



COUNTY OF BARRHEAD NO. 11
PROVINCE OF ALBERTA
BYLAW NO. 4-2019
ASSESSMENT REVIEW BOARDS

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BEING A BYLAW OF THE COUNTY OF BARRHEAD NO. 11 FOR THE PURPOSE OF ESTABLISHING ASSESSMENT REVIEW BOARDS AND THE APPOINTMENT OF THE CHAIR AND CLERK FOR THE ASSESSMENT REVIEW BOARDS

WHEREAS, Section 454 of the *Municipal Government Act*, RSA 2000, Chapter M-26 and amendments thereto, requires that Council must by bylaw establish a Local Assessment Review Board and a Composite Assessment Review Board to hear and adjudicate complaints made about assessments; and

WHEREAS, Sections 454.1 and 454.2 of the *Municipal Government Act*, requires that Council must appoint a chair and the required number of persons to assessment review boards; and

WHEREAS, Section 456 of the *Municipal Government Act*, requires that Council must appoint a Designated Officer to act as the Clerk of the Assessment Review Boards having jurisdiction in the County of Barrhead; and

NOW THEREFORE, the Council of the County of Barrhead No. 11, in the Province of Alberta, duly assembled, enacts as follows:

1. TITLE

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

2. PURPOSE

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

3. DEFINITIONS

In this Bylaw:

3.1 “Assessment Review Board (ARB)” means either the Local Assessment Review Board or the Composite Assessment Review Board.

3.2 “Agreement” means the Participant Memorandum of Agreement currently in force, as authorized by Council and executed in partnership with the Commission, and any successor agreements, whereby the Commission provides Assessment Review Board services to the Municipality.

3.3 “Clerk” means the designated officer appointed as clerk of the Assessment Review Boards under s. 456 of the *MGA*.

3.4 “Chair” means a person designated as Chair of the Assessment Review Boards under s. 454.1(2) and 454.2(2) of the *MGA*.

3.5 “Commission” means Capital Region Assessment Services Commission.

3.6 “Complaint” means a complaint under Part 11 of the *MGA*.

3.7 “Composite Review Board (CARB)” means a board established pursuant to s. 454 of the *MGA* to hear and make decisions on complaints about any matter referred to in s. 460.1(2) of the *MGA*

3.8 “Council” means the duly elected Council of the County of Barrhead No. 11;

3.9 “Local Assessment Review Board (LARB)” means a board established pursuant to s. 454 of the *MGA* to hear and make decisions on complaints about any matter referred to in s. 460.1(1) of the *MGA*

3.10 “Municipal Government Act (MGA)” means the *Municipal Government Act*, R.S. 2000, c. M-26, as amended.



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3.11 “Panelist” means an individual who is accredited by the Alberta Municipal Government Board to hear Assessment Hearings and is appointed under this bylaw as a member of an Assessment Review Board

4. CLERK APPOINTMENT

4.1 The position of Assessment Review Board Clerk is hereby established.

4.2 Council shall annually appoint to the position of Clerk, the individual who is accredited by the Alberta Municipal Government Board to perform assessment clerk services, as recommended by the Commission.

4.3 The duties of the Clerk are those set out in the MGA and any regulations thereto, this bylaw and as outlined in the Agreement between the County of Barrhead and the Commission.

5. ESTABLISHMENT OF ASSESSMENT REVIEW BOARDS

5.1 Council hereby establishes the following Assessment Review Boards for the County of Barrhead No. 11;

5.1.1 Local Assessment Review Board

5.1.2 Composite Assessment Review Board

5.2 The Assessment Review Boards shall carry out the duties and responsibilities as set out in the *Municipal Government Act* and the regulations governing municipal property assessment appeals.

6. MEMBERSHIP

6.1 Annually, Council shall by resolution appoint:

6.1.1 the list of panelists as members of the County of Barrhead LARB and CARB provided to the County by the Commission

6.1.2 the name of the Chair for the LARB and CARB provided to the County by the Commission

6.1.3 the name of the Clerk provided to the County by the Commission

6.2 Council may by resolution, remove all Panelists and Clerk, where in the opinion of Council removal is warranted.

7. FEES AND EXPENSES

7.1 Compensation payable to the Commission for its performance include annual fees, hearing fees, panelist fees, and Assessment Clerk fees which will be outlined in a Participant Memorandum of Agreement between the County of Barrhead and the Commission.

7.2 Council may, pursuant to s. 481(1) of the *MGA* set fees payable by persons wishing to make complaints to be heard before an ARB.

8. FORCE AND EFFECT

8.1 The invalidity of any section, clause, sentence, or provision of this bylaw shall not affect the validity of any other part of this bylaw, which can be given effect with such invalid part or parts.

8.2 Any Assessment Review Board Chair, Clerk or Panelist appointed by Council at the time of this bylaw coming into force is deemed to be appointed under this bylaw.



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8.3 Bylaw No. 6-2010, Assessment Review Board, is hereby repealed upon this Bylaw coming into effect.

8.4 This By-Law shall come into full force and upon third and final reading.

FIRST READING GIVEN THIS 18TH DAY OF JUNE, 2019.

SECOND READING GIVEN THIS 18TH DAY OF JUNE, 2019.

THIRD READING GIVEN THIS 18TH DAY OF JUNE, 2019.



Reeve



County Manager