## THE CITY OF EDMONTON

## **BYLAW 16219**

## FRENCH QUARTER AND AREA BUSINESS REVITALIZATION ZONE BYLAW

**WHEREAS**, Edmonton City Council received a request, pursuant to section 3(1) of AR 377/94, the Business Revitalization Zone Regulation and appended hereto as Schedule "A", to establish a business revitalization zone generally located along 82 Avenue bounded by 97 and 85 Streets, and along 92 Street bounded by 82 and 90 Avenues;

**AND WHEREAS,** pursuant to section 3(3) of AR 377/94, reasonable steps were taken to ensure that notice of the intention of Council to pass this bylaw was mailed to every business that would be a taxable business under this bylaw;

AND WHEREAS, no petition objecting to the passing of this bylaw was received by the City:

Edmonton City Council enacts:

DEFINITIONS	1	In this	s bylaw, unless the context otherwise requires:
		(a)	<b>"Board"</b> means all Directors of the business revitalization zone as appointed by Council from time to time;
		(b)	<b>"City"</b> means the municipal corporation of the City of Edmonton;
		(c)	<b>"Council"</b> means the municipal council of the City of Edmonton;
		(d)	<b>"Director"</b> means a person appointed by Council pursuant to section 6 of this bylaw;
		(e)	<b>"Member"</b> means a business assessed for business taxes within the Zone;
		(f)	<b>"MGA"</b> means the <i>Municipal Government Act</i> , R.S.A. 2000, c.M-26;
		(g)	<b>"Person"</b> includes an individual, partnership, association, corporation, trustee, executor, administrator or legal representative; and
		(h)	"Zone" means the French Quarter Business Revitalization

Zone designated in section 2 of this bylaw.

DESIGNATION OF THE ZONE	2		map at and wh hereto	rea, the boundaries of which are outlined and shaded on the tached hereto as Schedule B and forming part of this bylaw, thich are more particularly described in Schedule C attached and forming part of this bylaw, is hereby designated as the h Quarter Business Revitalization Zone".
ESTABLISHMENT OF THE ASSOCIATION	3	(1)		bard of Directors of the Zone is hereby established as a ation under the name "French Quarter Business ation".
		(2)		prporation hereby established shall consist of Directors ted from time to time in accordance with section 6 hereof.
PURPOSES OF THE	4		The ob	jects or purposes for which the Zone are established are:
ZONE			(a)	improving, beautifying and maintaining property in the Zone;
			(b)	developing, improving, and maintaining public parking; and
			(c)	promoting the Zone as a business or shopping district.
POWERS OF ASSOCIATION	5	(1)	bylaw Zone sl	t to the provisions of this bylaw and every other applicable of the City or statute or regulations of the Province, the hall have the power to do all things necessarily incidental to inment of its objects.
		(2)	power	g in this bylaw shall be construed as giving the Zone the to borrow money or otherwise pledge its assets without the s direction of Council.
DIRECTORS	6	(1)	The Bo by Cou	bard of the Zone shall consist of fifteen Directors appointed uncil.
		(2)		recommendation of the Board, Council may appoint fewer fteen Directors.
		(3)	-	ppointment made by Council is for a term of one year with a simum number of terms.
		(4)	No per	son shall be appointed as a Director unless that person:
			(a)	has been nominated in writing, submitted to the Board before close of nominations, for appointment as a Director, by any person in the Zone who is shown on the current

			assessment roll of the City as being assessed for business taxes with respect to a business carried on within the Zone, and
		(	(b) has consented to act as a Director, in writing submitted to the Board prior to that person's appointment.
		(5) A	A majority of existing, appointed members constitutes quorum.
REMUNERATION	7		The position of a Director is voluntary, and no remuneration will be paid for services as a Director.
			Directors shall be reimbursed for expenses necessarily incurred in the performance of duties as a Director.
PROCEDURES FOR	8	(1) 7	The Board shall manage the business and affairs of the Zone.
THE BOARD			The Board shall meet at least quarterly and may meet more frequently, as it sees fit, for the dispatch of business.
		(3) 7	The Directors shall:
		(	(a) elect one of their number as Chair of the Board to preside at all meetings of the Board, and
		(	(b) determine the period for which that person is to hold office.
		f	If the Chair is not present within fifteen (15) minutes from the time fixed for the holding of any meeting, the Directors present shall choose one of their number to be the Chair of the meeting.
		(5) A	A motion is lost when the vote is tied.
		· · ·	The Board may delegate any of the Board's powers to a committee or committees consisting of one or more Directors.
FINANCIAL MATTERS	9	(1) 7	The financial year of the Board is the calendar year.
MATTERS		f	The Board may appoint such officers of the Zone as the Board sees fit and may specify the powers and duties of such officers and, subject to the provisions of this bylaw, may delegate to any officer such of the powers of the Board as the Board thinks fit.
		N I	If a Director or a Director's family member, as defined within the MGA, has a pecuniary interest in a matter before the Board, the Director shall be precluded from voting or participating in the discussion.
		(4) 7	The Zone may have a corporate seal, which seal may be adopted or

