

**DISTRICT OF ELKFORD
BYLAW NO. 705**

**A Bylaw for the Levying of Tax Rates for Municipal,
Hospital and Regional District Purposes for the Year 2009**

WHEREAS the *Community Charter*, SBC Chap. 26, Section 197 provides that a municipality must, by bylaw, impose property value taxes for the year by establishing tax rates;

AND WHEREAS the *Community Charter*, SBC Chap. 26, Section 197(3.1) states that the Municipal Council of the District of Elkford when establishing these tax rates has considered the tax rates proposed for each property class in conjunction with the objectives and policies set out under the *Community Charter*, SBC Chap. 26, Section 165 (3.1) (b) in its financial plan;

AND WHEREAS the Municipal Council of the District of Elkford has directed the preparation of the 2009 Tax Rates Bylaw as per Schedule "A" attached to and forming part of this Bylaw;

NOW THEREFORE the Municipal Council of the District of Elkford, in open meeting assembled, enacts as follows:

1. CITATION

This Bylaw may be cited for all purposes as the "Tax Rate Bylaw, No. 705, 2009".

2. The following rates are hereby imposed and levied for the year 2009:

- (a) For all lawful general and debt purposes of the municipality on the assessed value of land and improvements taxable for general municipal purposes, excepting those values referred to in Section 3 of this bylaw, rates appearing in Column A of Schedule "A" attached hereto and forming part hereof;
- (b) For Regional Hospital purposes on the assessed value of land and improvements taxable for Regional Hospital District purposes, rates appearing in Column B of Schedule "A" attached hereto and forming a part hereof;
- (c) For purposes of the East Kootenay Regional District, excepting Elk Valley Waste Management, on the assessed value of land and improvements taxable for General Municipal purposes, rates appearing in Column C of Schedule "A" attached hereto and forming a part hereof;
- (d) For the purposes of Elk Valley Solid Waste Management on the assessed value of land and improvements taxable for General Municipal purposes in the participating areas as established by Regional District of East Kootenay Bylaw 1415, rates appearing in Column D of Schedule "A" attached hereto and forming a part hereof.

3. Notwithstanding Section 2 (a) of this bylaw, for the purposes of the Elk Valley Property Tax Sharing Agreement, March 31, 2008, between the District of Elkford, the Corporation of the City of Fernie, the District of Sparwood, and the Regional District of East Kootenay the total rate of \$60.82812 per thousand dollars taxable value shall be applied to the value of industrial (Class 4) mining land and improvements taxable for general municipal purposes provided such rate shall be applicable only to those Assessment Roll Numbers listed on Schedule "B" attached hereto and forming a part hereof.
4. The minimum amount of taxation upon a parcel of real property shall be One Dollar (\$1.00).

Read a first time this 11 day of May, 2009.

Read a second time this 11 day of May, 2009.

Read a third time this 11 day of May, 2009.

Adopted this 13 day of May, 2009.

Mayor D. McKerracher

N. Everett
Director, Corporate Services

CERTIFIED to be a true and correct copy of Bylaw No. 705, cited as the "District of Elkford Tax Rate Bylaw No. 705, 2009".

N. Everett
Director, Corporate Services

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SCHEDULE "A"

Per \$1000 of Taxable Assessment

	A	B	C	D
	Municipal General	EK Regional Hospital	EK Regional District	Elk Valley Solid Waste Management
<i>Property Class</i>				
1 Residential	3.78150	0.26425	0.19735	0.96934
2 Utilities	24.57975	0.92488	1.28278	6.30071
4 Major Industry	60.82812	0.89845	0.67099	0.00000
6 Business	9.83190	0.64741	0.51311	2.52028
7 Managed Forest Land	21.10077	0.79275	1.10121	5.40892
8 Recreational/Non-profit	3.78150	0.26425	0.19735	0.96934
9 Farm	3.78150	0.26425	0.19735	0.96934

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SCHEDULE "B"

Roll Number

Owner

517.00802.000
517.00810.000

Fording Coal Ltd., Fording River Operations
Fording Coal Ltd., Greenhills Operations