



ALBERTA
MUNICIPAL AFFAIRS

Office of the Minister
MLA, Calgary-Hays

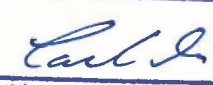
MINISTERIAL ORDER NO. MSD:072/21

I, Ric McIver, Minister of Municipal Affairs, pursuant to Section 693 of the *Municipal Government Act*, make the Calgary International Airport Vicinity Protection Area Amendment Regulation as set out in the attached Appendix.

Dated at Edmonton, Alberta, this 27 day of August, 2021.



Ric McIver
Minister of Municipal Affairs

FILED UNDER
THE REGULATIONS ACT
as ALBERTA REGULATION 163/2021
ON September 10 2021


REGISTRAR OF REGULATIONS

APPENDIX

Municipal Government Act

CALGARY INTERNATIONAL AIRPORT VICINITY PROTECTION AREA AMENDMENT REGULATION

1 *The Calgary International Airport Vicinity Protection Area Regulation (AR 177/2009) is amended by this Regulation.*

2 Section 1 is amended

(a) in clause (c)

(i) by repealing subclause (iii);

(ii) in subclause (iv) by striking out “subclauses (i) to (iii)” and substituting “subclause (i) or (ii)”;

(b) by repealing clause (d)(iii).

3 Section 6 is repealed and the following is substituted:

Duty of municipality

6(1) A municipality must refer a copy of any application it receives for a subdivision of land or a development permit relating to land in the Protection Area in a NEF Area of 30 or more, where the use of the land will change as a result of the application being approved, to the Airport Operator.

(2) Before adopting a statutory plan or land use bylaw, or an amendment of either, that relates to land in the Protection Area, a municipality must refer the statutory plan or land use bylaw, or the amendment, to the Airport Operator.

4 The following is added after section 8:

Expiry

8.1 For the purposes of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on June 30, 2026.

5 Schedule 1 is repealed and the following is substituted:

Schedule 1

**Calgary International Airport Vicinity
Protection Area**

The Calgary International Airport Vicinity Protection Area consists of the lands described in this Schedule, but does not include the airport lands.

In township 24, range 29, west of the 4th meridian:

Northeast quarter of section 4;
Sections 9, 16 and 21;
West half of section 22;
West half of section 27;
Sections 28 and 33;
Southwest quarter and north half of section 34.

In township 25, range 29, west of the 4th meridian:

Southwest quarter of section 2;
Sections 3, 4, 9, 10, 15, 16, 21, 22, 27, 28 and 33;
Southeast quarter and west half of section 34.

In township 26, range 29, west of the 4th meridian:

West half of section 3;
Sections 4 and 9;
Southwest quarter and east half of section 16;
Southeast quarter of section 21.

In township 23, range 1, west of the 5th meridian:

Northwest quarter of section 36.

In township 24, range 1, west of the 5th meridian:

West half of section 1;
East half of section 2;
East half of section 11;
Northeast quarter and west half of section 12;
Section 13;
East half of section 14;
East half of section 23;
Sections 24 and 25;
Southeast quarter and north half of section 26;
Northeast quarter of section 34;
Sections 35 and 36.

In township 25, range 1, west of the 5th meridian:

