

VILLAGE OF ANDREW
BYLAW 2024-008
ASSESSMENT REVIEW BOARD BYLAW

THE VILLAGE OF ANDREW IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF ESTABLISHING ASSESSMENT REVIEW BOARDS AND THE APPOINTMENT OF THE CHAIR AND THE CLERK FOR 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 455 of the *Municipal Government Act*, RSA 2000, c. M-26 and amendments thereto, 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, Section 456 of the *Municipal Government Act*, RSA 2000, c. M-26 and amendments thereto, requires that Council must appoint the Clerk of the Assessment Review Boards having jurisdiction in the Municipal District of the Village of Andrew;

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 for the Village of Andrew, duly assembled, enacts as follows:

1.0 PURPOSE

- 1.1 The purpose of this Bylaw is to establish Assessment Review Boards under Part 11 of the *Municipal Government Act*.

2.0 DEFINITIONS

- 2.1 In this Bylaw:

- (a) **"Assessment Review Board (ARB)"** means the Local Assessment Review Board (LARB) or the Composite Assessment Review Board (CARB);
- (b) **"Clerk"** means in respect of a local assessment review board or composite assessment review board having jurisdiction in one or more municipalities, means the appointed as clerk under section 456 of the *Municipal Government Act* for the Village of Andrew.

- (c) **"Chair"** means a person designated as Chair of the Assessment Review Boards under section 454.1(2), 454.2(2) or 455(2);
- (d) **"Commission"** means Capital Region Assessment Services Commission;
- (e) **"Complaint"** means a complaint under Part 11 of the Municipal Government Act;
- (f) **"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*;
- (g) **"Council"** means the duly elected council of the Village of Andrew.
- (h) **"Local Assessment Review Board (LARB)"** means a board established pursuant to section 454 of the *Municipal Government Act* to hear and make decisions on complaint referred to in section 460.1(1) of the *Municipal Government Act*;
- (i) **"Mayor"** means the Chief Elected Official of the Village of Andrew;
- (j) **"Municipal Government Act"** means the *Municipal Government Act*, RSA 2000 c. M-26 and amendments thereto;
- (k) **"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;
- (l) **"Village"** means the Village of Andrew.

3.0 BOARDS ESTABLISHED

3.1 Council hereby establishes the following boards:

- 3.1.1 Local Assessment Review Board (LARB); and
- 3.1.2 Composite Assessment Review Board.

4.0 DUTIES

- 4.1 The Assessment Review Boards shall carry out the duties and responsibilities as set out in the *Municipal Government Act*, RSA 2000 c. M-26 and its regulations.
- 4.2 Annually, Council shall by resolution appoint:
 - 4.2.1 the list of Panelists
 - 4.2.2 the name of the Chair for the LARB and CARB provided to the Village by the Commission;
 - 4.2.3 the name of the Clerk provided to the Village by the Commission.

- 4.3 All Panelists and Clerks may be removed by resolution of Council where, in the opinion of Council, removal is warranted.

5.0 FEES

- 5.1 Compensation payable to the Commission for its performance include annual fees, hearing fees, panelist fees, travel and subsistence fees and assessment clerk fees which will be outlined in a memorandum of Agreement between the Commission and the Village.
- 5.2 Filing an Assessment Complaint:
- 5.2.1 Upon receipt of an assessment complaint, the Village shall provide to the Commission a completed Assessment Review Complaint form and supporting documentation in a timely manner.
- 5.2.2 A complaint filed must be accompanied by the appropriate fee as established by Council as section 5.2.3 of this Bylaw to the municipality. If the fee is not provided, the complaint is invalid.
- 5.2.3 The fee for a Local Assessment Review Board Complaint is \$100
- 5.2.4 The fee for a Composite Assessment Review Board Complaint is \$250
- 5.2.5 If the Assessment Review Boards make a decision in favour of the complainant, the filing fees paid by the complainant must be refunded.

6.0 EFFECTIVENESS

- 6.1 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.
- 6.2 That Bylaws 2021-01 and 95-5 are hereby repealed.
- 6.3 This Bylaw shall take effect on the date of third and final reading.

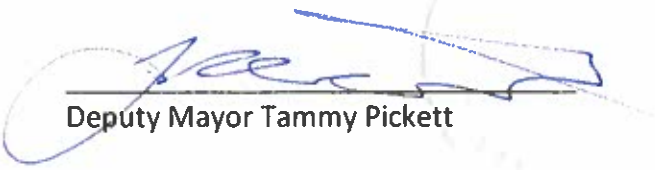
READ for a first time this 8th day of May, 2024.

READ for a second time this 8th day of May, 2024.

READ for a third and final time and passed this 8th day of May, 2024.



Mayor Barry Goertz



Deputy Mayor Tammy Pickett



CAO, Kylie Rude

