

# BYLAW NO. 139-16

A BYLAW FOR THE RURAL MUNICIPALITY OF GULL LAKE NO. 139 TO PROVIDE FOR ENTERING INTO AN AGREEMENT FOR THE DISTRICT BOARD OF REVISION.

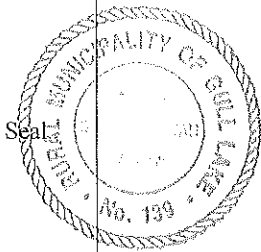
The Council of the Rural Municipality of Gull Lake No. 139 in the Province of Saskatchewan under the authority of section 307(1) of The Rural Municipality Act enacts as follows;

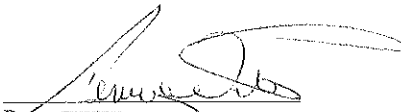
1. The Council for the Rural Municipality of Gull Lake No. 139 is hereby authorized to enter into an agreement with the Council for;
  - The Rural Municipality of Carmichael No. 109
  - The Rural Municipality of Webb No.138
  - The Rural Municipality of Riverside No.168
  - The Rural Municipality of Pittville No. 169
  - The Rural Municipality of Miry Creek No. 229
  - The Rural Municipality of Piapot No. 110

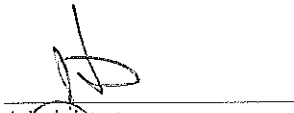
for the purpose of a District Board of Revision, the terms of which are attached hereto and marked "Exhibit A".

2. The Reeve and Administrator of the Municipality are hereby authorized to sign and execute an agreement, the terms of which are set out in "Exhibit A" herein before referred to.
3. This bylaw hereby repeals Bylaw No. 68-01.
4. This bylaw becomes effective on the date of final passing thereof.

Adopted this 9<sup>th</sup> day of August, 2016.

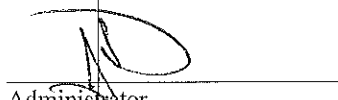


  
Reeve

  
Administrator

Certified a true copy of  
Bylaw No. 139-16 adopted  
by Council on the 9<sup>th</sup>  
day of August, 2016.

  
Reeve

  
Administrator

**EXHIBIT "A"**  
**MEMORANDUM OF AGREEMENT FOR THE ESTABLISHMENT OF**  
**DISTRICT BOARD OF REVISION**

1. **DATE OF AGREEMENTS:**

This Memorandum of Agreement is made this 2<sup>nd</sup> day of May 2016 A.D.

2. **PARTIES TO AGREEMENT:**

This agreement is made by the following parties;

- The Rural Municipality of Carmichael No. 109 in the  
Province of Saskatchewan

-and-

- The Rural Municipality of Gull Lake No. 139 in the  
Province of Saskatchewan

-and-

- The Rural Municipality of Miry Creek No. 229 in the  
Province of Saskatchewan

-and-

- The Rural Municipality of Piapot No. 110 in the  
Province of Saskatchewan

-and-

- The Rural Municipality of Pittville No. 169 in the  
Province of Saskatchewan

-and-

- The Rural Municipality of Riverside No. 168 in the  
Province of Saskatchewan

-and-

- The Rural Municipality of Webb No. 138 in the  
Province of Saskatchewan

(Hereinafter referred to in the aggregate as the "municipalities")

3. **PREAMBLE:**

Whereas the municipalities hereto voluntarily and collectively intend to establish DISTRICT BOARD OF REVISION (hereinafter referred to as "The Board"), and decide appeals received, pursuant to Section 225 of *The Municipalities Act* within the municipalities to this agreement.

4. **AUTHORITY:**

The District Board of Revision is being established under the provision of Section 222 of *The Municipalities Act*.

5. **COMPOSITION OF THE BOARD:**

1) **Board**

(a) The Board shall consist of seven (7) members, one member to be appointed by each participating municipality subject to clause 5(1)(b);

(b) No member of Council of the municipalities or the Board of the CI School Division shall sit on the District Board of Revision or act as secretary to the Board of Revision;

(c) No Assessor or Administrator of the municipalities shall act as Secretary to the Board of Revision;

(d) No municipality may decline to appoint a person nominated by another municipality;

(e) The Municipalities shall pass complimentary resolutions approving appointments to the Board.

2) Secretary of the Board

The Municipalities shall agree, by passing complimentary resolutions, appointment of a Secretary to the Board.

6. **BOARD'S AND SECRETARY'S REMUNERATION AND EXPENSES:**

1) Training

The Municipalities shall pay the cost for their respective appointed board members attending authorized training sessions, and shall share equally the cost of sending secretary to the training sessions.

