



## TOWN OF MANNING, ALBERTA

### BY-LAW 902-22

#### LAND USE BYLAW AMENDMENT

A BYLAW OF THE TOWN OF MANNING IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF AMENDING THE TOWN OF MANNING LAND USE BYLAW No. 816/14.

WHEREAS The Council of the Town of Manning, in the Province of Alberta, has adopted the Town of Manning Land Use Bylaw No. 816/14, as amended, and;

WHEREAS Pursuant to the *Municipal Government Act*, Revised Statutes of Alberta 2000, Chapter M-26, Council may amend a Land Use Bylaw; and

WHEREAS Council of the Town of Manning, in the Province of Alberta, deems it necessary to amend the Town of Manning Land Use Bylaw No. 816/14; and

WHEREAS The said amendment will address the construction and safety of public sidewalks;

NOW THEREFORE Pursuant to Sections 230, 606 and 692 of the Province of Alberta *Municipal Government Act*, the Town of Manning Council, duly assembled, hereby enacts as follows:

#### AMENDMENT

1. Within **DIVISION 1: GENERAL LAND USE PROVISIONS**, add **SECTION 26A. PUBLIC SIDEWALKS** as follows:

##### **SECTION 26A. PUBLIC SIDEWALKS**

- (1) Public sidewalks shall be located within the public right-of-way on all frontage, except when authorized within an easement by the Town.
- (2) Public sidewalks shall be constructed of concrete at least 4 inches thick.
- (3) The minimum width of public sidewalks in residential districts shall be 1.5 meters (5 feet) and 3 meters (10 feet) for commercial and institutional uses.
- (4) Where insufficient right of way exists to accommodate the full width of the required sidewalk, the Town may require:
  - (a) a public easement for the portion of the sidewalk located on private property, or
  - (b) a dedication of land sufficient to allow the sidewalk to be located entirely within the public right of way.
- (5) To ensure a high level of pedestrian access, safety and comfort,
  - (a) sidewalks shall be adequately illuminated.

- (b) landscaping shall not block visibility to and from sidewalks, especially where they approach a roadway or driveway.
- (c) point of obstructions, such as power poles, light poles and fire hydrants, may only encroach into the public right of way when necessary, but the sidewalk must have clear width remaining to meet accessibility requirements.

**SEVERABILITY**

- 2. If any portion of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion shall be severed, and the remaining Bylaw shall be maintained.

**EFFECTIVE DATE**


- 3. That this Bylaw shall come into effect the date upon third and final reading.

READ A FIRST TIME this 24 day of August 2022

PUBLIC HEARING HELD ON this 14 day of September 2022

READ A SECOND TIME this 14 day of September 2022

READ A THIRD AND FINAL TIME this 14 day of September 2022

  
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Robert McLeod  
Mayor

  
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April Doll  
Chief Administrative Officer