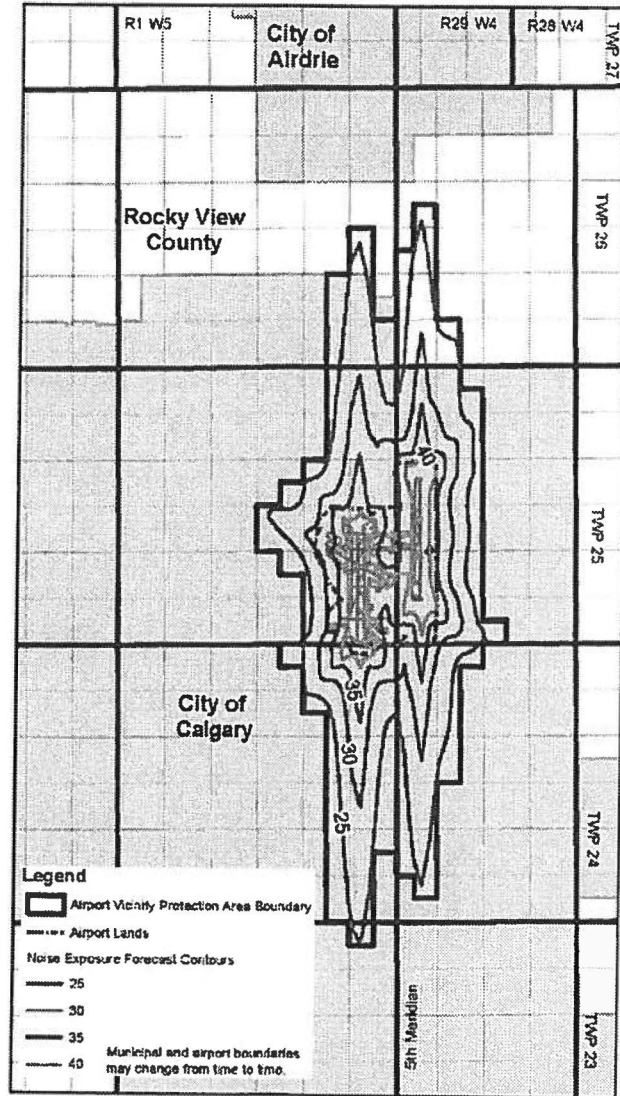
Sections 1 and 2;
Northeast quarter of section 10;
Sections 11, 12, 13, 14 and 15;
Southeast quarter of section 22;
Sections 23, 24 and 25;
East half of section 26;
East half of section 35;
Section 36.

In township 26, range 1, west of the 5th meridian:

Section 1;
East half of sections 2 and 11;
West half of sections 12 and 13.

6 Schedule 2 is repealed and the following is substituted:

Schedule 2



7 Schedule 3 is amended

- (a) by repealing sections 2 and 2.1;
- (b) by repealing section 2.2(1) and substituting the following:

**Residential subdivision and development a permitted use —
Mayland Heights and Vista Heights**

**2.2(1) This section applies to the following land within the NEF
30-35 Area:**

<u>Plan</u>	<u>Block</u>	<u>Lot</u>
Mayland Heights		
350JK	31	15, 16, 17, 18, 19
4430AC	11	2, 3, 6, 7, 10, 11
4430AC	12	2, 3, 6, 7, 10, 11, 14, 15, 18, 19
4430AC	13	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 18, 19
4430AC	14	2, 3, 6, 7, 10, 11, 15, 18, 19
4430AC	19	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15-18, 19, 20, 21, 22, 23, 24
4430AC	20	1, 2, 3, 4, 5, 6, 7, 8, 9
4430AC	21	1, 2, 3, 4, 7, 8, 9, 10, 11, 12
4430AC	22	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24
4430AC	26	19
4430AC	27	1, 2, 3, 4, 5, 6, 7, 8, 9, 10
4430AC	29	1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15-17, 18, 19, 20, 21, 22, 23, 24
4430AC	30	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12
4430AC	31	1, 4, 5, 8, 9, 12, 13
4430AC	32	1, 4, 5, 8, 9, 12, 13, 16, 17, 20, 21, 24
4430AC	33	1, 4, 9, 12, 13, 16, 17, 20
4430AC	34	4, 5, 8, 9, 12, 13, 16, 17, 20
6852HL	12	22
6852HL	19	25, 26
6852HL	23	21
6852HL	29	25, 27, 28
6852HL	32	25
6852HL	33	5, 8, 21
6852HL	34	21
6852HL	35	D
6852HL	45	1-5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16
6852HL	46	1, 2, 3, 4, 5, 6, 7, 8
6852HL	47	1, 2, 3, 4, 5, 6, 7, 8, 9, 10
8431HJ	41	1, 2, 3, 4, 5, 6, 14, 15, 21, 22

412801	21	14, 15
510842	21	16, 17
511056	29	29, 30
712237	29	25, 26
915030	26	20, 21, 22, 23, 24, 25, 27
1011337	34	22
1013591	21	18, 19
9311044	21	13A
9811800	45	17, 18
9911922	45	17
Vista Heights		
713348	4	98, 99
1065JK	3	1, 2-17, 18
1065JK	4	29, 30-33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46-57, 58, 59-68, 69, 70, 71, 72, 73, 74, 75, 76, 77-86, 87, 88- 93, 95, 96
1065JK	5	1, 2, 3, 4, 5-10, 11, 12-15, 16, 17, 18-20, 21, 22, 23, 24, 25
1065JK	7	1, 2, 3, 4, 5-19, 20
4347JK	11	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16-21, 22, 23, 28-35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56
4347JK	13	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17
4347JK	14	1, 2, 3, 4, 5, 6, 7-9, 10, 11, 12, 13, 14, 15, 16, 17-19, 20

