

THE CORPORATION OF THE TOWN OF MILTON

DRAFT BY-LAW NO. 049-2019

BEING A BY-LAW TO AUTHORIZE TOWN STAFF TO FILE ASSESSMENT APPEALS AND/OR REQUESTS FOR RECONSIDERATION AGAINST THE ASSESSMENT ROLL AND TO DELEGATE THE POWERS AND DUTIES OF THE MUNICIPALITY IN RESPECT OF ADMINISTRATION OF COMPLAINTS WITH THE ASSESSMENT REVIEW BOARD

WHEREAS the Council of the Corporation of the Town of Milton, may complain in writing to the Assessment Review Board pursuant to sections 33,34,39.1,40 and or 40.1 of the *Assessment Act*, R.S.O. 1990 c. A.31, as amended (hereinafter referred to as the "*Act*") that:

- (a) the current value of the person's land or another person's land is incorrect;
- (b) the person or another person was wrongly placed on or omitted from the assessment roll;
- (c) the person or another person was wrongly placed on or omitted from the roll in respect of school support;
- (d) the classification of the person's land or another person's land is incorrect;
- (e) for land, portions of which are in different classes of real property, the determination of the share of the value of the land that is attributable to each class is incorrect.

AND WHEREAS the Council of the Town of Milton deems it appropriate to enact this By-Law for the purposes of delegating its duties and discretion with respect to such complaints to the persons holding the positions with the Town of Milton as outlined herein.

NOW THEREFORE the Council of the Corporation of the Town of Milton hereby enacts as follows:

1. **THAT** in this By-Law:
"Delegate(s)" means any person or persons upon whom this By-Law confers the duties and discretion associated with complaints filed with the Assessment Review Board (ARB) under sections 33, 34, 39.1,40 and or 40.1 of the *Act*.
2. **THAT** all *Delegates* listed in this By-Law shall be deemed to be conferred with the duties and discretion noted in section 1 of this By-Law, in respect of all current, outstanding and future appeals filed by or on behalf of the Town of Milton.

3. **THAT** all *Delegates* listed in the By-Law shall be deemed to be authorized to act on behalf of the municipality in respect of exercising said duties and discretion.
4. **THAT** the persons holding the following positions with the Town of Milton are identified as *Delegates* for the purposes of this By- Law:
 - i) Chief Financial Officer / Treasurer
 - ii) Manager, Tax and Assessment
 - iii) Supervisor, Assessment Base Management
 - iv) Assessment Analyst
5. **THAT** the persons in the above positions are authorized to initiate, respond to, defend and/or approve assessment appeals and settlements.

PASSED IN OPEN COUNCIL ON MAY 27, 2019.

_____ Mayor
Gordon A. Krantz

_____ Acting Town Clerk
William Roberts