



**BYLAW NO. 981/ADM/2021
ASSESSMENT REVIEW BOARD BYLAW
MUNICIPAL DISTRICT OF FAIRVIEW NO. 136**

**A BYLAW OF THE MUNICIPAL DISTRICT OF FAIRVIEW NO. 136 IN THE PROVINCE OF ALBERTA, IN
RELATION TO THE ESTABLISHMENT OF THE ASSESSMENT REVIEW BOARDS**

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

WHEREAS, pursuant to Section 454.1 and 454.2 of the *Municipal Government Act*, RSA, 2000 c.M-26 and amendments thereto, council must appoint the required number of persons to the Assessment Review Boards; and

WHEREAS, pursuant to Sections 456 of the of the *Municipal Government Act*, RSA, 2000 c.M-26 and amendments thereto, council must appoint a person as the clerk of the Assessment Review Boards.

NOW THEREFORE, the Council of the municipality of the Municipal District of Fairview No. 136 in the Province of Alberta, duly assembled, enacts the following:

1. SHORT TITLE:

1.1 This bylaw is cited as the "Assessment Review Board Bylaw".

2. DEFINITIONS:

2.1 In this Bylaw, unless the context otherwise requires:

Act means the Municipal Government Act, being Chapter M-26 of the Revised Statues of Alberta 2000, and amendments thereto;

Assessment Review Board means either Local Assessment Review Board or Composite Assessment Review Board;

Chair means the member of an assessment review board appointed as chair under section 454.1(2) and 454.2(2) of the Act;

Clerk means the person appointed by council to carry out the powers, duties and functions of the Clerk pursuant to Section 456 of the Act;

Complaint means a complaint about any assessment or tax relating to any assessed property or business within the Municipal District of Fairview No. 136, made in accordance with and under Part 11 of the Act;

Composite Assessment Review Board means the Composite Assessment Review Board (CARB) established by Bylaw to hear complaints referred to in section 460.1(2) of the Act, subject to section 460(14) and (15) of the Act;

Council means the duly elected Council of the Municipal District of Fairview No. 136;

Local Assessment Review Board means the Local Assessment Review Board (LARB) established by bylaw to hear complaints referred to in section 460.1(1) of the Act, subject to section 460(14) and (15) of the Act;

Member means a member of the Assessment Review Boards as appointed by Council for the Municipal District of Fairview No. 136 in accordance with the Act;

Minister means the Minister assigned by the Province of Alberta to be responsible for the Act;

Municipality means the corporation of the Municipal District of Fairview No. 136;

Panel means the group of Assessment Review Board members convened to hear assessment complaints as per section 454.11 of the Act;

Provincial Member means a member of the Composite Assessment Review Board appointed by the Minister;

All other terms used in this bylaw shall have the meaning as is assigned to them in the Municipal Government Act, as amended from time to time.

3. ESTABLISHMENT OF BOARDS:

- 3.1 The Municipal District of Fairview No. 136 hereby establishes the following to have jurisdiction within the Municipal District of Fairview No. 136;
- i. a Local Assessment Review Board.
 - ii. a Composite Assessment Review Board.

4. APPOINTMENT OF ASSESSMENT REVIEW BOARD OFFICIALS:

- 4.1 Council shall by resolution at their annual organizational meeting appoint the following:
- i. Sufficient number of members as required.
 - ii. An Assessment Review Board Chairman to serve as Chairman for the LARB as well as the CARB.
 - iii. An Assessment Review Board Clerk to serve as clerk for the LARB as well as the CARB.

5. MEMBERS

5.1 Council shall appoint:

- i. at least three persons as members of the Local Assessment Review Board;
- ii. at least two persons as members of the Composite Assessment Review Board.
- iii. At least one Councillor shall be appointed to The Local Assessment Review Board and the Composite Review Board.
- iv. As per section 454.3 of the Act, a member of an assessment review board may not participate in a hearing of the board unless the member is qualified as provided for in the regulations.

6. MEMBER TERM OF OFFICE

- i. Council must by resolution, specify the dates of the beginning and end of the term of office of a member.
- ii. The term of membership for the member shall not exceed four years.
- iii. The number of consecutive terms for a member shall not exceed 12 years.

7. CHAIR

7.1 The Chair has the following duties:

- i. Convene a panel to hear complaints in accordance with the Act and regulations thereunder,
- ii. In the circumstances provided for by the regulations, to replace a member of a panel in accordance with the Act and regulations thereunder.

8. REMUNERATION

8.1 Remuneration and travelling expenses for Members shall be in accordance with the Per Diem and Expense Policy of the Municipal District of Fairview No. 136 as established by Council.

9. REPEAL

9.1 This Bylaw repeals Bylaw #883 and Bylaw #955/ADM/2018.

10. EFFECTIVE DATE

This Bylaw will come into effect on the final day of passing and signature thereof.

11. READING DATES

Read a first time this 12th day of October, 2021.

Read a second time this 12th day of October, 2021.

Read a third and final time this 12th day of October, 2021



Reeve Peggy Johnson



CAO Sandra Fox