(c) by adding the following after section 2.3:

Other permitted uses

2.4(1) This section applies to the following land within the NEF 30-35 Area:

<u>Plan</u>	<u>Block</u>	<u>Lot</u>
0410759	5	2
CONDOMINIUM PLAN 0611343	N/A	UNIT 1, UNIT 3-UNIT 7, UNIT 9-UNIT 11, UNIT 13, UNIT 14, UNIT 16, UNIT 17, UNIT 19-UNIT 30
CONDOMINIUM PLAN 0611843	N/A	UNIT 1-UNIT 3
CONDOMINIUM PLAN 0812921	N/A	UNIT 8-UNIT 11, UNIT 14-UNIT 18
DESCRIPTIVE PLAN 1111286	10	5
7410187	5	6, 7

7410187	6	5, 7, 9
7410187	9	1, 2, 3
7410187	10	
CONDOMINIUM PLAN 7810395	N/A	UNIT 1-UNIT 6, UNIT 8, UNIT 10
7810796	5	7
8210278	29	44, 46-53
9612335	4	5PUL

(2) Despite any other provision of this Regulation, subdivision and development for the following uses are permitted within the NEF 30-35 Area with respect to the land described in subsection (1), subject to compliance with any applicable statutory plan and land use bylaw and the acoustical requirements set out in the Alberta Building Code:

- (a) residences;
- (b) schools;
- (c) medical care facilities.

Other permitted uses

2.5(1) This section applies to the following land within the NEF 35-40 Area:

<u>Plan</u>	<u>Block</u>	<u>Lot</u>
154LK	2	4
5060AK	58	
0110618	N/A	11
0210486	1	13
CONDOMINIUM PLAN 0414236	N/A	UNIT 1-UNIT 3, UNIT 5, UNIT 8-UNIT 12
0514233	2	7
731502	4	7
1510259	2	5
1811550	6	8
7410187	4	2, 13, 14

(2) Despite any other provision of this Regulation, subdivision and development for the following uses are permitted within the NEF 35-40 Area with respect to the land described in subsection (1), subject to compliance with any applicable statutory plan and land use bylaw and the acoustical requirements set out in the Alberta Building Code:

- (a) day cares;
 - (b) halls and auditoriums;
 - (c) places of worship;
 - (d) outdoor exhibitions and fairgrounds;
 - (e) outdoor spectator entertainment/sports facilities.
- (d) by repealing section 3;
- (e) in section 4

(i) by repealing subsection (1) and substituting the following:

Prohibited uses

4(1) A land use shown in Column 1 of the following table is prohibited on land that is located in a NEF Area shown in Column 2, 3, 4 or 5 of the table if the expression "PR" appears in that column opposite that land use:

TABLE

Column 1	Col. 2	Col. 3	Col. 4	Col. 5
	NEF	NEF	NEF	NEF
	40+	35-40	30-35	25-30
Land Uses	Area	Area	Area	Area
Residences	PR	PR	PR	-
Schools	PR	PR	PR	-
Day cares	PR	PR	-	-
Clinics	PR	-	-	-
Medical care facilities	PR	PR	PR	-
Halls and auditoriums	PR	-	-	-
Places of worship	PR	-	-	-
Outdoor eating establishments	PR	-	-	-
Outdoor exhibition and fairgrounds	PR	PR	-	-
Outdoor spectator entertainment/ sports facilities	PR	PR	-	-
Campgrounds	PR	PR	PR	PR

(ii) by adding the following after subsection (3):

(4) Subject to subsection (2), a land use that is not identified as prohibited in subsection (1) is permitted in any NEF area.

(f) by repealing section 5 and substituting the following:

Use of land where parcel located in more than one NEF Area

5(1) Where a parcel of land that is equal to or less than 0.2 hectares is located in more than one NEF Area, the noise exposure forecast contour line that runs through the parcel must be adjusted to follow the next appropriate natural or man-made boundary that is farther away from the airport lands.

(2) Where

- (a) a noise exposure forecast contour line divides a parcel of land that is greater than 0.2 hectares into more than one NEF area, and
- (b) in one area a proposed use is a prohibited use and in the other area the proposed use is not a prohibited use,

the proposed use of the parcel may be carried out only in the area in which the proposed use is not a prohibited use.