

Policy Name

Extension of Hours for Natural Resource Extraction and Processing Operations



Policy Number

PD-2

Policy Statement

Under the Land Use Bylaw, Brazeau County issues Development Permits for the extraction, processing and hauling of natural resources. As a condition of the Development Permit, hours of operation for these activities are specified. From time to time, the applicant/landowner may request extended hours of operation to accommodate demand, weather considerations and/or hauling needs.

This policy applies where a Development Permit or where any other permit or agreement exists that grants the Chief Administrative Officer (CAO), or designate, the authority to extend the hours of operations for a resource extraction operation.

Brazeau County Council has granted the authority to the Chief Administrative Officer (CAO) to temporarily approve the extended hours of operations for natural resource extraction activities, consistent with this Policy.

Definitions

Natural Resource Extraction – refer to Land Use Bylaw

Natural Resource Processing – refer to Land Use Bylaw

Policy

1. If extended hours of operation are required for extraction, processing or hauling purposes beyond those outlined in the Development Permit conditions and/or any other permit or agreement, the applicant/landowner shall submit a written request to Brazeau County to be reviewed and decided upon by the CAO or specified designate.
2. The CAO shall consider approving the extended hours based upon, but not limited to, site characteristics, results and/or recommendations of any studies, adjacent landowner comments, on-site noise impacts, business/operational reputation, the conditions specified within the permit and/or agreement, and accommodations presented by the applicant.

Chief Administrative Officer: _____

Approved by Council: November 16, 2021

3. Performance Target – Upon receipt of a written request, notwithstanding emergent circumstances, the CAO will strive to provide a written decision to the applicant/landowner within five business days.
4. Prior to providing the decision, in writing to the applicant/landowner, the CAO shall make Council aware of the requested extension and the proposed decision (approval or refusal), along with the reasons for that decision. Within the performance target criteria specified in this policy, the CAO may recognize valid input from members of Council as influential factors when awarding the final decision.
5. Where an extension is approved, the following administrative conditions shall be included in the approval:
 - a. The approval period shall not be longer than 30 days, whereas for additional time, the applicant would need to apply for a new extension.
 - b. The approval can be suspended or terminated for non-compliance with terms specified in the approval, or in the event a significant issue has arisen that was not considered by or disclosed to the CAO in the review process.

Appeal Process

No defined process in place.

Chief Administrative Officer: _____

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