

City of Regina

Bylaw #2003-15

Disclaimer:

This information has been provided solely for research convenience. Official bylaws are available from the Office of the City Clerk and must be consulted for purposes of interpretation and application of the law.

Office Consolidation

REGINA'S OLD WAREHOUSE BUSINESS IMPROVEMENT DISTRICT BYLAW

Bylaw No. 2003-15

Including Amendments to January 28, 2008

This Bylaw has been consolidated under the authority of the City Clerk. It represents proof, in absence of evidence to the contrary of:

- a) the original bylaw and of all bylaws amending it; and**
- b) the fact of passage of the original and all amending bylaws.**

AMENDMENTS

DATE PASSED

Bylaw 2004-94

November 8, 2004

Bylaw 2006-4

February 27, 2006

Bylaw 2008-12

January 28, 2008

BYLAW NO. 2003-15

REGINA'S OLD WAREHOUSE BUSINESS
IMPROVEMENT DISTRICT BYLAW

THE COUNCIL OF THE CITY OF REGINA ENACTS AS FOLLOWS:

Statutory Authority

1. This Bylaw is passed pursuant to sections 25 and 26 of *The Cities Act*.

Business Improvement District Established

2. The area of lands described in Schedule "A" attached hereto and forming part of this Bylaw is established as a business improvement district to be known as Regina's Old Warehouse Business Improvement District.

Purpose

3. The purpose of the business improvement district is to encourage the development of a vibrant and prosperous Old Warehouse District by improving the area's appearance and image, promoting and marketing the area, and undertaking initiatives and projects that facilitate the ongoing rejuvenation and redevelopment of the area.

Levy

4. City Council shall, by bylaw, annually authorize a levy or charge on all land and improvements used or intended to be used for business purposes and located within Regina's Old Warehouse Business Improvement District.

Board Established

5. A board of management to be known as the "Regina's Old Warehouse Business Improvement District Board" is hereby established.

Membership and Appointment

6. (1) The Board will consist of up to 11 members appointed by resolution of Council as follows:
 - (a) one member of City Council; and

- (b) one citizen to represent the district residents; and
 - (c) nine citizens at large.
- (2) Council shall appoint five of the citizens members for a term of one year and five for a term of two years commencing January 1, 2005.
 - (3) The member of Council shall be a member during their term of office.
 - (4) Subject to subsections (2) and (3), members shall be appointed for a term of two years and may serve a maximum of four consecutive two-year terms.”
 - (5) Council may, by resolution, remove any member of the Board and thereafter appoint a replacement member.
 - (6) The Board will, as soon as possible after its members are appointed, elect a chair and vice-chair and appoint a secretary-treasurer and such other officers as it considers necessary for one year terms to properly conduct its business.
 - (7) Clause 4(6)(a) of *The Procedure Bylaw* of the City of Regina does not apply to individuals appointed pursuant to this Bylaw.

(#2004-94, s. 2, 2004)

- (1.1) When appointing persons to the Board, Council may consider names proposed by a nominating committee for recommending appointments to Executive Committee, consisting of:
 - (a) the Chair of the Board;
 - (b) the Vice-Chair of the Board;
 - (c) a member of the Board who is the first year of a two year term;
 - (d) the City Council member; and
 - (e) the City of Regina ex-officio member appointed to the Board.

(#2006-4, s. 2, 2006)

Powers and Duties of the Board

7. (1) The Board may:
 - (a) subject to subsection (2) acquire by purchase, lease or otherwise, any real property necessary for its purposes and improve, beautify and maintain that property;
 - (b) promote the area as a business or shopping area; and

- (c) conduct any studies or prepare any designs that may be necessary for the purposes of the above.
 - (2) The Board shall not purchase real estate without the consent of City Council.
 - (3) The Board shall not approve any expenditures, other than those provided for in the budget approved by City Council, without prior approval of City Council.
- (#2008-12, s. 2, 2008)

Records

- 8. (1) The Board will keep proper minutes and records of every meeting of the Board.
 - (2) The Board will adopt and maintain banking arrangements and accounting practices acceptable to the Director of Finance.
 - (3) The Board will make available or provide all books, documents, records of transaction, minutes and accounts of the Board to the City or the City's auditor for inspection on reasonable request.
9. The Board will, at its sole cost and expense, use the services of the City's auditor appointed pursuant to section 159 of *The Cities Act*.

Budget

- 10. (1) The Board's fiscal year will end December 31 of each year.
- (2) Board will submit to the City the Board's revenue and expenditure estimates for the current year by March 15. The budget shall set out in its estimates:
 - (a) the amounts required to be raised through the levy referred to in section 4;
 - (b) the amounts and details of other revenue projected to be received by the business improvement district, including the amounts to be received for the disposal or conveyance of land and buildings;
 - (c) the proposed expenditures for the year, including expenditures for the acquisition of land and buildings;
 - (d) details of any proposed financial commitments that extend beyond the current budget year; and

- (e) a narrative description of the specific programs and activities to be undertaken, including associated revenues and expenditures.
- (3) Monies from the Council approved estimates remaining unexpended at the end of the Board’s fiscal year will be carried over and applied to the Board’s approved estimates for the next fiscal year.

Annual Report

- 11. On or before May 1 in each year, the Board shall submit its annual report for the preceding year to the council together with a complete audited and certified financial statement of its affairs, with a balance sheet and revenue and expenditure statements.

