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

- In this bylaw, unless the context otherwise requires:
 - (a) "Board" means all Directors of the business revitalization zone as appointed by Council from time to time;
 - (b) "City" means the municipal corporation of the City of Edmonton:
 - (c) "Council" means the municipal council of the City of Edmonton;
 - (d) "Director" means a person appointed by Council pursuant to section 6 of this bylaw;
 - (e) "Member" means a business assessed for business taxes within the Zone;
 - (f) "MGA" means the Municipal Government Act, R.S.A. 2000, c.M-26;
 - (g) "Person" 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

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That area, the boundaries of which are outlined and shaded on the map attached hereto as Schedule B and forming part of this bylaw, and which are more particularly described in Schedule C attached hereto and forming part of this bylaw, is hereby designated as the "French Quarter Business Revitalization Zone".

ESTABLISHMENT OF THE ASSOCIATION

- (1) The Board of Directors of the Zone is hereby established as a corporation under the name "French Quarter Business Association".
 - (2) The Corporation hereby established shall consist of Directors appointed from time to time in accordance with section 6 hereof.

PURPOSES OF THE ZONE

- The objects or purposes for which the Zone are established are:
 - (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

- (1) Subject to the provisions of this bylaw and every other applicable bylaw of the City or statute or regulations of the Province, the Zone shall have the power to do all things necessarily incidental to the attainment of its objects.
 - (2) Nothing in this bylaw shall be construed as giving the Zone the power to borrow money or otherwise pledge its assets without the express direction of Council.

DIRECTORS

- 6 (1) The Board of the Zone shall consist of fifteen Directors appointed by Council.
 - (2) At the recommendation of the Board, Council may appoint fewer than fifteen Directors.
 - (3) Each appointment made by Council is for a term of one year with no maximum number of terms.
 - (4) No person shall be appointed as a Director unless that person:
 - 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 majority of existing, appointed members constitutes quorum.

REMUNERATION

- 7 (1) The position of a Director is voluntary, and no remuneration will be paid for services as a Director.
 - (2) Directors shall be reimbursed for expenses necessarily incurred in the performance of duties as a Director.

PROCEDURES FOR THE BOARD

- (1) The Board shall manage the business and affairs of the Zone.
 - (2) The Board shall meet at least quarterly and may meet more frequently, as it sees fit, for the dispatch of business.
 - (3) 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.
 - (4) 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 motion is lost when the vote is tied.
 - (6) 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) The financial year of the Board is the calendar year.
 - (2) 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.
 - (3) 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) 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.
- ANNUAL GENERAL MEETINGS AND SPECIAL MEETINGS OF THE BOARD
- 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

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) For the purposes of any vote of the membership during the annual meeting or a special meeting, the following voting procedures shall apply:
 - (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 Board shall prepare and submit to Council an annual report of the activity of the Zone at the time specified by Council, together with an audited financial statement of the Zone comprised of an income and expenditure account and a balance sheet and any other statements and reports required by Council.

EFFECTIVE DATE 12 This bylaw comes into effect on the date on which it is passed.

Read a first time	17 th	day of	October	, A. D. 2012;
Read a second time	17 th	day of	October	, A. D. 2012;
Read a third time	17 th	day of	October	, A. D. 2012;
SIGNED AND PASSED	17 th	day of	October	A D 2012

CITY OF EDMONTON

MAYOR

CITY CLERK

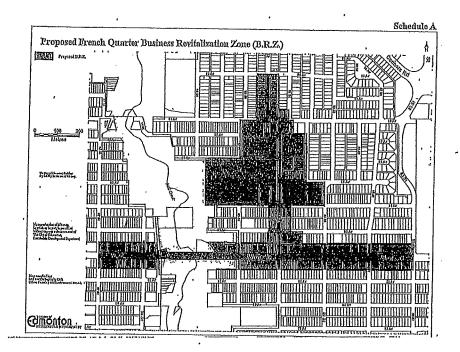
SCHEDULE A – REQUEST FOR ESTABLISHMENT

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Request to Edmonton City Council for Establishment of Business Revitalization Zone

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".

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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.