changed from time to time by the Board and on which the name of the Zone shall appear.

- (5) The banking business of the Zone shall be transacted with such banks or financial institutions as the Board may from time to time designate, and shall be transacted in accordance with such agreements, instructions, and delegations of power as the Board may from time to time prescribe.
- (6) The Board shall cause true accounts to be kept of the sums of money received and expended by the Zone and the matter or matters in respect of which such receipts and expenditures take place, all acquisitions and dispositions of property of the Association, and all the assets and liabilities of the Zone.
- (7) The books of account of the Zone shall be kept at such place or places as the Board thinks fit, and no person, other than a Director, an officer, the City Auditor, or an officer, accountant, or other person, whose duty to the Zone or to the Council require that person to do so, shall have any right to inspect any account or book or document of the Zone except as may be authorized by the Board, by Council, or by statute.
- (8) The Board shall, in each year at the time and in the form prescribed by the Council, submit to the Council, for its approval, estimates of revenues and expenditures expected to be received and made by the Zone for the next fiscal year.
- (9) The Board shall present and review these estimates with its Members at the annual general meeting and subsequently revise, if necessary, and approve them prior to their submission to Council.
- (10) The Board shall notify by mail, personal delivery, or a combination of the two, all businesses within the Zone listed in the current assessment roll of the proposed budget, and of the date and place when Council will consider approval of the proposed budget.
- 10 (1) In each calendar year, prior to submitting its estimates of revenues and expenditures to Council, the Board shall hold an annual general meeting of all Members.
  - (2) Written notice of the annual meeting shall be sent by mail, personal delivery, or a combination of the two, to all Members, at least fourteen (14) days prior to the meeting date.
  - (3) At the annual meeting the Board shall:
    - (a) review with Members its estimates of revenues and

ANNUAL GENERAL MEETINGS AND SPECIAL MEETINGS OF THE BOARD

				expenditures for the next calendar year;
			(b)	review with Members any nominations for new Directors from the Members for the next calendar year received by the Board prior to the meeting;
			(c)	seek any additional nominations for new Directors for the next calendar year; and
			(d)	close the nomination period permanently for new Directors for the next calendar year.
		(4)		e purposes of any vote of the membership during the annual og or a special meeting, the following voting procedures shall
			(a)	Each Member shall be entitled to one vote;
			(b)	In order to be eligible to vote, each representative shall present to the Board upon arrival at the meeting, an original signed statement giving the bearer permission to represent the Member in any vote at that meeting; and
			(c)	Motions are passed by a majority of the votes cast by the Members present at the meeting.
ANNUAL REPORT	11		the act with an income	bard shall prepare and submit to Council an annual report of ivity of the Zone at the time specified by Council, together in audited financial statement of the Zone comprised of an e and expenditure account and a balance sheet and any other ents and reports required by Council.
EFFECTIVE DATE	12		This b	ylaw comes into effect on the date on which it is passed.

Bylaw 16219

Read a first time

Read a second time

Read a third time

SIGNED AND PASSED

CITY OF EDMONTON

MAYOR

CITY CLERK

Page 7 of 23

### **SCHEDULE A – REQUEST FOR ESTABLISHMENT**

• 112 May 25,2012 . ... . . . - (HELEN NOLAN) . On the lola - of the 1 da . .. . ol 305 2213 118 Lana 780-633-1250 all 750 904-8187. ... .. \_\_\_\_\_ . .. ........ ...... allin general a second ···· \_\_\_\_\_ -------. 

