

REVISED MEMORANDUM OF AGREEMENT

MADE IN QUADRUPLICATE THIS ____ DAY OF _____, _____.

BETWEEN:

THE City of _____
Saskatchewan, hereinafter
called the "City"

OF THE FIRST PART;

- and -

THE RURAL MUNICIPALITY OF _____ NO. _____
of Saskatchewan, hereinafter called the
"Rural Municipality of _____"

OF THE SECOND PART;

- and -

THE RURAL MUNICIPALITY OF _____ NO. _____
of Saskatchewan, hereinafter called the
"Rural Municipality of _____"

OF THE THIRD PART;

WHEREAS the Parties hereto have previously entered into an agreement to establish a planning district under the terms of the provisions of The Community Planning Act, 1945, over the development of certain portions of the Rural Municipality of _____ and _____ which adjoin the City.

NOW, THEREFORE, the Parties hereto agree to and with each other as follows:

1. The adoption of a revised agreement subject to Sections 120 and 121 of the Planning and Development Act, 1983, which recognizes the planning district, to be known as "_____ Planning District" which was established under the provisions of Section 61(a) of the Community Planning Act, 1945.

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2. The area of the said planning district shall comprise all those lands situated within the said Rural Municipalities which are outlined in bold dashed lines on the plan hereto attached and identified as Schedule "A" to this Agreement, such plan being hereby declared to form part of this Agreement.

3.A District Planning Commission, designated as "The _____ Planning District Commission" is hereby recognized under the provisions of Section 120 of The Planning and Development Act, 1983, such Commission to consist of seven (7) members, to be appointed in the following manner:

(a) two members shall be appointed by the Council of the City of _____;

(b) two members shall be appointed by the Council of the Rural Municipality of _____.

(c) two members shall be appointed by the Council of the Rural Municipality of _____.

(d) the seventh member shall be appointed jointly by the Councils of the Rural Municipalities and the City or, failing agreement upon the seventh member within three (3) weeks after the first day of the year in any year, either party may apply to the Minister to appoint the seventh member as provided by Clause (b) of Section 120 of the Planning and Development Act.

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4. The tenure of office of the members of the said Commission shall be as follows:

(a) On the original appointments, each Council shall appoint one member to hold office until its first meeting in January of the first year next following, one member to hold office until its first meeting in January of the second year next following.

(b) Subject to clause (c) hereof, each member thereafter appointed by respective councils shall hold office until the first meeting of the appointing council in January of the third year next following such appointment;

(c) Where vacancies arise in respect of council appointees, otherwise than by reason of the expiry of the designated term of office of the appointee, the council concerned shall appoint someone to complete the unexpired term only;

(d) Notwithstanding the expiry of the term for which any member has been appointed, Council may appoint or reappoint he shall continue to hold office until his successor is appointed.

5. As per Section 125 of the Planning and Development Act, 1983, the duties and powers of the said Commission shall be to:

(a) Hold public meetings and publish information for the purpose of obtaining the participation and co-operation of the residents of the planning district and any adjacent area in determining the solution to problems or matters affecting the development of any part of the planning district;

- (b) Assist the council of any municipality that is located in whole or in part in the planning district in the preparation of a zoning bylaw or any other bylaw authorized by this Act;
- (c) Review any existing zoning bylaw or bylaw adopted or passed under this Act and submit, to the council, suitable amendments thereto with a recommendation that they be adopted or passed;
- (d) Suggest to any council ways and means of financing works to be carried out by public authorities over a specified period;
- (e) Investigate and study proposed subdivisions or developments within and adjacent to the planning district and submit to the appropriate council reports and recommendations in that respect;
- (f) Identify the social and economic implications of the commission's recommendations;
- (g) Prepare and submit to the affiliated municipalities an operating budget for the next ensuing fiscal year. 1983-84, C.P. - 13.1, s. 125.

6. The parties hereto agree that pursuant to Section 123 of The Planning and Development Act; the councils of the City and the Rural Municipalities shall have the power to pay each member of the District Planning Commission and advisory committees such remuneration as may be fixed by the respective councils.

7. The District Planning Commission shall annually appoint the Commission Secretary.

8. The funds required to meet the expenses of the District Planning Commission, as approved by the councils of the City and Rural Municipalities, shall be contributed by the City and Rural Municipalities on an equal shared basis.

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9. Subject to Section 123 of The Planning and Development Act, 1983, the Commission may:

- (a) Make rules of procedure that are not contrary to law or inconsistent with this Act for the conduct of its business, the governing of its proceedings, the calling of meetings, and the quorum at them;
- (b) Appoint any consultants or employees that may be necessary for the exercise of any of its powers or the performance of any of its duties and fix their remuneration;
- (c) Appoint advisory committees consisting of one or more of the members of the district planning commission or any other person and fix their remuneration;
- (d) With the consent of any affiliated municipalities, avail itself of the services of any officer or employee of that municipality. 1983-84, C.P.-13.1, S. 123.

10. Any policy plans and zoning bylaws having effect within the said Planning District shall be administered by the Administrator appointed by each Council of the Rural Municipality Wallace and Orkney in which the development is proposed.

11. The Rural Municipality of _____ and _____ agree to consult with the City on all development and subdivision permit applications within the _____ Planning District, and the City agrees to provide comments within fourteen (14) days of the notice being sent. The City may request an extension of time in which to reply and may present the reason for the extension at the next Council meeting. The rural municipalities shall in turn respond to the request expediently.

Prior to rendering a decision on the application, the Rural Municipalities shall give due consideration to the city's comment, but shall not be bound by the recommendation.

IN WITNESS WHEREOF the Parties hereto have hereunto affixed their corporate seals, duly attested by the hands of their respective proper officers in that behalf, the day and year first above written.

THE CITY OF _____

Mayor

Town Administrator

THE RURAL MUNICIPALITY OF _____ NO. _____

Reeve

R.M. Administrator