THE CORPORATION OF THE MUNICIPALITY OF MORRIS-TURNBERRY

BY-LAW 85 - 2017

"Being a by-law to delegate administrative matters to the Clerk or his/her Designate regarding complaints to the Assessment Review Board"

WHEREAS Section 9 of the Municipal Act, S.O. 2001, as amended, provides that a municipality has the capacity, right, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act, 2001 or any other Act;

AND WHEREAS Section 227 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended provides that it is the role of the officers and employees of the municipality to: implement Council’s decisions; establish administrative practices and procedures to carry out Council’s decisions; carry out other duties required under the Municipal Act, 2001 or any other Act, and other duties assigned by the Municipality;

AND WHEREAS Section 39.1(g) of the Assessment Act, R.S.O. 1990, c.A.31 as amended, (the “Assessment Act”), provides that where a Municipality wishes to object to a settlement arrived at pursuant to Section 39.1(5) of the Assessment Act, it shall do so within 90 days after receiving notice under said Section 39.1(5);

AND WHEREAS it is expedient that the Corporation of the Municipality of Morris-Turnberry delegate to the Treasurer or his/her designate, the authority to settle all outstanding assessment appeals and requests for reconsideration of assessment, and to execute Minutes of Settlement in respect of same, where, in the opinion of the clerk or his/her designate, it is appropriate to do so;

NOW THEREFORE Council of the Corporation of the Municipality of Morris-Turnberry enacts as follows:

1. That the Corporation of the Municipality of Morris-Turnberry hereby authorizes and delegates to the Clerk or his/her designate, the authority to file complaints to the Assessment Review Board relating to requests for reconsideration of assessment on behalf of the Corporation of the Municipality of Morris-Turnberry pursuant to Section 39.1(8) and 40 of the Assessment Act;

2. That the Corporation of the Municipality of Morris-Turnberry hereby authorizes and delegates to the Clerk or his/her designate, the authority to settle all outstanding assessment appeals and requests for reconsideration of assessment, and is further authorized to execute Minutes of Settlement in respect of same, where, in the opinion of the clerk or his/her designate it is appropriate to do so.
3. This By-law takes effect upon the date of final passing.

Read a First and Second Time          this 5th day of September, 2017.
Read a Third Time and Finally Passed  this 5th day of September, 2017.

Paul Gowing, Mayor                      Nancy Michie, Clerk

I, Nancy Michie, Clerk of the Municipality of Morris-Turnberry, hereby certifies that this is a true copy of By-law No. 85-2017 for the Municipality of Morris-Turnberry, duly passed by Council on the 5th day of September, 2017.

Nancy Michie, Clerk