Schedule "A" is established, The proposed purposes of th <b>Business Operating</b> Name (JAD L) ໄປ ມີ ອິທາແຊຼ	Schedule "A" is established, request that Edmonton City Council establish a business revitalization zone using the boundaries marked on the attached Schedule "A". The proposed purposes of the zone are listed in the attached Schedule "B". Business Operating Business Location Address Business Owner Signature Date Witness (Signatu Name のカンレンシデルマディシータフィン・オフィッシー	ablish a business revitalizati (Ide "B", Business Owner (Print name)	We, ure undersigned persons that would be taxpayers of a business revitalization zone with the proposed zone with the proposed zone with the attached Schedul Schedul Schedul and its established, request that Edmonton City Council establish a business revitalization zone using the boundaries marked on the attached Schedul The proposed purposes of the zone are listed in the attached Schedule "B". The proposed purposes of the zone are listed in the attached Schedule "B". Business Operating Business Location Address Business Owner Signature Date Witness (Si Name CAD RUN DENTRY, Status, Gi Name CAD RUN DENTRY, DENTRY, G Status, G Status, DENTRY, DENTRY, DENTRY, DENTRY, DENTRY, Status, G Status, DENTRY, DENTRY, DENTRY, DENTRY, G Status, G Status, DENTRY, DENTRY, G Status, G Status, DENTRY, DENTRY, DENTRY, G Status, DENTRY, DENTRY, G Status, DENTRY, DENTRY, G Status, G Statu	Date	on the attached fached Schedule "A". Witness (Signature)
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Request to Edmonton City Council for Establishment of Business Revitalization Zone

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Proposed French C	uarter Business Revit	talization Zone	(B.R.Z.)		
		lule "B"	· · · · · · · · · · · · · · · · · · ·		•
•	Proposed Purposes of			ne	
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2. Developing,	mproving and maintain	ning public park	ing.	*	
3. Promoting th	e zone as a business or	shopping area.			
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<ol> <li>To the be this reque</li> </ol>	st of my knowledge the	e signatures I wi	itnessed are thos	e of persons entit	led to sign
4. I am the	subscribing witness to	the signatures of	n this request.		
Province of Alberta,	me at Edmonton, in the this <u>J.3</u> day 2012.		mature of Witnes	Mol 38)	
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. o	We, the undersigned persons that would be taxpayers of a business revitalization zone tax if the proposed zone with the boundaries as set out on the attached Schedule "A" is established, request that Edmonton City Council establish a business revitalization zone using the boundaries marked on the attached Schedule "A". The proposed purposes of the zone are listed in the attached Schedule "B".	s revitalization zone tax if the tablish a business revitalizati dule "B".	proposed zone with the boun on zone using the boundarie	ndaries as set out s marked on the at	on the attached ` ttached Schedule "A".	
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Proposed Fr	ench Quarter Business Revitalization Zone (B.R.Z.)	Å
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Schedule "B"

- Proposed Purposes of the Business Revitalization Zone
- 1. Improving, beautifying and maintaining property in the zone.
- 2. Developing, improving and maintaining public parking.
- 3. Promoting the zone as a business or shopping area.

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ARCIDAVII	OF EXECUTION	

CANADA ) PROVINCE OF ALBERTA ) TO WIT: )
I, <u>PATRICIA WACH WY (Witness)</u>, of the City of Edmonton, in the Province of Alberta SOLEMNLY AFFIRM AND DECLARE THAT:
I am at least 18 years old.
That I was personally present and did see the persons named in the within instrument who are personally known to me to be the persons named therein, duly sign and execute the same for the purpose named therein.
To the best of my knowledge the signatures I witnessed are those of persons entitled to sign this request.

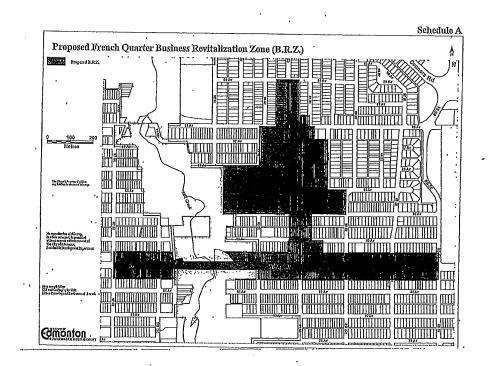
4. I am the subscribing witness to the signatures on this request.

