

The Development Appeal Board of the Foothills County met in the Foothills Administration Building at 1:00 p.m. on August 11, 2020 Present G. Beacom; Board members, L. Spilak, R. Taylor, G. Wilkinson, C. Stormes, and Clerk, J. Clement.

JADICK – NE 20-20-03 W5M – DEVELOPMENT PERMIT 20D 073

The hearing was opened at 1:01 p.m. In attendance was Landowner/Applicant Carmen Jadick, Agent R. Podrie, Appellants Tom & Jean Harrison, Brad Olive & Sheila Seradiuk, Naomi Virgo, Kathleen & Jay Winfield, a member in the Gallery A. Love, and the Development Authority for Foothills County, Brenda Bartnik.

The appeals were received from the appellants on July 7, 9, 13, and 16, 2020 against the approval of Development Permit 20D 073 for a Dog Kennel, Private on Ptn. NE 20-20-03 W5M.

Upon having read the materials provided, and upon having heard the representations from the Appellant and the Development Authority for the Foothills County with respect to the appeal filed by the Appellant in accordance with Section 685 of the Municipal Government Act against the approval of Development Permit 20D 073, the Subdivision and Development Appeal Board for the Foothills County has decided to:

Deny the appeal and uphold the Development Authority's decision to allow Development Permit 20D 073 for a Dog Kennel, Private on Ptn. NE 20-20-03 W5M.

The application is thereby APPROVED subject to the following REVISED conditions:

CONDITIONS:

1. This permit is approved for a period of 12 months only, from the date of this decision. The applicant will be required to apply for renewal of the permit if needed.
2. This approval is for a Kennel, Private to allow for no more than four (4) dogs owned by the permanent resident(s) of a dwelling located on the subject property. In determining the number of dogs, pups less than six months of age shall not be included;
3. as this permit is for a Kennel, Private; no boarding of dogs, the breeding or grooming of dogs for profit, nor the training of dogs other than those owned by a permanent resident of the property shall occur;
4. the dogs are not permitted to be left unattended in the area defined as the fenced Alpaca pasture which is located to the west (rear) of the residence, and must be under the immediate control of the owner or an authorized representative when attending this area of the property;

5. the dogs must be contained within an enclosed building between 9 P.M. and 7 A.M. daily, unless under the immediate control of the owner or an authorized representative;
6. the issuance of a development permit from the County does not relieve the landowner of the responsibility of complying with all other relevant municipal bylaws and requirements, nor excuse violation of any provincial or federal regulation or act which may affect use of the land. The County's Regulation and Control of Dogs Bylaw, Responsible Dog Ownership Bylaw, and Community Standards Bylaw apply;
7. the applicant shall be responsible for payment of any professional costs including legal fees that may be incurred by the County with respect to the development approved on this permit.

ADJOURN

Ms. Wilkinson moved that the meeting adjourn at 3:18 p.m.

CARRIED

CHAIRMAN

SECRETARY