

BYLAW NUMBER 54M2016

**BEING A BYLAW OF THE CITY OF CALGARY
TO CONTINUE THE MONTGOMERY
BUSINESS REVITALIZATION ZONE
AS THE MONTGOMERY ON THE BOW
BUSINESS IMPROVEMENT AREA

WHEREAS Council, by Bylaw Number 56M2010, established the Montgomery Business Revitalization Zone;

AND WHEREAS the Municipal Government Act, R.S.A. 2000, c. M-26 was amended to change the “Business Revitalization Zone” designation to a “Business Improvement Area”;

AND WHEREAS the Board of the Montgomery Business Revitalization Zone has requested that the name of the BRZ be changed to the “Montgomery on the Bow Business Improvement Area”;

AND WHEREAS Council has considered Report CPS2016-0826 and considers it desirable to repeal Bylaw 56M2010, and continue the Montgomery Business Revitalization Zone under a revised bylaw that aligns with the Municipal Government Act, R.S.A. 2000, c. M-26, as amended, and the *Business Improvement Area Regulation*, Alta. Reg. 93/2016;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

1. The Montgomery Business Revitalization Zone established by Bylaw 56M2010 is hereby continued as the “Montgomery on the Bow Business Improvement Area”.
2. This bylaw may be cited as the “Montgomery on the Bow Business Improvement Area Bylaw”.
3. In this bylaw the phrase “Business Improvement Area” may be referred to as “BIA”.

Establishment of BIA

4. The Business Improvement Area in the City of Calgary, established as a Business Revitalization Zone under Bylaw 56M2010, encompasses the area outlined in Schedule “A” attached to this bylaw which schedule forms a part of this bylaw.

Name of BIA

5. The name of the Business Improvement Area is the “Montgomery on the Bow Business Improvement Area”.

Purposes

6. The purposes for which the BIA was established are the following:
- (1) improving, beautifying and maintaining property in the BIA;
 - (2) developing, improving and maintaining public parking within or adjacent to the BIA; and
 - (3) promoting the BIA as a business or shopping area.

Establishment of the Board

7. (1) The Board of the Montgomery on the Bow Business Improvement Area is a non-profit corporation pursuant to s. 51 of the Municipal Government Act, R.S.A. 2000, c. M-26, as amended, and s. 16 of the *Business Improvement Area Regulation*, Alta. Reg. 93/2016 (hereinafter referred to as "the Board").
- (2) The Board shall consist of not less than 3 and not more than 10 members.

Appointment of Members

8. (1) Members of the Board shall be appointed by resolution of Council.
- (2) The Board must consist of individuals who have been nominated by one or more taxpayers in the BIA as defined in s. 1(e) of the *Business Improvement Area Regulation*, Alta. Reg. 93/2016.

Term of Office

9. (1) Members of the Board shall be appointed for 2 year terms.
- (2) Notwithstanding subsection (1), Council may appoint a member of the Board for a term that is less than 2 years.
- (3) Each member of the Board shall remain in office until:
- (a) the member resigns,
 - (b) the revocation of the member's appointment by Council following the recommendation of the Board, or

(c) the member's term of office expires,

whichever comes first.

Vacancy

10. When a vacancy occurs on the Board, the Board may appoint an individual to fill that office for the remainder of the former member's term or until the date of the next annual meeting of the taxpayers in the BIA. Such interim appointments shall not require the further approval of Council.

In Force

11. Bylaw 56M2010 is repealed.
12. This Bylaw shall come into force on the day it is passed.

READ A FIRST TIME THIS ____ DAY OF _____, 2016.

READ A SECOND TIME THIS ____ DAY OF _____, 2016.

READ A THIRD TIME THIS ____ DAY OF _____, 2016.

