

MUNICIPALITY OF JASPER
BYLAW #131

BEING A BYLAW OF THE MUNICIPALITY OF JASPER IN THE PROVINCE OF ALBERTA TO AUTHORIZE THE CHARGING OF A DEPOSIT TO ACCOMPANY APPEALS TO THE REGIONAL ASSESSMENT REVIEW BOARD

WHEREAS pursuant to the provisions of the *Municipal Government Act* (Alberta), a municipality may set fees payable by persons wishing to make complaints or be involved as a party or intervener in a hearing before an assessment review board, and for obtaining copies of an assessment review board's decisions and other documents;

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

1 CITATION

- 1.1 This Bylaw may be cited as the "Regional Assessment Review Board Appeal Deposits Bylaw".
- 1.2 Municipality of Jasper Bylaw #33, the "Assessment Review Board Appeal Deposits Bylaw" is hereby repealed.

2 DEFINITIONS

- 2.1 In this Bylaw:
 - 2.1.6 "*Council*" shall mean the Council of the Municipality of Jasper;
 - 2.1.7 "*Municipal Manager*" shall mean the individual duly appointed to that position for the Municipality of Jasper at any given time and includes any person authorized to act for and in the name of that individual;
 - 2.1.8 "*Municipality*" and "*Municipality of Jasper*" shall mean the Municipality of Jasper in Jasper National Park in the Province of Alberta;
 - 2.1.9 Words importing the masculine gender only include the feminine gender whenever the context so requires and vice versa; and
 - 2.1.10 Words importing the singular shall include the plural or vice versa whenever the context so requires.

3 DEPOSITS

- 3.1 Council hereby authorizes the Municipal Manager to charge deposits for appeals to the Regional Assessment Review Board as follows:
 - 3.1.6 Deposit for appeals on residential property with 3 or less dwelling units \$ 50.00
 - 3.1.7 Deposit for appeals on residential property with 4 or more dwelling units
and any non-residential property \$500.00

4 DEPOSIT REFUND

- 4.1 Council hereby directs the Municipal Manager to refund a deposit for an appeal to the Regional Assessment Review Board when:
 - 4.1.6 The assessment appeal in respect of which the deposit was charged results in a change to the assessment or
 - 4.1.7 The appeal is withdrawn not less than two weeks prior to the date of the assessment hearing.
- 4.2 Deposits not refunded will become part of the general revenue of the Municipality of Jasper.

4.3 SEVERANCE

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.

5 COMING INTO EFFECT

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

5.2 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.

GIVEN FIRST READING THIS 2nd DAY OF MARCH A.D. 2010

GIVEN SECOND READING THIS 16th DAY OF MARCH A.D. 2010

GIVEN THIRD AND FINAL READING THIS 6th DAY OF MARCH A.D. 2010

Mayor

Municipal Manager