

BYLAW No. 1390/23

A BYLAW OF LACOMBE COUNTY IN THE PROVINCE OF ALBERTA TO ESTABLISH THE POSITIONS OF DESIGNATED OFFICER FOR LACOMBE COUNTY

WHEREAS section 210 of the Municipal Government Act, RSA 2000, c M-26 and amendments thereto, states that a municipality may pass a bylaw for the establishment of one or more positions to carry out the powers, duties and functions of a designated officer; and

AND WHEREAS section 8(2) of the Agricultural Services Board Act, RSA, 2000, c A-10, establishes the agricultural fieldman as a designated officer;

AND WHEREAS section 210 of the Municipal Government Act, RSA 2000, c M-26 and amendments thereto, states that all designated officers are subject to the supervision of and accountable to the chief administrative officer;

NOW THEREFORE the Council for Lacombe County in the Province of Alberta, duly assembled, hereby enacts as follows:

1. TITLE

1.1 This bylaw shall be known as the "Designated Officer Bylaw."

2. PURPOSE

2.1 The purpose of this Bylaw is to:

a) create the position(s) of designated officer(s) of Lacombe County in accordance with the Municipal Government Act and the Agricultural Services Board Act.

3. DEFINITIONS

3.1 "Act" means the Municipal Government Act, RSA 2000, c M-26 and amendments and includes associated regulations.

3.2 "Agricultural Fieldman" means a qualified person to implement agricultural policies and programs and to manage the agricultural resources of the municipality under the ASB.

3.3 "ASB" means the Agricultural Services Board Act, RSA 2000, c A-10 and amendments.

3.4 "Council" means the Council of Lacombe County.

3.5 "County" means the Municipal Corporation of Lacombe County.

3.6 "County Manager" means the Chief Administrative Officer of the County as appointed by Council under the provisions of the Act or their designate.

3.7 "Designated Officer" means a person appointed to a position established under section 210(1) of the Act.

3.8 "Municipal Assessor" means a designated officer appointed under section 284.2 of the Act to carry out the functions, duties and powers of a municipal assessor under the Act and regulations.

4. DESIGNATIONS

4.1 The following positions are established as Designated Officers for Lacombe County:

a) Agricultural Fieldman; and
b) Municipal Assessor.

5. AGRICULTURAL FIELDMAN

5.1 The agricultural fieldman is the designated officer for purposes of the following sections of the ASB Act:

- a) Section 8(2) – carrying out functions relating to agriculture; and
- b) Section 8(3) – carrying out functions related to:
 - i) a municipal inspector under the Weed Control Act;
 - ii) an inspector of the County under the Agricultural Pests Act; and
 - iii) a soil conservation officer of the municipality under the Soil Conservations Act.

6. MUNICIPAL ASSESSOR

6.1 The municipal assessor is the designated officer for purposes of the following sections of the Act:

- a) Section 284.2 – carry out all the duties and powers of a municipal assessor under the Act.

7. GENERAL PROVISIONS

7.1 The County Manager may appoint an employee to a designated officer position in accordance with the County's Chief Administrative Officer Bylaw and subject to the Act and ASB Act.

7.2 The County Manager may appoint an acting designated officer during an illness, scheduled absence or other incapacity of a designated officer.

7.3 A designated officer may delegate any or their powers, duties, or functions to an employee of the County, but the designated officer remains responsible to ensure any delegate powers, duties, or functions are properly exercised and carried out.

8. MISCELLANEOUS

8.1 This Bylaw repeals Bylaw No. 1275-18.

8.2 This Bylaw shall come into full force and effect on the date of passing.

Received first and second readings and by unanimous consent of the Councillors present, a third reading and finally passed this 23rd day of February, 2023.


Reeve


County Manager