

BYLAW NO. 8-97

A BYLAW TO AMEND BYLAW No. 2-97, A BYLAW TO PROVIDE FOR ENTERING INTO AN AGREEMENT RESPECTING THE CREATION OF A DISTRICT BOARD OF REVISION

The Council of the Town of _____, in the Province of Saskatchewan enacts as follows:

1. That Sections 1, and 7 of the agreement be replaced with the following sections:

COMPOSITION OF THE BOARD:

1. *The board shall be comprised of six members as follows:*
 - (a). *Each municipality to appoint one member annually with the other two members to be appointed at large with a majority of the member municipalities agreeing to the appointments.*
 - (b). *The two members appointed at large will act as chairperson and vice chairperson, with the chairperson to be appointed for a two year term and the vice chairperson to be appointed for a three year term, in the first year. The chairperson and vice chairperson are to be appointed thereafter for two year terms.*
 - (c). *The secretary to the board shall be appointed annually by majority approval of the member municipalities.*

7. *The board may sit in panels of three members to hear appeals with the board chairperson selecting the panel members. Each panel shall have either the chair or vice chairperson as a member. The board will sit to hear appeals at a location and time that is mutually acceptable with the municipality.*

2. That the following be added as Section 2 of "Composition Of The Board" be added to form part of the District Board of Revision Agreement:

2. *The Board and the members thereof and their successors and each of them shall be jointly and severally fully indemnified and held harmless of, from, against and with respect to all claims made against them collectively, individually or as the Board and arising out of the performance or non-performance by them or any of them or as the Board of their duties as the Board, and all costs thereof or related thereto. This indemnification shall remain in full force and effect until the said Acts are amended to include provision for such indemnification in a form satisfactory to the members of the Board.*

Mayor

Administrator

Certified to be a true copy of Bylaw #8-97 adopted by the council of the Town of _____ on the ___ day of _____, 19__.

SEAL

Administrator

DISTRICT BOARD OF REVISION AGREEMENT

THIS AGREEMENT made in quadruplicate on the _____ day of _____

BETWEEN: THE TOWN OF _____,
THE RURAL MUNICIPALITY OF _____,
THE TOWN OF _____ and
THE VILLAGE OF _____

all in the Province of Saskatchewan.

THIS AGREEMENT WITNESSETH AS FOLLOWS:

CONSTITUTION:

1. That under the authority of and in accordance with the Rural Municipality Act, 1989 and the Urban Municipality Act, 1984, a District Board of Revision be established.

DEFINITION:

In this bylaw:

1. "District Board of Revision" means a board of revision to hear and decide assessment appeals within the municipalities which are signatories to this agreement.
2. "Municipality" means the municipalities which are signatories to this agreement.

COMPOSITION OF THE BOARD:

1. The board shall be comprised of six members as follows:
 - (a). Each municipality to appoint one member with the other two members to be appointed at large with a majority of the member municipalities agreeing to the appointments.
 - (b). The two members appointed at large will act as chairperson and deputy chair person.
 - (c). The secretary to the board shall be appointed annually by majority approval of the member municipalities.
3. Remuneration for the board members and secretary shall be as follows:
 - (a). Board members will be paid fifty dollars for sitting as a board for three hours or less and one-hundred dollars per diem for sitting for longer than three hours in any one day. These rates shall also apply for board members attending training sessions. Travel for board members while on board business shall be reimbursed at the rate of thirty cents per kilometre plus any meal necessary expenses.
 - (b). The Secretary will be remunerated at the same rate as board members plus an additional \$20.00 per hour for such required work as board minutes, written board decisions and any other board requested correspondence.
4. The board shall have all of the powers, duties and responsibilities as provided in the Rural Municipality Act, 1989 and the Urban Municipality Act, 1984.
5. The Secretary to the board shall ensure that a filing fee \$50.00 has been paid by the appellant, for each property being appealed to the District Board of Revision. Where an appellant is successful with the appeal, the \$50.00 filing fee shall be refunded.
6. Cost sharing for the operation of the board shall be as follows:
 - (a). Each municipality shall be responsible for an equal share of start-up costs and training of the board members and the secretary.
 - (b). The cost of board sittings and subsequent costs related to a sitting to hear appeals for a member municipality shall be the sole responsibility of that municipality.

- 7. The board will sit in panels of at least three members to hear appeals with the board chairperson selecting the panels which must have either the chair or deputy chairperson included. The board will sit to hear appeals at a location and time agreed to by the municipality.
- 8. The board will follow the procedure for hearing of appeals as set out in the Rural Municipality Act, 1989 and the Urban Municipality Act, 1984.
- 9. The secretary to the board shall transmit all of the information to the municipality for which the district board of revision sat in a like manner as required to be transmitted to the "appeal board", as set out in the Rural Municipality Act, 1989 and the Urban Municipality Act, 1984.
- 10. It is understood that this agreement shall be continuous, but that any municipality may terminate their participation in the district board of revision by giving written notice to the other municipalities ninety (90) days prior to December 31 in any year.

RURAL MUNICIPALITY OF _____ No. _____

Reeve

Administrator

THE VILLAGE OF _____

Mayor

Administrator

THE TOWN OF _____

Mayor

Administrator

THE TOWN OF _____

Mayor

Administrator