

Bill No. 69 of 1952.

A BILL TO AMEND THE TOWN AND RURAL
PLANNING ACT

NOTE.

This Bill amends *The Town and Rural Planning Act*, being chapter 169 of the Revised Statutes of Alberta, 1942.

Sections 4, 6 and 7 are each amended to provide for "limited access highways". These amendments will enable the Provincial Planning Advisory Board to designate certain highways or parts of highways as limited access highways. In the case of certain main highways, particularly in congested areas such as the outskirts of cities, it is desirable to limit the number of places at which access to the highway may be gained. Traffic entering a main highway is a hazard to through traffic and slows it down. The amendments enable the Board, with the approval of the Lieutenant Governor in Council, to regulate or restrict the number of points at which access may be gained to the highway and to control the erection of structures which would require access to the highway.

Section 11*b*, subsection (1) is amended to make it conform with subsection (3) and to clarify the latter subsection.

A new clause (*b*) is substituted for the former clause (*b*) of subsection (2). Instead of the Provincial Advisory Board appointing three members to represent the Province on the District Planning Commission, it may now appoint thereto such members as are required.

Section 11*d* is amended for purposes of clarification.

Section 22, subsection (1), clause (*c*) is amended. A word which creates an ambiguity is struck out.

Section 24, subsection (1) is amended to correct an ambiguity.

This Bill comes into force on the 1st day of July, 1952.

J. W. RYAN,
Acting Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 69 of 1952.

An Act to amend The Town and Rural Planning Act.

(Assented to _____, 1952.)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Town and Rural Planning Act*, being chapter 169 of the Revised Statutes of Alberta, 1942, is hereby amended.

Section 4
amended

2. Section 4 is amended by adding immediately after clause (e) the following new clauses:

- “(f) designating any declared highway or part of a declared highway as a ‘limited access highway’;
- “(g) prohibiting the location or erection along a limited access highway of any gasoline filling station, garage, auto service station, tourist camp, industrial plant, place of amusement or refreshment or other place requiring access to the highway, or prohibiting the location or erection of such structures except at such locations or at such intervals as may be approved and designated by the Board;
- “(h) requiring a permit to be obtained from the Board prior to the location or erection along a limited access highway of any place or structure that requires access to the highway;
- “(i) prescribing terms and conditions applicable to the granting of a permit to locate or erect any place or structure along the limited access highway.”.

Section 6
amended

3. Section 6 is amended,—

- (a) by renumbering the section as subsection (1);
- (b) by adding immediately after subsection (1) the following new subsection:
 - “(2) No person shall locate or erect, along a limited access highway, any gasoline filling station, garage, auto service station, tourist camp, industrial plant, place of amusement or refreshment or other place requiring access to the highway, unless,—
 - “(a) it is located or erected at a location approved and designated by the Board;

“(b) the person has obtained such permit as the Board may require pursuant to the regulations and has complied with the terms and conditions applicable thereto.”.

4. Section 7 is amended by adding immediately after the words “building line” the words “or adjacent to the limited access highway”. Section 7
amended

5. Section 11b is amended:

- (a) by adding immediately after the word “may”, where it occurs in subsection (1) the words “by order,”.
- (b) by striking out clause (b) of subsection (2) and by substituting the following:
“(b) such number of members as may be appointed by the Provincial Planning Advisory Board to represent the Province.”.

Section 11b
amended

6. Section 11d, subsection (3) is amended by adding immediately after the word “provisions” the words “of an order made under section 11b or under this section”. Section 11d
amended

7. Section 22, subsection (1), clause (c) is amended by striking out the word “thereafter”. Section 22
amended

8. Section 24, subsection (1) is amended by striking out the word “commission” and by substituting the words “technical planning board”. Section 24
amended

9. This Act shall come into force on the first day of July, 1952. Coming
into force

No. 69

FIFTH SESSION
ELEVENTH LEGISLATURE

1 Elizabeth II

1952

BILL

An Act to amend The Town and Rural
Planning Act.

Received and read the

First time

Second time

Third time

HON. MR. GERHART.
