

**BY-LAW NO. 2901
OF THE
COUNTY OF GRANDE PRAIRIE NO. 1**

A By-law of the County of Grande Prairie No. 1, in the
Province of Alberta, for the purpose of establishing
Assessment Review Boards

WHEREAS Pursuant to Section 454 of the Municipal Government Act, RSA 2000, Chapter M-26 and amendments thereto, Council may establish one or more Local Assessment Review Boards and one or more Composite Assessment Review Boards;

WHEREAS Pursuant to Section 454.1(2) of the Municipal Government Act, a Council may establish a Local Assessment Review Board consisting of only one member;

WHEREAS, Pursuant to section 454.2(3) of the Municipal Government Act, a Council may establish a Composite Review Board consisting of only one member;

WHEREAS, Pursuant to sections 454.1 and 454.2 of the Municipal Government Act, a Council must appoint three (3) persons as members to each Local Assessment Review Board and two (2) members to each Composite Assessment Review Board;

WHEREAS, Pursuant to section 454.1(2) of the Municipal Government Act, a Council may appoint a person to each one member Local Assessment Review Board;

WHEREAS, Pursuant to section 484(1) of the Municipal Government Act, a Council may set out the fees payable by persons wishing to make complaints;

WHEREAS, Pursuant to section 455 of the Municipal Government Act, a Council must appoint a designated officer to act as Clerk of the Assessment Review Boards;

NOW THEREFORE, the Council of the County of Grande Prairie No. 1, in the Province of Alberta, duly assembled, hereby enacts as follows:

Title:

1. This Bylaw may be cited as the Assessment Review Boards Bylaw.

Definitions:

2. In this Bylaw, except as otherwise provided, words shall have the meaning as prescribed in the Municipal Government Act:

a) *“Authorized Substitute”* means a Local Member who is authorized for appointment to fill a vacancy;

b) *“Composite Assessment Review Board”* means a Board established to hear and make decisions on complaints about any matter referred to in section 460(5) of the Municipal Government Act that is shown on an assessment notice or tax notice for a non-residential property and residential property with four (4) or more dwelling units;

c) *“Council”* means the Council of the County of Grande Prairie No. 1;

d) *“Local Assessment Review Board”* means a Board established to hear and make decisions on complaints about any matter referred to in section 460(5) of the Municipal Government Act that is shown on an assessment notice or a tax notice.

e) *“Local Member”* means a member of a Local Assessment Review Board or Composite Assessment Review Board duly appointed by Council, and may include members of Council, and Members of the Public at Large;

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- f) “*Vacancy*” means an absence from a hearing due to:
- i) a pecuniary interest in the subject matter of the complaint;
 - ii) a direct or indirect interest in the complaint;
 - iii) a Local Member’s ill health or other emergency; or
 - iv) a Local Member’s unavailability.

Assessment Review Boards

3. Council hereby establishes the following Assessment Review Boards for the County of Grande Prairie No. 1:

- a) Local Assessment Review Board No. 1 shall consist of three (3) Local Members;
- b) Local Assessment Review Board No. 2 shall consist of three (3) Local Members;
- c) Composite Assessment Review Board No. 1 shall consist of one (1) Provincial Member and two (2) Local Members;
- d) Composite Assessment Review Board No. 2 shall consist of one (1) Provincial Member and two (2) Local Members;
- e) Single Member Assessment Review Board No. 1 shall consist of one (1) Local Member;
- f) Single Member Assessment Review Board No. 2 shall consist of one (1) Local Member; and
- g) Single Member Composite Assessment Review Board No. 1 shall consist of one (1) Provincial Member appointed by the Minister responsible for administration of the Municipal Government Act.

Membership and Vacancies

- 4. Local Members shall be appointed from time to time by resolution of Council.
- 5. Council must, by resolution, specify the dates of the beginning and end of the term of a Local Member.
- 6. A Local Assessment Review Board may include any combination of Councillors and residents of the County of Grande Prairie No. 1.
- 7. The two (2) Local Members appointed to a Composite Assessment Review Board may be comprised of any combination of Councillors and residents of the County of Grande Prairie No. 1.
- 8. A Local Member is an authorized Substitute for any other Local Member due to a vacancy at any Local Assessment Review Board or Composite Assessment Review Board hearing.
- 9. In the event a Local Member resigns prior to the end of their term, Council may appoint a replacement for the resigning Local Member.
- 10. A Local Member may be re-appointed at the expiry of their term.

Remuneration

- 11. Remuneration and travelling expenses for Local Members shall be in accordance with remuneration as specified under the Policies of the County of Grande Prairie No. 1, and shall be established by Council from time to time.

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Designated Official (Clerk)

12. The designated officer pursuant to section 455 of the Municipal Government Act, shall be the Manager of Legislative Services or in the absence of the Manager of Legislative Services, shall be the Legislative Services, Administrative Assistant for the County of Grande Prairie No. 1.

Legal Counsel

13. Should legal counsel be sought to advise the panel, they shall provide impartial and objective advice and shall **not** be the legal counsel or a member of the legal firm which provides advice to the municipality.

Assessment Complaint Fees

14. The fees payable pursuant to section 484(1) of the Municipal Government Act, shall be Twenty (\$20.00) Dollars for farmland and residential complaints and Fifty (\$50.00) for non-residential and Machinery and Equipment complaints.

15. In the event that the appellant is successful in the appeal and the assessment is reduced, the appellant shall be refunded the appropriate fee as stated in 14 above.

Severability

16. If any clause in this Bylaw is found to be invalid, it shall be severed from the remainder of the Bylaw and shall not invalidate the whole Bylaw.

Rescinding Previous Bylaws

17. All previous Bylaws in this regard are hereby rescinded.

READ A FIRST TIME THIS

21ST DAY OF JUNE, A.D. 2010.


REEVE


COUNTY ADMINISTRATOR

READ A SECOND TIME THIS

21ST DAY OF JUNE A.D. 2010.


REEVE


COUNTY ADMINISTRATOR

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READ A THIRD TIME AND FINALLY PASSED THIS

21ST DAY OF JUNE A.D. 2010.



REEVE



COUNTY ADMINISTRATOR