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June 14, 2021

Office of the City Clerk
The City of Calgary
700 Macleod Trail
Calgary, AB T2P 2M5

Dear Mayor Naheed Nenshi and Honourable Members of Calgary City Council,

Re: North Hill Communities Local Area Plan (NHC-LAP)
Council Combined Meeting - Monday June 21, 2021

I am writing this letter to Calgary City Council on behalf of a group of interested and concerned citizens. This citizen preparing this letter happens to be principally composed of lawyers. The subject of this letter is technical and legal, but the issue is of significant concern to all Calgarians, who expect fair and proper conduct from their elected officials and City administration.

Respectfully, we ask that Council abandon the 2nd and 3rd readings proposed for the NHC-LAP on June 21st and that the matter be readvertised and a new public hearing conducted. It is our view, and we have secured an independent legal opinion to this effect, that the substantive changes proposed to the NHC-LAP subsequent to the public hearing of March and April constitute more than the technical and procedural amendments contemplated by section 230 of the *Municipal Government Act* (MGA). Even if these amendments could be considered as appropriate under this section, procedural fairness requires that the public be provided with relevant information related to the bylaw under consideration. In the present case, the March 2021 version of the NHC-LAP appears to be substantively different to the June 2021 version now compiled and posted to the City's webpage and which is being considered for 2nd and 3rd readings.

It is also relevant to note that the City may have breached its own *Procedure Bylaw* at the PUD meeting on May 5th, with a result that the PUD acted outside its authority and must return to Council with the Guidebook / Guide recommendations as per Council's motion and direction of March 24th.

The appropriate action, respectfully, is for Council to re-advertise the North Hill LAP and re-open the public hearing so that the public has an opportunity to comment and make submissions with respect to the June 2021 version of this statutory plan.

Sincerely,

Chris Davis

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