

Resort Village of Elk Ridge
Easements
October 1, 2025

After careful consideration from new legal advice, Council believes that Section 31 of the Condominium Property Act (1993) enables the Resort Village of Elk Ridge staff to access service lines without the need for registered easements. Accordingly, the existing easements that were registered in 2024 will be discharged.

Initial legal advice recommended the registration of easements prior to the Resort Village amalgamation with Elk Ridge Utility (November 1, 2024). It was in reliance upon that advice that these easements were registered in good faith. It has since been determined that the correct process for obtaining easements from the Condominium corporations was not followed and therefore the registered easements are not valid. As stated above, this will not prevent the Resort Village staff from accessing the utility lines as needed.

The Water Security Agency has been notified of this decision. In the future, if Council is required by the Water Security Agency to re-register easements, the Condominium Corporations will be notified with the process for ratification. Thank you for your attention to this matter.