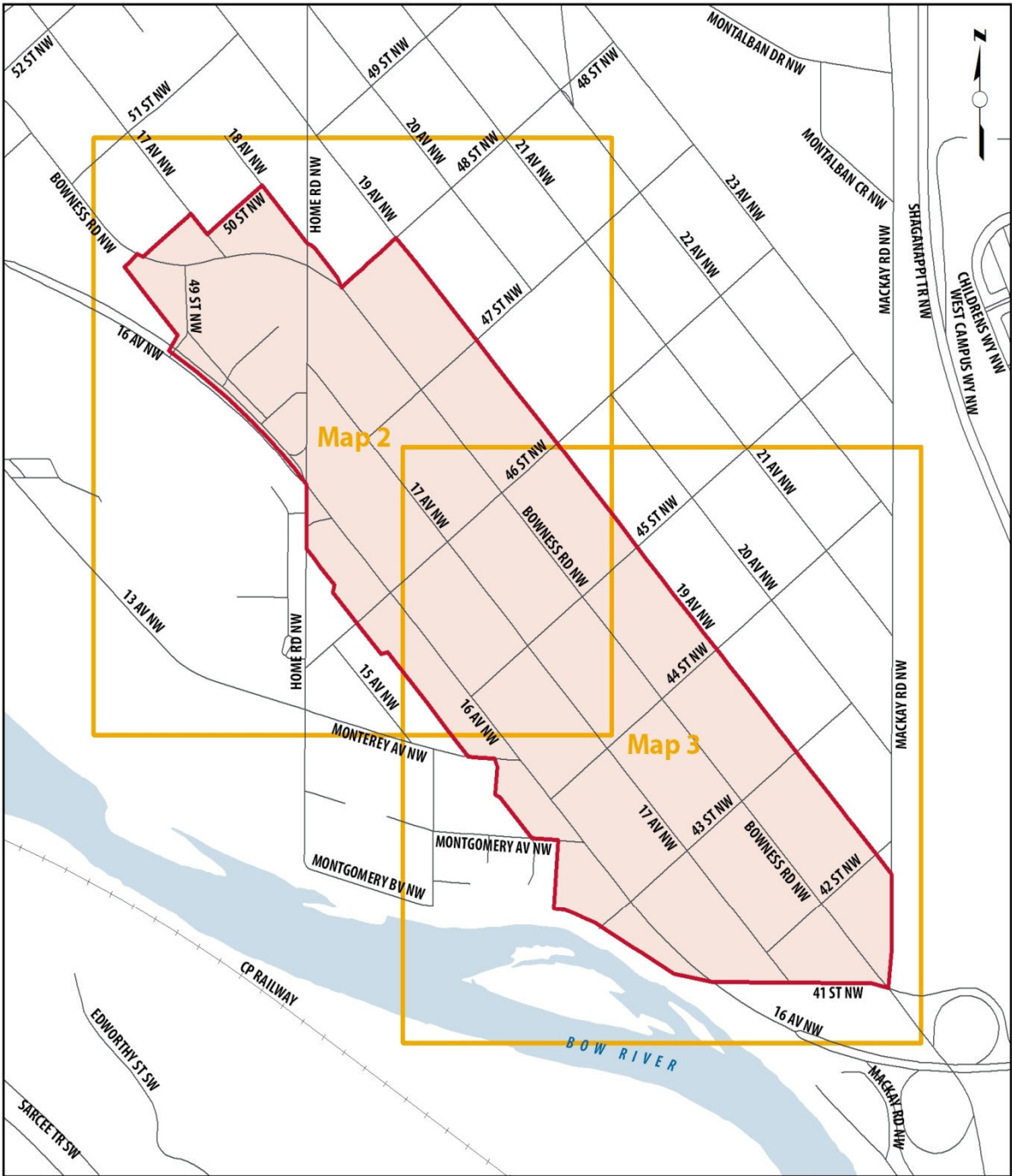
MAYOR

SIGNED THIS ____ DAY OF _____, 2016.

CITY CLERK

SIGNED THIS ____ DAY OF _____, 2016.

