

MUNICIPALITY OF JASPER
BYLAW #240

BEING A BYLAW OF THE MUNICIPALITY OF JASPER IN THE PROVINCE OF ALBERTA TO IMPOSE A LOCAL IMPROVEMENT TAX IN RESPECT OF LANDS THAT DIRECTLY BENEFIT FROM THE CONNAUGHT UTILITIES LOCAL IMPROVEMENT PROJECT.

WHEREAS the Municipality of Jasper has decided to issue a bylaw pursuant to Section 397 of the *Municipal Government Act*, being Chapter M-26, RSA 2000 as amended, to authorize a local improvement tax levy to pay for the Servicing Parcels GB and GC local improvement project;

AND WHEREAS a local improvement plan has been prepared and the required notice of the project given to the benefiting owners in accordance with the attached Schedule A and Schedule B and no sufficient objection to the Connaught utilities local improvement project has been filed with the Municipality's Chief Administrative Officer;

AND WHEREAS the Council has decided to set a uniform tax rate based on the number of units of frontage assessed against the benefiting owners;

AND WHEREAS plans and specifications have been prepared and the total cost of the project is estimated at \$7,150,000, and the local improvement plan estimates that the following contributions will be applied to the project:

Municipality at Large	\$ 3,236,393
Benefitting Owners	<u>\$ 3,913,607</u>
Total	\$ 7,150,000

AND WHEREAS the local improvement tax will be collected for thirty (30) years and the total amount levied annually against the benefiting owners is \$193,935.84;

AND WHEREAS all required approvals for the project have been obtained and the project is in compliance with all Acts and Regulations of the Province of Alberta.

NOW THEREFORE, the Council of the Municipality of Jasper in the Province of Alberta, duly assembled, enacts as follows:

1. CITATION

- 1.1 This Bylaw may be cited as Municipality of Jasper Bylaw #240 "Connaught Utilities Local Improvement Tax Bylaw".

2. DEFINITIONS

- 2.1 In this Bylaw:

2.1.1 "Act" shall mean the *Municipal Government Act*, Chapter M-26, Revised Statutes of Alberta 2000 as amended.

- 2.1.2 "*Council*" shall mean the council of the *Municipality of Jasper*.
- 2.1.3 "*Leaseholder*" shall mean a grantee or a person or other legal entity holding a valid lease or licence of occupation with the federal Crown for the use or occupation of land in Jasper National Park and shall mean Jasper National Park of Canada in respect of lots or land parcels held by the Crown.
- 2.1.4 "*Local Improvement*" and "*Local Improvement Tax*" shall have the meanings ascribed to them in Division 7 of *Municipal Government Act* (Alberta) RSA 2000, Chapter M-26 as amended.
- 2.1.5 "*Chief Administrative Officer*" shall mean the Chief Administrative Officer of the Municipality of Jasper and includes any person authorized to act for or in the name of the Chief Administrative Officer.
- 2.1.6 "*Municipality of Jasper*" and "*Municipality*" shall mean the Municipality of Jasper in Jasper National Park of Canada as described in the Agreement for the Establishment of Local Government in Jasper, June 13th, 2001.
- 2.1.7 "*Town*" and "*Town of Jasper*" shall mean the Town of Jasper as defined in the Agreement for the Establishment of Local Government in Jasper dated June 13th, 2001.
- 2.1.8 Words importing the masculine gender only include the feminine gender whenever the context so requires and vice versa.
- 2.1.9 Words importing the singular shall include the plural whenever the context so requires and vice versa.

3. LOCAL IMPROVEMENT

- 3.1 That for the purpose of completing installation Connaught utilities local improvement project the sum of THREE MILLION NINE HUNDRED AND THIRTEEN THOUSAND SIX HUNDRED AND SEVEN DOLLARS (\$3,913,607) be collected by way of an annual, uniform local improvement tax rate assessed against the benefiting owners as provided in Schedule A and Schedule B attached.
- 3.2 The net amount levied under the bylaw shall be applied only to the local improvement project specified by the bylaw.

4. SEVERANCE

- 4.1 If any provision herein is adjudged by a Court of competent jurisdiction to be invalid for any reason, then that provision shall be severed from the remainder of this Bylaw and all other provisions of this Bylaw shall remain valid and enforceable.
- 4.2 If any provision herein is adjudged to be repugnant to any federal regulation or legislation, this Bylaw shall continue in full force and effect but any such repugnant provision shall be of no force or effect until such time as the repugnancy is removed by repeal or amendment of the federal legislation or regulation.

5 COMING INTO EFFECT

5.1 This Bylaw shall come into force and effect on the final day of passing thereof.

GIVEN FIRST READING THIS 6th DAY OF JULY 2021.

GIVEN SECOND READING THIS 17th DAY OF AUGUST 2021.

GIVEN THIRD AND FINAL READING THIS 17th DAY OF AUGUST 2021.

Mayor

Chief Administrative Officer

SCHEDULE "A"

Annual levy for Connaught Utilities Local Improvement Project.

1. Properties to be Assessed:

Parcel	Leaseholder	Legal Land Description	Total Frontage in Metres
Parcel GC	Parks Canada	86103 CLSR AB	238.911
Parcel GB	Parks Canada	86103 CLSR AB	179.487

- 2. Total Frontage** 418.398
- 3. Total Levy** \$5,818,130.40
- 4. Total Levy per Front Metre** \$13,905.73
- 5. Annual Unit Rate per Front Metre Payable for a Period of Thirty (30) years at 2.81%** \$463.52
- 6. Total Yearly Assessment Against all Properties to be Assessed** \$193,935.84

SCHEDULE "B"

Annual Levy for Servicing Parcel GB and GC Local Improvement Project

1. Properties to be assessed:

Parcels	Annual Rate of Assessment Per Front Metre	Amount of Annual Assessment
GC	\$463.52	\$110,740.03
GA	\$463.52	\$ 83,195.81

2. Total Number of Parcels: 2
3. Total Annual Assessments: \$193,935.84
4. Term of Annual Assessments: 30
5. Total Assessment Against all Parcels: \$5,818,130.40