AFFIRMED before me at Edmonton, in the Province of Alberta, this <u>2.3</u> day of <u>2.3</u> day ing , 2012. of

hico A (Signature of Witness)

Commissioner for Oaths in and for the Province of Alberta. My Commission Expires \_\_\_\_\_\_ 27\_\_\_ 14

DOUGLAS HAROLD ENDRES COMMISSIONER FOR OATHS MY COMMISSION EXPIRES APRIL 27,\_\_\_\_\_



#### Schedule "B"

Proposed Purposes of the Business Revitalization Zone

1. Improving, beautifying and maintaining property in the zone.

2. Developing, improving and maintaining public parking.

3. Promoting the zone as a business or shopping area.

#### AFFIDAVIT OF EXECUTION OF WITNESS

HELEN NOLAN CANADA I, PROVINCE OF ALBERTA ) of the City of Edmonton, in the Province of Alberta TO WIT: SOLEMNLY AFFIRM AND DECLARE THAT: . . ')

- 1. I am at least 18 years old.
- 2. That I was personally present and did see the persons named in the within instrument who are personally known to me to be the persons named therein, duly sign and execute the same for the purpose named therein.
- 3. To the best of my knowledge the signatures' I witnessed are those of persons entitled to sign this request.
- 4. I am the subscribing witness to the signatures on this request.

AFFIRMED before me at Edmonton, in the ) Province of Alberta, this 23 day may of ,2012 ر

A Commissioner for Oaths in and for the Province of Albertammissioner of Oaths My Commission Expires PROVINCE OF ALBERTA EXPIRY: JULY 25, 20

(Signature of Witness)

(Witness),

•	Request to Edmonton City C	Request to Edmonton City Council for Establishment of Business Revitalization Zone	vitalization Zone				
	. We, the undersigned person Schedule <sup>1</sup> ∖t" is established, The proposed purposes of th	We, the undersigned persons that would be taxpayers of a business revitalization zone tax if the proposed zone with the boundaries as set out on the attached Schedule "A" is established, request that Edmonton City Council establish a business revitalization zone using the boundaries marked on the attached Schedule "A". The proposed purposes of the zone are listed in the attached Schedule "B".	revitalization zone tax if the blísh a business revitalizat lle "B"	proposéd zone with the bo ion zone using the boundari	undaries as set out es marked on the at	on the attached ttached Schedule "A".	
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Schedule "B"

Proposed Purposes of the Business Revitalization Zone

1. Improving, beautifying and maintaining property in the zone.

2. Developing, improving and maintaining public parking.

3. Promoting the zone as a business or shopping area.

#### AFFIDAVIT OF EXECUTION OF WITNESS

1

CANADA PROVINCE OF ALBERTA ) TO WIT:

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I, <u>HELEN NOLAN</u> (Witness), of the City of Edmonton, in the Province of Alberta SOLEMINLY AFFIRM AND DECLARE THAT:

- 1. I am at least 18 years old.
  - 2. That I was personally present and did see the persons named in the within instrument who are personally known to me to be the persons named therein, duly sign and execute the same for the persons the same for the same time to be the persons are same to be the persons named therein. the purpose named therein.
  - 3. To the best of my knowledge the signatures I witnessed are those of persons entitled to sign this request.
  - 4. I am the subscribing witness to the signatures on this request.

AFFIRMED before me at Edmonton, in the ) Province of Alberta, this <u>23</u> day of <u>May</u> 2012,

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A Commissioner for Oaths in and for the Province of AlbertaW. SELLGREN My Commission Expires MMISSIONER OF OATHS PROVINCE OF ALBERTA EXPIRY: JULY 26, 20 LO

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	Business Operating Name .	Business Location Address	Business Owner (Print name)	Signature	Date	Witness (Signaturè)	
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Request to Edmonton City Council for Establishment of Business Revitalization Zone

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Schedule "B"

Proposed Purposes of the Business Revitalization Zone

1. Improving, beautifying and maintaining property in the zone.

2. Developing, improving and maintaining public parking.

3. Promoting the zone as a business or shopping area.

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AFFIDAVIT OF EXECUTION OF WITNESS

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CANADA ) PROVINCE OF ALBERTA ) TO WIT: ) I Witness), of the City of Edmonton, in the Province of Alberta SOLEMNLY AFFIRM AND DECLARE THAT:

- 1. I am at least 18 years old.
- 2. That I was personally present and did see the persons named in the within instrument who are personally known to me to be the persons named therein, duly sign and execute the same for the purpose named therein.
- 3. To the best of my knowledge the signatures I witnessed are those of persons entitled to sign this request.
- 4. I am the subscribing witness to the signatures on this request.

