

THE CORPORATION OF THE TOWN OF THE BLUE MOUNTAINS

BY-LAW NO. 2014 – 30

Office Consolidation: Revised by 2017-19

Being a By-law to repeal the Town of Thornbury By-Law No. 25-1981 and to designate an area as an improvement area within the Town of Thornbury and establish a board of management

WHEREAS Council of the Town of The Blue Mountains repeals Town of Thornbury By-Law 25-1981, being a “By-Law to Designate an Improvement Area within the Town of Thornbury and to establish a board of management for the area”;

AND WHEREAS in accordance with Section 204(1) of the *Municipal Act*, S.O. 2001 a local municipality may designate an area as an improvement area and may establish a board of management to oversee the improvement, beautification, and maintenance of municipally-owned land, buildings and structures in the area beyond that provided at the expense of the municipality generally and to promote the area as a business or shopping area;

AND WHEREAS Council of the Town of The Blue Mountains has provided notice of its intention to alter the boundaries of the Thornbury Business Improvement Area pursuant to the *Municipal Act*;

NOW THEREFORE the Council of The Corporation of the Town of The Blue Mountains enacts as follows:

1. THAT the area identified on Schedule “A” to this By-law is designated as the Thornbury Business Improvement Area within the meaning of Section 204 of the *Municipal Act*.
2. THAT the membership of an improvement area consists of persons who are assessed, on the last returned assessment roll, with respect to rateable property in the area that is in a prescribed business property class and tenants of such property.
3. THAT a “Board of Management” is established for the area designated in clause 1 of this By-law and attached as Schedule “A”, and shall be known as the “Board of Management of the Thornbury Business Improvement Area”.
4. THAT the Board of Management is a corporation consisting of a minimum of six (6) directors and a maximum of nine (9) directors established by the municipality, and shall be composed of:
 - a. at least one director shall be a member of Council; and
 - b. the remaining directors shall be selected by a vote of the membership of the improvement area and appointed by the municipality.
5. THAT the term of the directors of the Board of Management is the same as the term of the Council of the Town of The Blue Mountains but continues until their successors are appointed. Directors are eligible for reappointment.
6. THAT if a vacancy occurs for any cause, the municipality may appoint a person to fill the vacancy for the unexpired portion of the term and the appointed person is not required to be a member of the improvement area.
7. THAT the Board of Management shall, as soon as possible after its directors are appointed, elect a chairman and vice-chairman and appoint a secretary who may or may not be a member of the Board of Management.

8. THAT the Secretary of the Board shall keep proper minutes of every meeting of the Board and shall be responsible for keeping all of the records of the Board with the exception of the accounting records.
9. THAT the Board may appoint such other persons as it may deem necessary to properly conduct the business of the Board during the said year, provided that any remuneration paid to such persons shall have been included in the current estimates of the said Board as approved by Council.
10. THAT the Treasurer of the Board shall be the Treasurer of The Corporation of the Town of The Blue Mountains who shall be responsible to keep the books and accounts of the Board and to assist the Board in the preparation of annual estimates and financial statements.
11. THAT the Auditors of the Town shall be the Auditors of the Board of Management and all books, documents, transactions, minutes and accounts of the Board shall, at all times, be open to their inspection.
12. THAT the fiscal year of the Board of Management shall be the fiscal year of the Town.
13. THAT the Board of Management shall prepare a proposed budget for each fiscal year by the date and in the form required by the municipality and shall hold one or more meetings of the members of the improvement area for discussion of the proposed budget.
14. THAT the Board of Management shall submit the budget to Council by the date and in the form required by the municipality and the municipality may approve it in whole or in part but may not add expenditures to it.
15. THAT this By-law shall come into force and effect upon repeal of the former Town of Thornbury By-law 25-1981.

Enacted and passed this 12th day of May, 2014.

Ellen Anderson, Mayor

Corrina Giles, Town Clerk

Schedule A

By-law 2014-30

