may be built or placed on land.
  - (h) "Town" means the Town of Rocky Mountain House, and where the context so require, means the area contained within the boundaries of the Town of Rocky Mountain House.
  - (i) "Land Use Bylaw" means the Town of Rocky Mountain House' Land Use Bylaw.
3. All registered parcels of land in the Town of Rocky Mountain House fronting upon a highway whether vacant or occupied by a structure, shall be assigned an address by the Planning & Development Department, whether or not the address is used for postal service, location purposes, or computer retrieval.

4. Every person who obtains a development permit from the Development Officer to permit the construction of commercial, industrial, or multi-unit residential development, or for the moving in of Mobile Homes, where more than one building is involved and where an internal roadway system is utilized, shall be responsible for the construction, erection and maintenance of direction signs to a standard acceptable to the Planning & Development Department, as may be required by the Development Officer, indication the location of units therein.
5. Where internal numbering is required as part of an address, whether for postal Service or utility computer retrieval purposes, the Development Office shall assign such numbers.
6. (a) the property number allotted pursuant to this bylaw, shall be affixed to the appropriate structure in a conspicuous place, plainly visible from the highway, no higher than the first story of dwelling (s) or in an equivalent height in the case of other structures.  
(b) In addition to complying with subsection (a) above if the property has access to a lane, the number allotted pursuant to this bylaw, shall be displayed, at all times at a location plainly visible from the lane.
7. Nothing in this bylaw shall be construed so as to prevent any owner or occupier of any structure required by this bylaw to be numbered, from affixing numbers of such size or type as not located above height specified in Section 8A hereof, the numbers are the property numbers allotted to such structure by the Town and are clearly visible from the highway and/or lane.
8. (a) No owner or occupier of a structure bearing a number shall continue to use the said number if notified in writing by the Planning and Development Department that such structure is wrongly numbered, or that the number has been revised, as may be necessary from time to time.  
(b) Written notice pursuant to (a) above shall be sent to the owner or occupier by registered mail and shall require alteration of the wrong number to a correct number designated by the Town within thirty (30) days of the date of the notice.
9. No person shall remove, deface, or obliterate or destroy the numbers placed upon or affixed to any structure that has been duly numbered.
10. (a) Where a Bylaw Enforcement Officer believes that a person has contravened any section of this bylaw set out in Schedule "A" to this bylaw, which said Schedule forms a part of the Bylaw, he may serve upon such a person a voluntary payment tag allowing payment of the penalty specified in Schedule "A" for such offence to the Town and such payment shall be accepted by the Town in lieu of prosecution for the offence.  
(b) If the person upon whom a voluntary payment tag is served fails to pay the required sum within the time specified in the voluntary payment tag, the provisions of this section regarding acceptance of payment in lieu of prosecutions do not apply.  
(c) Nothing in this section shall:  
(j) prevent any person from exercising his right to defend any charge of committing a breach of any of the sections referred to in Schedule "A";  
(ii) prevent any Bylaw Enforcement Officer from laying an information or complaint in lieu of serving a voluntary payment tag; or  
(iii) prevent any person from exercising any legal rights such person may have to lay an information or complain against any person (whether such person has made payment under the provisions of this Bylaw, or not) for a breach of any of the sections listed in Schedule "A".  
(d) Where any person has made payment pursuant to the provisions of this Sections and is subsequently prosecuted at the instance of some person other than the Town, for the offence in respect of which such payment has been made, such payment shall be refunded.


11. Wherever in the Bylaw it is directed that a person shall do any matter or thing, then in default of its being done by such a person, the same may be done by the Town at the expense of such person and the Town may recover the expenses thereof, with costs, in any court of competent jurisdiction or in like manner as municipal taxes.
12. Any person who contravenes any provision of this bylaw is guilty of an offence and is liable upon summary conviction to a fine of not more than ONE THOUSAND (\$1000.00) DOLLARS or in default of payment of the fine to imprisonment for a period of not more than three (3) months.
13. This bylaw comes into full force and effect upon third and final reading.

READ A FIRST TIME THIS 14<sup>TH</sup> DAY OF JANUARY A.D. ,1997

READ A SECOND TIME THIS 18<sup>TH</sup> DAY OF FEBURARY A.D., 1997

READ A THIRD TIME THIS 18 TH DAY FEBRUARY A.D. , 1997

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Town Manager

**THIS IS SCHEDULE "A"**

**TO THE ADDRESSING BYLAW (97/01V)**

The voluntary payment which may be accepted in lieu of prosecution for a contravention of any of the provisions of any of the sections set out below shall be that sums set out opposite the section number:

<u>Section</u>	<u>Specified Sum For Voluntary Payment</u>
4	\$50.00
6(a)	\$50.00
6(b)	\$50.00
8(a)	\$50.00
8(b)	\$50.00
9	\$50.00.