AFFIRMED before me at Edmonton, in the ) Province of Alberta, this 23 day ) of May, 2012. )

(Signature of Witness)

A Commissioner for Oaths in and for the Province of Alberta. My Commission Expires PROVINCE OF ALBERTA EXPIRY, JULY 28, 20 462

# PROXY AUTHORITY -PROPOSED FRENCH QUARTER BUSINESS REVITALIZATION ZONE

I, Jong Sam Park of of of	Bul Go GI House			
(business taxpayer/owner of business)	(business name as per license)			
located at 88/3 92 St	, Edmonton, Alberta, authorize			
(name of proxy signatory), to duly signatory)	gn on my behalf the Request to			
Edmonton City Council to establish a Business Revitalization Zone, generally located				

within the area of Edmonton known as the French Quarter.

Jong S: Park Dated May 19, 2012 Signature \_\_\_\_

## PROXY AUTHORITY PROPOSED FRENCH QUARTER BUSINESS REVITALIZATION ZONE

Ĩ, Oœ USO of (business taxpayer/owner of business) (business name as per license)

located at <u>8806 - 92 Street</u>, Edmonton, Alberta, authorize

Edmonton City Council to establish a Business Revitalization Zone, generally located

within the area of Edmonton known as the French Quarter.

Signature Dated

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PROXY AUTHORITY
PROPOSED FRENCH QUARTER
BUSINESS REVITALIZATION ZONE
1, Bert Gauget of Royal Park Really (business taxpayer/owner of business) (business name as per licence)
(business name as per license) located at: <u>BBOG - 9254</u> , Edmonton, Alberta, authorize <u>Anton Morgalizs</u> , to duly sign on my bahalf the Request to (name of proxy signatory)
Educonton City Council to establish a Business Revitalization Zone, generally located within the area of Edmonton known as the French Quarter.
Signature: B. J. learent Dated May 17, 2012
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PROXY AUTHORITY PROPOSED FRENCH QUARTER
BUSINESS REVITALIZATION ZONE
I, <u>Kelly Gibbon</u> of <u>Royal Park Really (2010)</u> Corporation (business taxpayer/owner of business) (business name as per license). located at <u>8806</u> <u>92</u> <u>street</u> , Edmonton, Alberta, authorize <u>Anton</u> : <u>Morgulis</u> , to duly sign on my behalf the Request to (name of proxy signatory) Edmonton City Council to establish a Business Revitalization Zone, generally located within the area of Edmonton known as the French Quarter.
a contraction Athitot.

Signature: \_ Dated May 18 2012-;

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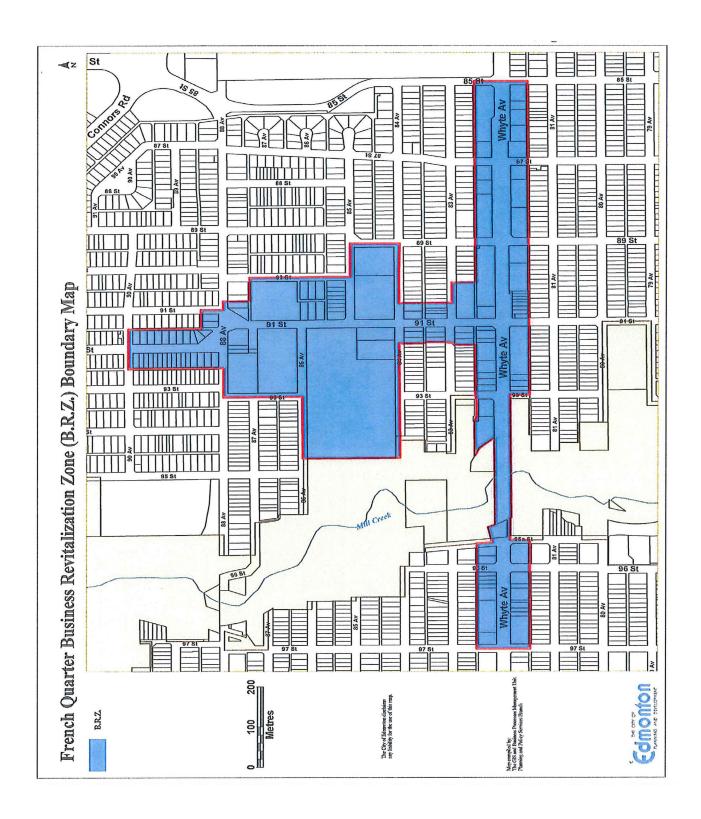
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## SCHEDULE B – BOUNDARY MAP



