BYLAW NO. 264-2019

OF THE SUMMER VILLAGE OF KAPASIWIN

BEING A BYLAW OF THE SUMMER VILLAGE OF KAPASIWIN IN THE PROVINCE OF ALBERTA FOR THE PURPOSE OF ESTABLISHING ONE OR MORE ASSESSMENT REVIEW BOARDS AND THE APPOINTMENT OF AN ASSESSMENT REVIEW BOARD CLERK

WHEREAS Section 454 of the Municipal Government Act requires Council to establish by bylaw a Local Assessment Review Board and a Composite Assessment Review Board; and

WHEREAS Section 456 of the Municipal Government Act requires Council to appoint a designated officer to act as the Clerk of the Assessment Review Boards having jurisdiction in the Village;

NOW THEREFORE, the Council, in the Province of Alberta, duly assembled enacts as follows:

Definitions

1. In this Bylaw, unless the context otherwise requires, the following definitions apply;

   a) "Assessment Review Boards" (ARB) means either the Local Assessment Review Board (LARB) or the Composite Assessment Review Board (CARB);
   b) "Assessment Clerk" means an individual appointed pursuant to Section 456 of the Municipal Government Act who is accredited by the Municipal Government Board to act as the Clerk of Assessment Review Boards for the Summer Village of Kapasiwin;
   c) "Commission" means Capital Region Assessment Services Commission contracted by the Summer Village of Kapasiwin to provide a full ARB administration services;
   d) "Composite Assessment Review Board" (CARB) means a board established pursuant to Section 454 of the Municipal Government Act to hear and make decisions on complaints referred to in Section 460.1 (2) of the Municipal Government Act;
   e) "Council" means the duly elected Council of the Summer Village of Kapasiwin;
   f) "Local Assessment Review Board" (LARB) means a board established pursuant to Section 454 of the Municipal Government Act to hear and make decisions on complaints referred to in Section 460.1 (1) of the Municipal Government Act;
   g) "Municipal Government Act" means the Municipal Government Act, RSA 2000, c M-26; and
   h) "Panelist" means an individual who is accredited by the Alberta Municipal Government Board to hear Assessment Complaints and who will be appointed to the Assessment Review Boards.
   i) "Village" means the Summer Village of Kapasiwin

Establishment of Boards

2. Council hereby establishes the following boards:
   a) Local Assessment Review Board; and
   b) Composite Assessment Review Board

Duties

3. The Assessment Review Boards shall carry out all duties and responsibilities as set out in the Municipal Government Act and its regulations.

Appointments of Board Members, Chair and Assessment Clerk

4. Annually Council will appoint the list of Commission Panelists, the names of the Chair of the LARB and CARB and the name of the Assessment Clerk provided to the Village Council by the Commission.

5. All Panelists and Assessment Clerk serve at the pleasure of Council and may be removed by resolution of Council where, in the opinion of Council, removal is warranted.

Fees and Expenses

6. Compensation payable to the Commission for its performance including annual fees, hearing fees, Panelist fees and Assessment Clerk fees will be outlined in a Memorandum of Agreement between the Commission and the Village.

Filing a Complaint

7. Upon receipt of an assessment complaint, the Village shall provide to the Commission a completed Assessment Review Board Complaint for and supporting documentation in a timely manner.

8. A complaint must be accompanied by the appropriate fee as established by Council in the Assessment Review Board Fees By-law.

Rescind By-laws

9. Bylaw No. 237 is hereby rescinded with the passing of this bylaw.

10. Bylaw No. 238 is hereby rescinded with the passing of this bylaw.

Read a first time this 21st day of November 2019.

Read a second time this 5th day of December 2019.

Read a third and final time this 5th day of December 2019.

Mayor

Chief Administrative Officer