Disestablishment

- 12. (1) The business improvement district and the Board shall be disestablished upon the repeal of this Bylaw, which repeal shall take effect December 31 in the year in which the repealing bylaw is passed.
- (2) Upon disestablishment pursuant to subsection (1), all undertakings, assets and liabilities are thereupon vested in the City.

Coming into Force

- 13. This bylaw comes into force on the day of passage.

READ A FIRST TIME THIS 10th DAY OF MARCH, 2003.

READ A SECOND TIME THIS 10th DAY OF MARCH, 2003.

READ A THIRD TIME AND PASSED THIS 10th DAY OF MARCH, 2003.

P. FIACCO
Mayor

C. EDWARDS
Acting City Clerk

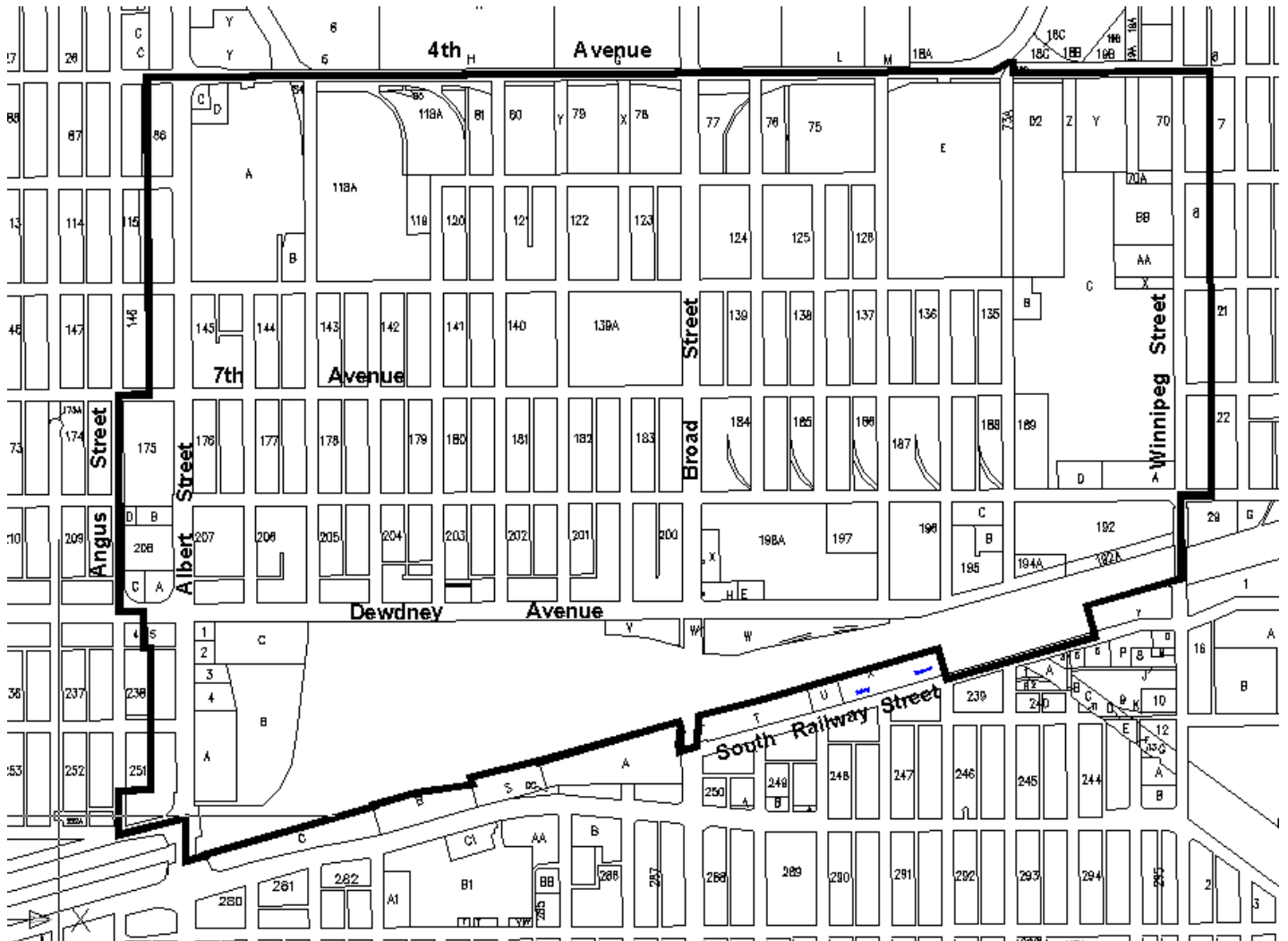
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City Clerk

SCHEDULE A

Regina's Old Warehouse Business Improvement District



ABSTRACT

BYLAW NO. 2003-15

REGINA'S OLD WAREHOUSE BUSINESS
IMPROVEMENT DISTRICT BYLAW

PURPOSE: To establish a business improvement district.

ABSTRACT: This Bylaw establishes a business improvement district in the Warehouse District. It establishes a Board who will be responsible to plan and implement improvements to the area.

**STATUTORY
AUTHORITY:** Sections 25 and 26 of *The Cities Act*.

MINISTER'S APPROVAL N/A

PUBLIC HEARING: Subsection 25(5) of *The Cities Act*.

PUBLIC NOTICE: Subsection 25(4) of *The Cities Act*.

REFERENCE: Finance and Administration Committee, March 4, 2003, FA03-15

AMENDS/REPEALS: N/A

CLASSIFICATION: Administrative

ORIGINATING DEPT.: Community Services Department, Urban Planning Division