



Town of Lamont

A BYLAW OF THE TOWN OF LAMONT
IN THE PROVINCE OF ALBERTA

BYLAW 04/19

BEING A BYLAW OF THE TOWN OF LAMONT IN THE PROVINCE OF
ALBERTA, ESTABLISHING ASSESSMENT REVIEW BOARDS

WHEREAS pursuant to Section 454 of the *Municipal Government Act*, Chapter M-26, 2000, as amended, Council must by bylaw establish a Local Assessment Review Board and a Composite Assessment Review Board; and

WHEREAS pursuant to Sections 454.1 and 454.2 of the *Municipal Government Act*, Council must appoint the required number of persons to the Assessment Review Boards; and

WHEREAS pursuant to Section 456 of the *Municipal Government Act*, Council must appoint a designated officer to act as the Clerk of the Assessment Review Boards having jurisdiction in the municipality and prescribe the remuneration and duties of that person; and

WHEREAS Council of the Town of Lamont wishes to pass a bylaw for the purpose of establishing a Local Assessment Review Board and a Composite Assessment Review Board;

NOW THEREFORE the Council of the Town of Lamont, duly assembled and under the authority of the *Municipal Government Act*, as amended, hereby establishes a Local Assessment Review Board and a Composite Assessment Review Board to perform certain duties and responsibilities as set out in the *Municipal Government Act*, and enacts the following:

BYLAW TITLE

1. This Bylaw is to be cited as the "Assessment Review Board Bylaw".

DEFINITIONS

2. In this Bylaw, words shall have the same meanings as in the Act, and the regulations thereunder, except as otherwise defined below.
3. In this Bylaw:
 - a. "Act" means the *Municipal Government Act*, R.S.A 2000, c. M-26, as amended.
 - b. "Assessment Review Board" means either the Local Assessment Review Board or the Composite Assessment Review Board.
 - c. "Clerk" means the designated officer appointed by Council to carry out the powers, duties and functions of the Clerk, pursuant to the Act regarding Assessment Review Boards.
 - d. "Capital Region Assessment Services Commission" shall mean the regional services commission established by the *Capital Region Assessment Services Commission Regulation*, Alta Reg 77/1996.

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- e. "Complaint" means a complaint about any assessment or tax relating to any assessed property or business within the Town, made in accordance with and under Part 11 of the Act.
- f. "Composite Assessment Review Board" means the Composite Assessment Review Board established by this Bylaw to hear complaints referred to in section 460.1(2) of the Act.
- g. "Council" means the municipal council of the Town.
- h. "Local Assessment Review Board" means the Local Assessment Review Board established by this Bylaw to hear complaints referred to in section 460.1(1) of the Act.
- i. "Member" means a member of the Local Assessment Review Board or the Composite Assessment Review Board appointed pursuant to this Bylaw.
- j. "Minister" means the Minister determined by the Province of Alberta to be responsible for the Act.
- k. "Provincial Member" means a member of the Composite Assessment Review Board appointed by the Minister.
- l. "Town" means the Town of Lamont.

ESTABLISHMENT OF BOARDS

- 4. The Town hereby establishes the following, to have jurisdiction within the Town:
 - a. a Local Assessment Review Board; and
 - b. a Composite Assessment Review Board.

CLERK APPOINTMENT AND DELEGATION

- 5. Council shall by resolution on an annual basis appoint a designated officer, that is not an assessor or designated officer having authority to grant or cancel tax exemptions or deferrals under section 364.1 of the Act, named by the Capital Region Assessment Services Commission to the position of Clerk.
- 6. In addition to those duties prescribed in the Act and regulations passed thereunder, the Clerk shall have the following functions and duties:
 - a. maintain a record of current Members;
 - b. determine which matters may be heard by a one person panel and which matters shall be heard by a three person panel in accordance with the Matters Relating to Assessment Complaint Regulations 2018, AR 201/2017 as amended;
 - c. ensure that all statutory requirements of the Local Assessment Review Board and the Composite Assessment Review Board are met;
 - d. compile necessary documentation for distribution to the Members;
 - e. attend all Local Assessment Review Board hearings and Composite Assessment Review Board hearings; and

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16. Council shall by resolution determine the amount of remuneration and expenses payable to Members in accordance with the terms provided by the Capital Region Assessment Services Commission.

CHAIR

17. Council shall by resolution on an annual basis appoint a Member as Chair of the Local Assessment Review Board and the Composite Assessment Review Board.

18. The Chair has the following duties:

- a. to convene a panel to hear complaints in accordance with the Act and regulations thereunder;
- b. in the circumstances provided for by the regulations, to replace a Member of a panel in accordance with the Act and regulations thereunder; and
- c. to fulfill any other duties set out in the Act and regulations thereunder.

19. Council shall by resolution determine the amount of remuneration and expenses payable to the Chair in accordance with the terms provided by the Capital Region Assessment Services Commission.



COMING INTO FORCE AND REPEAL

20. Should any provision of this Bylaw be invalid, then such provision shall be severed, and the remaining Bylaw shall be maintained.

21. This Bylaw comes into effect on the final passing thereof.

22. That Bylaw No.02/19 and all subsequent amendments are hereby repealed.



READ A FIRST TIME THIS 28 DAY OF May, 2019 A.D.


 Mayor
 
 Chief Administrative Officer

READ A SECOND TIME THIS 28 DAY OF May, 2019 A.D.


 Mayor
 
 Chief Administrative Officer

READ A THIRD TIME THIS 28 DAY OF May, 2019 A.D.


 Mayor
 
 Chief Administrative Officer