SCHEDULE “A”



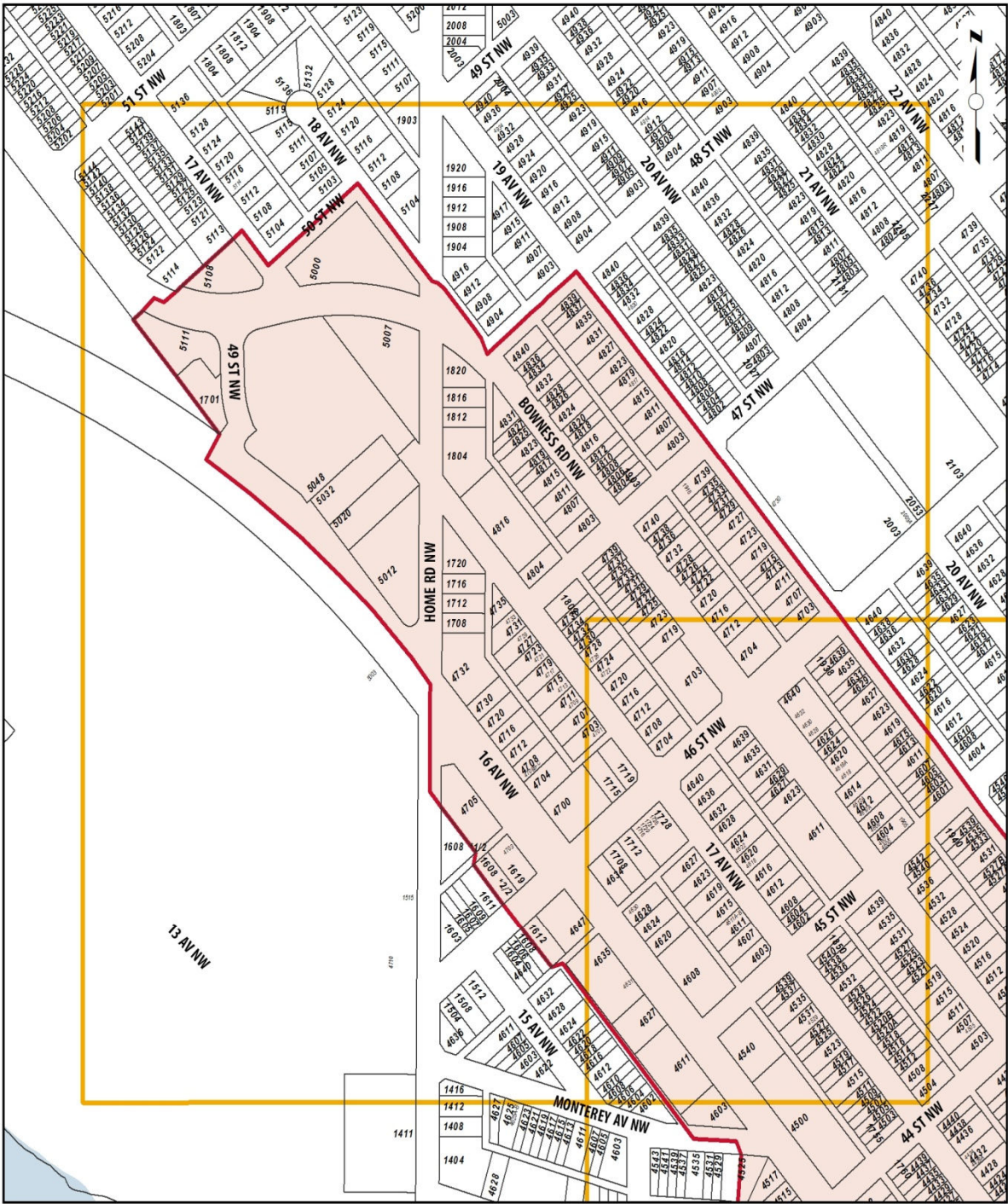
PROPOSED

Montgomery on the Bow
Business Improvement Area

Map 1 - Overview

Legend

Montgomery on the Bow
Business Improvement Area



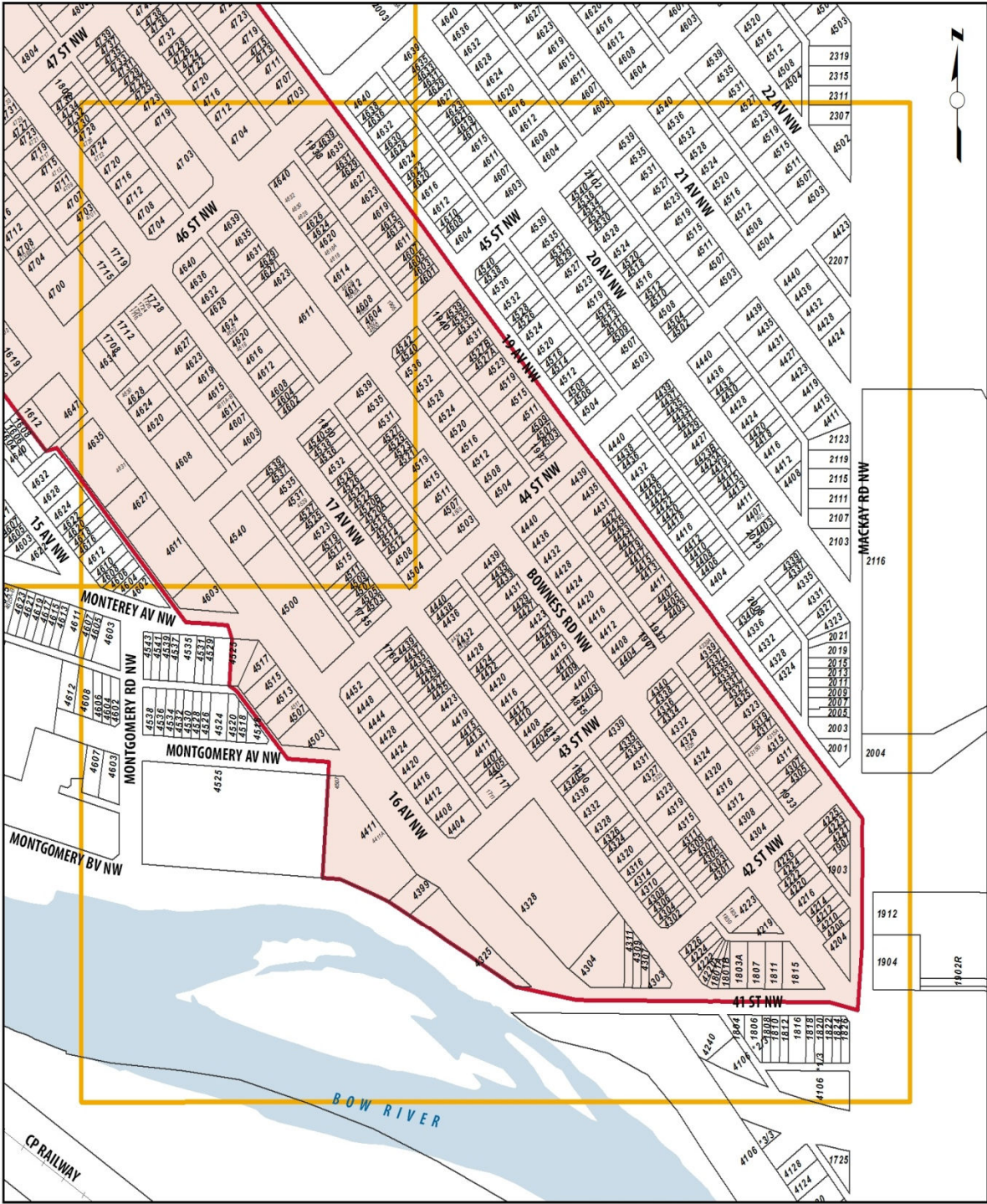
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Montgomery on the Bow
Business Improvement Area

Map 2 - Detail

Legend

Montgomery on the Bow
Business Improvement Area



PROPOSED

Montgomery on the Bow

Business Improvement Area

Map 3 - Detail

Legend

Montgomery on the Bow Business Improvement Area