(a) The secretary shall be paid for attending training sessions at the rate of \$100.00 per day or \$60.00 for half day (four hours or less).

(b) Each appointee and the secretary are expected to attend subsequent training sessions.

2) Hearings

The cost of the hearing or hearings shall be proportionately shared by those municipalities for which an appeal is being heard.

(a) The costs borne by each municipality shall be an amount proportionate to the time spent by the board in hearing the appeals of the respective municipality.

3) Rate

(a) Board Members "daily remuneration" of \$100.00 per day or \$60.00 per half day (four hours or less);

(b) Secretary shall be paid for services at a rate of \$20.00 per hour;

(c) "meal allowance" of \$60.00 per day or \$40.00 per half day (four hours or less);

(d) "travel allowance" of \$0.50 per kilometer for travel.

7. **POWERS, DUTIES AND RESPONSIBILITIES OF THE BOARD:**

1) The Board of Revision shall conduct itself in a fair and impartial manner.

(a) The members of the board shall designate one of their number as chairperson and one as vice chairperson;

(b) No person who has a pecuniary interest, within the meaning of Section 143(1) of *The Municipalities Act* and, in any land, improvement of but the assessment of classification of which is the subject of an appeal to Board or Revision, shall act as a member of the Board of Revision on appeal;

(c) A majority of the members of the board constitute a quorum for the purposes of a sitting or hearing or conducting the business of the board;

(d) The board shall hear appeals, as far as possible, in the order in which appeals stand in the list, but the Board of Revision may adjourn or expedite the hearing of any appeal where the Board or Revision considers it appropriate to do so;

(e) The Board shall act within Section 222 through to Section 313, inclusive of *The Municipalities Act*.

2) The Board may contract their services out on a cost recovery basis to the extent within the member municipal boundaries as requested by the urban municipal council.

8. **HEARINGS OF THE BOARD:**

1) The Board shall hold their hearings of appeals in the most central location determined by the appeals received.

2) The Board shall conclude all hearing of appeals and render its decision within 10 days after the date on which the municipality publishes a notice pursuant to Section 217 of *The Municipalities Act* and no appeal may be heard after that date unless allowed pursuant to Subsection 219(2) or 243(9) or Section 404.

3) In the year of revaluation pursuant to *The Assessment Management Agency Act*, the Board of Revision shall render its decision within 120 days after the date on which the municipality publishes a notice pursuant to Section 217 of *The Municipalities Act* and no appeal may be heard after that date unless allowed pursuant to Subsection 219(2) or 243(9) or Section 404.

9. **TERM AND TERMINATION OF AGREEMENT:**

1) This agreement shall come into force and be effective upon the signing of this agreement by all municipalities to this agreement and shall remain in force until such time as a municipality serves notice of change or withdrawal.

2) Any municipality may withdraw from this agreement by providing written notice prior to November 30<sup>th</sup> of the preceding year. Such notice of withdrawal shall be delivered to the Secretary of the Board.

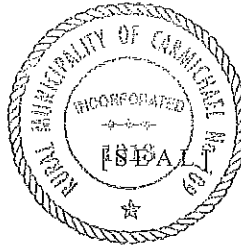
10. **AGREEMENT EXECUTION:**

The parties hereby agree to this Memorandum of Agreement;

- (a) By having their authorized officials sign below, and
- (b) By affixing their official seals, and
- (c) By dating this agreement.

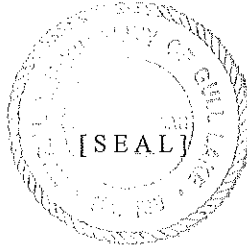
The Rural Municipality of Carmichael No. 109

J. Brady      [Signature]



The Rural Municipality of Gull Lake No. 139

[Signature]      [Signature]



The Rural Municipality of Miry Creek No. 229

M. Powell      [Signature]



The Rural Municipality of Piapot No. 110

[Signature]      [Signature]



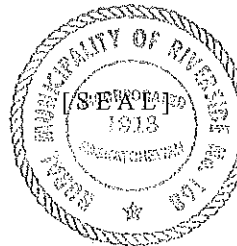
The Rural Municipality of Pittville No. 169

[Signature]      [Signature]



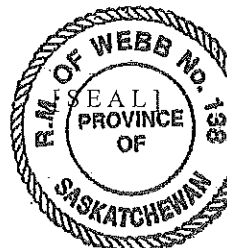
The Rural Municipality of Riverside No. 168

[Signature]      Beardi Puente



The Rural Municipality of Webb No. 138

[Signature]      [Signature]



*Certified true copy of the original.*