



**MUNICIPAL DISTRICT OF SPIRIT RIVER NO. 133
IN THE PROVINCE OF ALBERTA**

BYLAW 06-2009

A Bylaw to designate a Municipal Historical Resource

**BEING A BYLAW OF THE MUNICIPAL DISTRICT OF SPIRIT RIVER No.133 IN
THE PROVINCE OF ALBERTA TO DESIGNATE THE SITE KNOWN AS THE
RUSSIAN ORTHODOX CHURCH OF CANADA OF RYCROFT ALBERTA AS A
MUNICIPAL HISTORICAL RESOURCE**

WHEREAS Section 26 of the Historical Resources Act, Revised Statutes of Alberta 2000, c.H-9 as amended, permits Council to designate any historic resource within the Municipal District of Spirit River No.133 whose preservation Council considers to be in the public interest, together with any land in or on which it is located, as a Municipal Historic Resource; and

WHEREAS the preservation of the Russian Orthodox Church of Canada of Rycroft Alberta in the Municipal District of Spirit River No. 133 is deemed to be in the public interest; and

WHEREAS the owners of the Russian Orthodox Church of Canada of Rycroft Alberta have agreed to waive compensation now and in the future.

NOW THEREFORE the Council of the Municipal District of Spirit River No.133, duly assembled, **HEREBY ENACTS AS FOLLOWS:**

1. The Russian Orthodox Church of Canada of Rycroft Alberta located on land legally described as:

ALL THAT PORTION OF THE NORTH WEST QUARTER OF SECTION TEN (10)
TOWNSHIP SEVENTY NINE (79)
RANGE FOUR (4)
WEST OF THE SIXTH MERIDIAN
AS SHOWN UPON A PLAN OF SURVEY OF THE SAID TOWNSHIP SIGNED AT
OTTAWA ON THE 12 DAY OF JUNE A.D. 1912 DESCRIBED AS FOLLOWS: -
COMMENCING AT THE NORTH WEST CORNER OF THE SAID QUARTER SECTION
THENCE SOUTHERLY ALONG THE WEST BOUNDARY THEREOF A DISTANCE OF
TWO HUNDRED AND NINETY FIVE AND SIXTEEN HUNDREDTHS (295.16) FEET
THENCE EASTERLY PARALLEL TO THE NORTH BOUNDARY THEREOF A DISTANCE
OF TWO HUNDRED AND NINETY FIVE AND SIXTEEN HUNDREDTHS (295.16)

FEET THENCE NORTHERLY PARALLEL TO THE SAID WEST BOUNDARY A DISTANCE OF TWO HUNDRED AND NINETY FIVE AND SIXTEEN HUNDREDTHS (295.16) FEET TO A POINT ON THE NORTH BOUNDARY THEREOF THENCE WESTERLY ALONG THE SAID NORTH BOUNDARY A DISTANCE OF TWO HUNDRED AND NINETY FIVE AND SIXTEEN HUNDREDTHS (295.16) FEET MORE OR LESS TO THE POINT OF COMMENCEMENT CONTAINING 0.809 HECTARES MORE OR LESS EXCEPTING THEREOUT: 0.45 HECTARES MORE OR LESS AS SHOWN ON ROAD PLAN 4211 KS TO HAVE AND TO HOLD FOR CEMETERY PURPOSES AND FOR NO OTHER PURPOSE OR PURPOSES WHATSOEVER

EXCEPTING THEREOUT ALL MINES AND MINERALS AND THE RIGHT TO WORK THE SAME

in the Municipal District of Spirit River No. 133, is hereby designated as a Municipal Historic Resource.

2. The Chief Administrative Officer is appointed by Council to administer the implementation of any matters arising out of this designation and, in particular, for the purpose of determining whether a written approval shall be given under Section 3 of this Bylaw.
3. No person shall:
 - a. destroy, disturb, alter, restore, repair or in any way cause changes to the Historic Resource; or
 - b. remove any historic object from the Historic Resource, without written approval of the Chief Administrative Officer.
4. Except as provided herein, the Chief Administrative Officer, in the Chief Administrative Officer's absolute discretion, may refuse to grant an approval under Section 3 of this Bylaw or may make the approval subject to any conditions the Chief Administrative Officer considers appropriate.
5. In exercising the discretion under Section 3 of this Bylaw the Chief Administrative Officer shall consider The Standards and Guidelines for the Conservation of Historic Places in Canada adopted for use in Alberta by the Province Of Alberta.
6. The Historic site shall be governed in the same way as Direct Control Districts under the Land Use Bylaw 03-2009.

THAT this bylaw shall come into force and take effect upon the Third and Final Reading thereof.

READ A FIRST TIME this 7th day of December A.D., 2009

READ A SECOND TIME this 4th day of January A.D., 2010

READ A THIRD TIME AND FINAL TIME this 4th day of January A.D., 2010

SIGNED by the REEVE and CHIEF ADMINISTRATIVE OFFICER this
4th day of January 2010.


CHIEF ELECTED OFFICIAL


CHIEF ADMINISTRATIVE OFFICER