ATTIDAVIT OF EXECUTION OF WITNESS

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

- 1. 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.
- 3. To the best of my knowledge the signatures I witnessed are those of persons entitled to sign
- 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

(Signature of Witness)

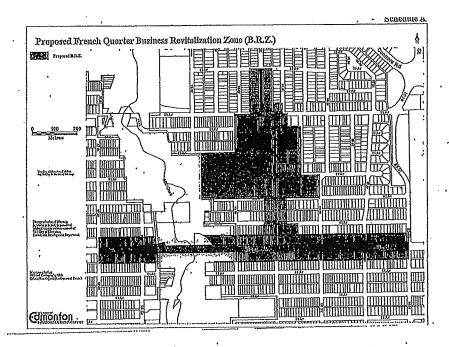
A Commissioner for Oaths in and W. SELLGREN for the Province of Alberta. W. SELLGREN My Commission Bxpires OOMMISSIONER OF OATHS PROVINCE OF ALBERTA EXPIRY, JULY 25, 20. 1.22

Request to Edmonton City Council for Establishment of Business Revitalization Zone

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".

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- 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.

AFFIDAYIT OF EXECUTION OF WITNESS

CANADA)
PROVINCE OF ALBERTA)
TO WIT: ')

I, PATRICIA LACH NOWITHOUSE), of the City of Edmonton, in the Province of Alberta SOLEMNLY AFFIRM AND DECLARE THAT:

- 1. 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.
- 3. To the best of my knowledge the signatures \tilde{I} witnessed are those of persons entitled to sign this request.
- 4. I am the subscribing witness to the signatures on this request.

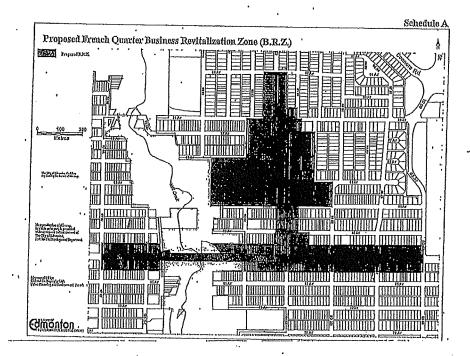
AFFIRMED before me at Edmonton, in the)
Provinge of Alberta, this 23 day)
of W 2012.

(Signature of Witness)

A Commissioner for Oaths in and

for the Province of Alberta.
My Commission Expires . April 27

DOUGLAS HAROLD ENDRES
COMMISSION EXPIRES APRIL 27,



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.

AUDIDAVIT OF EXECUTION OF WITNESS

CANADA)
PROVINCE OF ALBERTA)
TO WIT:

I, HELEN NOLPAN (Witness), of the City of Edmonton, in the Province of Alberta SOLEMNLY AFFIRM AND DECLARE THAT:

- 1. 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 23 day of 7M all 2012.

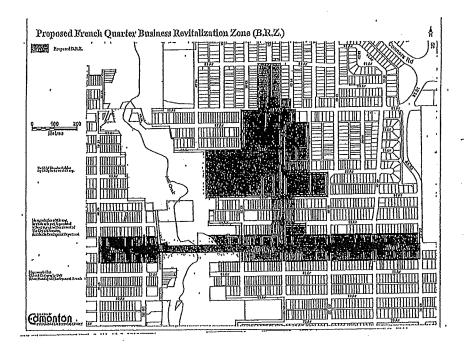
(Signature of Witness)

A Commissioner for Oaths in and SELLGREN for the Province of Alberth Missioner of Oaths My Commission Expires PROVINGE OF ALBERTA EXPIRY: JULY 28, 20 12

Request to Edmonton City Council for Establishment of Business Revitalization Zone

. 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".

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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

CANADA)
PROVINCE OF ALBERTA)
TO WIT:

I, MELEN NOLAN (Witness), of the City of Edmonton, in the Province of Alberta SOLEMNLY AFFIRM AND DECLARE THAT:

- 1. 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.
- 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 2.3 day

(Signature of Witness)

A Commissioner for Oaths in and for the Province of AlbertaW, SELLGREN My Commission Expires OMMISSIONER OF OATHS PROVINCE OF ALBERTA,

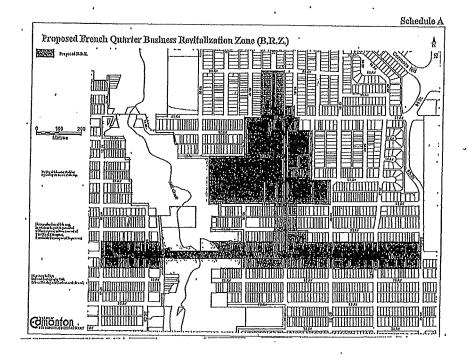
EXPIRY JULY 25, 20 L

Request to Edmonton City Council for Establishment of Business Revitalization Zone

. 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".

