

**SUMMER VILLAGE OF NORGLLENWOLD
SUBDIVISION AND DEVELOPMENT APPEAL BOARD
FEBRUARY 8, 2021
RECORD OF HEARING AND DECISION**

PRESENT	Chair: Jeff Ludwig via Zoom Member-at-large: Toby Lampard via Zoom Member at Large: Allan MacPherson via Zoom CAO: Tanner Evans via Zoom Junior Development Officer: Kara Kashuba via Zoom Recording Secretary: Teri Musseau Appellant: Kent Lyle via Zoom Applicant Representative: Curtis Mitchell via Zoom
CALL TO ORDER	Chair Ludwig called the hearing to order at 1:17 p.m.
PURPOSE OF HEARING	The purpose of this hearing is to hear an appeal received from Kent Lyle, adjacent landowner, on January 14 th , 2021, appealing the development permit #201652 issued November 27 th , 2020, by the Municipal Planning Commission, for a detached garage with guest house, at 313 Honeymoon Drive, Lot 4 Block 2 Plan 350HW, in the Summer Village of Norglenwold.
APPEAL FILED AND NOTICE GIVEN	Pursuant to Section 686(1) of the Municipal Government Act, the appeal was not filed within the 21-day appeal period following the November 27 th , 2020, issuance of the development permit. Section 686(2) of the Municipal Government Act requires that the appeal hearing be convened within 30 days of the receipt of notice of appeal. The appeal was received on January 14 th , 2021. The appeal hearing is being convened 25 days within receipt of the notice of appeal.
DEADLINE FOR DECISION	Pursuant to Section 687(2) of the Municipal Government Act, the Subdivision and Development Appeal Board must give its decision in writing together with reasons for the decision within 15 days of concluding the hearing.
OBJECTIONS TO MEMBERS OF THE APPEAL BOARD	<p>The Members of the Subdivision and Development Appeal Board are appointed in accordance with the Subdivision and Development Appeal Board Bylaw #204-18.</p> <p>Members of the Subdivision and Development Appeal Board were asked if they felt they should disqualify themselves from hearing the appeal before them and no one felt they needed to disqualify themselves.</p> <p>Mr. Lyle was asked if he had any objection to any of the members of the Subdivision and Development Appeal Board present hearing the case. He had no objection to any of the members hearing his case.</p>
DISCLOSURE OF EVIDENCE FINDING OF FACTS	<p>The members of the Subdivision and Development Appeal Board were asked if they had sought, been given or reviewed any evidence prior to the hearing.</p> <p>No members had any prior knowledge of the appeal prior to the hearing.</p>
APPEAL LETTER READ	Teri Musseau, Secretary of the Subdivision and Development Appeal Board read the appeal letter received from Mr. Lyle on January 14 th , 2021, into record.

HEARING PROCEDURES Chair Ludwig reviewed the procedures to be followed for the hearing.

JURISDICTION Tanner Evans, CAO, provided his report to the Board on duties and jurisdiction.

RECESS FOR JURISDICTION Chair Ludwig called for a short recess while the board discussed jurisdiction at 1:38 p.m.

Chair Ludwig reconvened the hearing at 2:05 p.m.

DECISION OF THE BOARD ON JURISDICTION The Subdivision and Development Appeal Board determined it had no jurisdiction to hear the appeal as the appeal was received 17 days after the appeal period ended.

The hearing was adjourned at 2:06 p.m.

ADJOURNMENT DATED AT THE TOWN OF SYLVAN LAKE THIS 8TH DAY OF FEBRUARY 2021.

**THE SUMMER VILLAGE OF
NORGLIWOLD SUBDIVISION AND
DEVELOPMENT APPEAL BOARD**

**JEFF Ludwig
SDAB Chairman**