## <u>SCHEDULE C – BOUNDARIES OF THE FRENCH QUARTER BUSINESS</u> <u>REVITALIZATION ZONE</u>

- Originating at the intersection of 90 Avenue and 92 Street;
- East along the northern boundary of the first lot south of 90 Avenue (legal description: Plan 170HW Block 8 Lot 13);
- South along the eastern boundary of this lot continuing south along the north/south lane east of 92 Street to the northern boundary of the second lot west of the 91 Street and 88 Avenue intersection (legal description: Plan 170HW Block 8 Lot 2);
- East along this lot and continuing east along the northern boundary of the first lot west of the 91 Street and 88 Avenue intersection (legal description: Plan 170HW Block 8 Lot 1) to 91 Street;
- South along the eastern boundary of this lot to 88 Avenue;
- East to the eastern boundary of the third lot west of 90 Street (legal description: Plan 1522AS Block 1 Lot 3);
- South along the eastern boundary of this lot to the east/west lane east of 91 Street
- East along the lane to 90 Street;
- South along 90 Street to 85 Avenue;
- East along 85 Avenue to 89 Street;
- South along 89 Street to 84 Avenue;
- West along 84 Avenue to the eastern boundary of the second lot east of 91 Street (legal description: Plan 6900R Block 1 Lots 15-16);
- South along the eastern boundary of this lot continuing across the east/west lane east of 91 Street to the eastern boundary of the fourth lot east of 91 Street (legal description: Plan 426HW Block 32 Lot C);
- South along the eastern boundary of this lot to 83 Avenue;
- East along 83 Avenue to the eastern boundary of the first lot east of 91 Street (legal description: Plan 5036S Block 25 Lots 28-36);
- South along the eastern boundary of this lot to the east/west lane east of 91 Street;
- East along the lane to 85 Street;
- South along 85 Street to the east/west lane north of 81 Avenue;
- West along the lane to 93 Street;
- North along 93 Street to 82 Avenue
- West along 82 Avenue to 95A Street;
- South along 95A Street to the east/west lane north of 81 Avenue;
- West along the lane to 97 Street;
- North along 97 Street to the east/west lane north of 82 Avenue;
- East along the lane to 95A Street;
- South along 95A Street to the northern boundary of the first lot northeast of the 82 Avenue and 95A Street intersection (legal description: Quadrant SE Section 28 Township 52 Range 24);
- East along the northern boundary of this lot;
- South along the eastern boundary of this lot to 82 Avenue;
- East along 82 Avenue to the western boundary of the second lot west of 93 Street (legal description: Plan 0926715 Block 22);
- North along the western boundary of this lot;

- East along the northern boundary of this lot and continuing east along the northern boundary of the first lot west of 93 Street (legal description: Plan 3915MC Block 8 Lot 1) to 93 Street;
- Continuing east along the east/west lane north of 82 Avenue to the western boundary of the third lot west of 91 Street and south of 83 Avenue (legal description: Plan 3737AI Block 9 Lots 28-29);
- North along the western boundary of this lot continuing north along the western boundary of the third lot west of 91 Street (legal description: Plan 426HW Block 6B Lot F);
- Continuing north along the western boundary of the third lot west of 91 Street (legal description: Plan 3737AI Block 6 Lots 29-30) to 84 Avenue;
- West along 84 Avenue to the western boundary of the third lot west of 91 Street (legal description: Plan 9023630 Block 15 Lot 1);
- North along the western boundary of this lot to 86 Avenue;
- East along 86 Avenue to 93 Street;
- North along 93 Street to 88 Avenue;
- East along 88 Avenue to the north/south lane west of 92 Street;
- North along the north/south lane west of 92 Street; and
- East along 90 Avenue to the intersection of 90 Avenue and 92 Street.