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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.

ATTIDAYIT OF EXECUTION OF WITNESS

CANADA PROVINCE OF ALBERTA) TO WIT:

of the City of Edmonton, in the Province of Alberta SOLEMNLY AFFIRM AND DECLARE THAT:

(Signature of Witness)

- 1. 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,
- 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.

A Commissioner for Oaths in and
W. SELLGREN
for the Province of Alberta,
W. SELLGREN
GOMMISSIONER OF OATHS
FROUNCE-OF-ALBERTA
EXPIRY: JULY 25, 20 162

I, Jong Sam Park	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 d	luly sign on my behalf the Request to
Edmonton City Council to establish a Busine	•
within the area of Edmonton known as the Fi	ench Quarter.
•	b.
Signature Jong S: Park	_DatedMay 19, 20/2

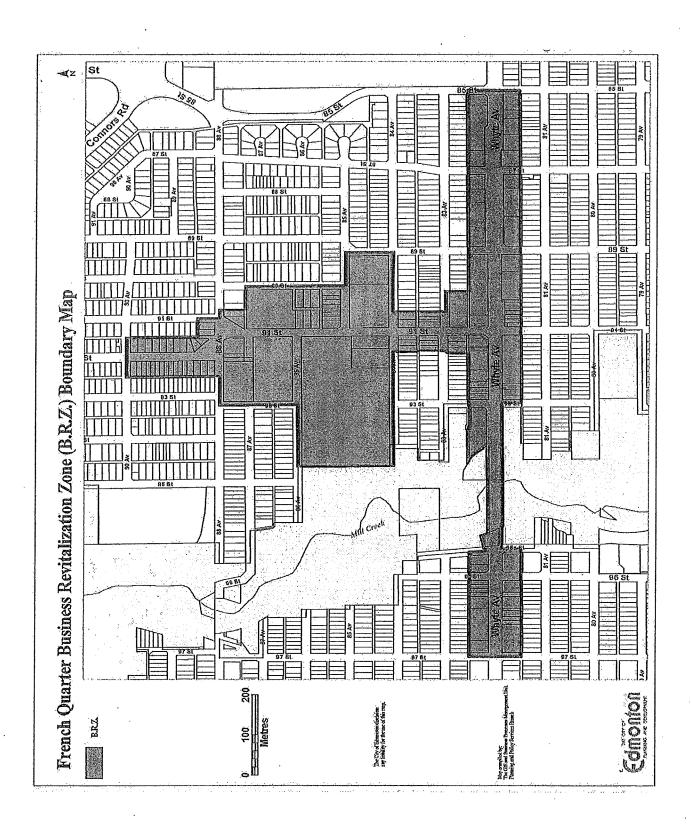
I, Oce/ Wolff of Hoyal fast Really
(business taxpayer/owner of business) (business name as per license)
located at 8806 - 92 Sheet, Edmonton, Alberta, authorize
funda, hogy / 65, to duly sign on my behalf the Request to (name of proxy) signatory)
Edmonton City Council to establish a Business Revitalization Zone, generally located
within the area of Edmonton known as the French Quarter.
Signature Dated Aguy 19, 3012,

1, Bert Grandt of Royal Park Really (business taxpayer/owner of business) (business using as per ligance)
(business uppo as per ligence)
located at 8806 - 92 5 + . , Edmonton, Alberta, authorize
Arton Morgaille, to duly sign on my behalf the Request to (name of proxy signatory)
Edinoriton City Council to establish a Business Revitalization Zone, generally located
within the area of Edmonton known as the French Quarter.

Signature: F. J. lea et Dated May 17, 2012

(business taxpayer/owner of business) [business name as per license) [cated at 880 6 94 street , Edmonton, Alberta, authorize [cated at Morg VII's , to duly sign on my behalf the Request to [cated at proxy signatory) [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to [cated at Morg VII's , to duly sign on my behalf the Request to duly sign on my behalf the
Transfer Authorit
Signature Dated May 18 2012

SCHEDULE B – BOUNDARY MAP



SCHEDULE C – BOUNDARIES OF THE FRENCH QUARTER BUSINESS REVITALIZATION ZONE

- 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.