



---

**BYLAW OF THE SUMMER VILLAGE OF SILVER BEACH, IN THE PROVINCE OF ALBERTA, TO PROVIDE 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 that Council establish by bylaw a Local Assessment Review Board and a Composite Assessment Review Board; and

**AND WHEREAS**, Section 455 of the *Municipal Government Act*, two or more councils may agree to jointly establish the local assessment review board or the composite assessment review board, or both, to have jurisdiction in their municipalities and;

**AND WHEREAS**, the Capital Region Assessment Services Commission, a Commission established pursuant to Alberta Regulation 77/96 consisting of a number of municipalities has established joint assessment review boards;

**NOW THEREFORE**, the Council of the Summer Village of Silver Beach, in the Province of Alberta, duly assembled enacts as follows:

**1.0 SHORT TITLE**

**1.1.** This bylaw is called "**The Assessment Review Board Bylaw**".

**2.0 DEFINITIONS**

In this Bylaw, unless the context otherwise requires:

- 2.1 "Assessment Review Boards" (ARB)** means either the Local Assessment Review Board (LARB) or the Composite Assessment Review Board (CARB);
- 2.2 "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 Silver Beach;
- 2.3 "Commission"** means Capital Region Assessment Services Commission contracted by the Summer Village of Silver Beach to provide full ARB administration services;
- 2.4 "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 "Council"** means the duly elected Council of the Summer Village of Silver Beach;



- 2.6 "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 "Summer Village"** means the Summer Village of Silver Beach;
- 2.8 "Municipal Government Act"** means the *Municipal Government Act* RSA 2000, chapter M-26, and associated regulations, as amended; and
- 2.9 "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.

### **3.0 ESTABLISHMENT OF BOARDS**

- 3.1** Council hereby establishes the following boards:
- a) Local Assessment Review Board; and
  - b) Composite Assessment Review Board

### **4.0 DUTIES**

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

### **5.0 APPOINTMENTS OF BOARD MEMBERS, CHAIR AND ASSESSMENT CLERK**

- 5.1** 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 Summer Village Council by the Commission.
- 5.2** 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.

### **6.0 FEES AND EXPENSES**

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 Summer Village.



**7.0 FILING A COMPLAINT**

- 7.1** Upon receipt of an assessment complaint, the Summer Village shall provide to the Commission a completed Assessment Review Board Complaint, receipt for payable fees and supporting documentation in a timely manner.
- 7.2** A complaint must be accompanied by the appropriate fee as established by Council as per Schedule "A" of this Bylaw to the municipality. If the fee is not provided, the complaint is invalid.

**8.0 EFFECTIVENESS**

- 8.1** If any portion of this bylaw is declared invalid by the court of competent jurisdiction, then the invalid portion must be severed, and the remainder of the bylaw is deemed valid.
- 8.2** Bylaw #175 and #182 is hereby repealed.
- 8.3** This Bylaw shall come into effect upon the third and final reading.

**READ** a first time this 21<sup>st</sup> day of January, 2020.

**READ** a second time this 21<sup>st</sup> day of January, 2020.

**UNANIMOUS CONSENT** to proceed to third reading 21<sup>st</sup> day of January, 2020.

**READ** a third and final time this 21<sup>st</sup> day of January, 2020.

\_\_\_\_\_  
Mayor, Allan Watt

\_\_\_\_\_  
C.A.O., June Boyda



## **SCHEDULE "A"**

The fees payable to the Summer Village shall be as follows:

### **Assessment Review Board**

Residential 3 or fewer and farmland	\$50.00
Residential 4 or more dwellings:	Variable
Assessed value up to \$249,999.00	\$200.00
Assessed value \$250,000.00 to \$499,999.00	\$400.00
Assessed value that exceeds \$500,000.00	\$650.00
Non-residential:	Variable
Assessed value up to \$249,999.00	\$200.00
Assessed value \$250,000.00 to \$499,999.00	\$400.00
Assessed value that exceeds \$500,000.00	\$650.00

If the Assessment Review Board makes a decision in favour of the complainant, the fees paid by the complainant shall be refunded. Appeals, which are withdrawn 14 days prior to the sitting of the Assessment Review Board, will be refunded. In cases of non-appearance by the complainant, the Board may proceed to hear the case. (MGA s. 481)