

BYLAW 2607/AS/19

**BEING A BYLAW OF THE TOWN OF STONY PLAIN IN THE PROVINCE OF ALBERTA
FOR THE PURPOSE OF ESTABLISHING ASSESSMENT REVIEW BOARDS AND THE
APPOINTMENT OF A DESIGNATED OFFICER TO ACT AS CLERK OF THE ASSESSMENT
REVIEW BOARDS**

WHEREAS Section 454 of the *Municipal Government Act*, RSA 2000, c. M-26 and amendments thereto, requires that Council must by bylaw establish a Local Assessment Review Board and a Composite Assessment Review Board; and

WHEREAS Section 456 of the *Municipal Government Act*, RSA 2000, c. M-26 and amendments thereto, requires that Council must appoint a Designated Officer to act as the Clerk of the Assessment Review Boards having jurisdiction in the Municipal District of the Town of Stony Plain;

NOW THEREFORE, the Council for the Town of Stony Plain, duly assembled, enact as follows:

1.0.0 Title

1.1.0 This bylaw may be cited as the "Assessment Review Board Bylaw".

2.0.0 Definitions

In this bylaw:

- 2.1.0 "Assessment Review Board (ARB)" means either the Local Assessment Review Board (LARB) or the Composite Assessment Review Board (CARB);
- 2.2.0 "Clerk" means the Designated Officer appointed pursuant to Section 456 of the *Municipal Government Act* who is accredited by the Municipal Government Board to act as the Clerk of the Assessment Review Boards for the Town of Stony Plain;
- 2.3.0 "Commission" means Capital Region Assessment Services Commission;
- 2.4.0 "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*;
- 2.5.0 "Council" means the duly elected Council of the Town of Stony Plain;
- 2.6.0 "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*;
- 2.7.0 "Municipal Government Act" means the *Municipal Government Act*, RSA 2000, c. M-26 and amendments thereto;
- 2.8.0 "Panellist" 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; and
- 2.9.0 "Town" means the Town of Stony Plain;

3.0.0 General

- 3.1.0 Council hereby establishes the following boards:
- 3.1.1 Local Assessment Review Board; and
 - 3.1.2 Composite Assessment Review Board.

Duties and Authorities

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

3.3.0 Annually, Council shall by resolution appoint:

- 3.3.1 the list of Panellists;
- 3.3.2 the names of the Chair of the LARB and CARB; and
- 3.3.3 the Clerk provided to the Town by the Commission.

3.4.0 All Panellists and the 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

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

3.6.0 Filing a Complaint

3.6.1 Upon receipt of an assessment complaint, the Town shall provide to the Commission a completed Assessment Review Complaint form and supporting documentation in a timely manner.

3.6.2 A complaint must be accompanied by the appropriate fee as established by Council in the Tax Certificates and Other Tax Related Fees Bylaw.

4.0.0 Effectiveness and Review

4.1.0 If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.

4.2.0 Bylaw 2590/AS/18 and Bylaw 2573/APP/17 and amendments thereto are hereby repealed.

4.3.0 This bylaw shall be reviewed within its fifth year, being 2024, or as deemed necessary.

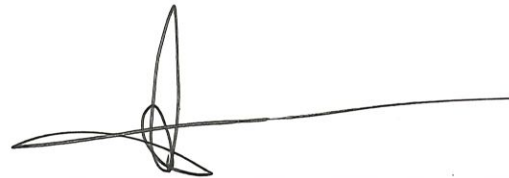
4.4.0 This bylaw shall take full force and effect upon passage of third and final reading in accordance with Section 213, *Municipal Government Act*, RSA 2000, c. M-26 and amendments thereto.

Read a first time this 25th day of February, AD 2019.

Read a second time this 25th day of February, AD 2019.

Given unanimous consent this 25th day of February, AD 2019.

Read a third time this 25th day of February, AD 2019.



Mayor William Choy



Jen Boleski, CPA, CA
General Manager, Corporate Services