

THE CORPORATION OF THE CITY OF CORNWALL

By-law #086-2005

A by-law to designate an area as a Business Improvement Area (B.I.A.)
And to establish a Board of Management under
Section 209 of the Municipal Act 2001 and
to Repeal Bylaw 1974-1976 .

WHEREAS the Council of The City of Cornwall, under Section 361 of the Municipal Act of R.S.O.1970, Chapter 284 and through Bylaw 1974 of 1976 designated an area as an improvement area; and

WHEREAS The Council has approved a request to introduce minimum and maximum levy's and other minor amendments to the "Le Village B.I.A."; and

WHEREAS the said area shall be composed of both sides of Montreal Road from the east side of Marlborough Street to the West side of Alice Street; and

WHEREAS the area is to be known as the "Le Village Business Improvement District" previously known as Montreal Road Business Improvement District.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF CORNWALL ENACTS AS FOLLOWS:

1. That Bylaw 1974-1976 be hereby repealed and replaced by this By-law 086-2005.
2. That there be established for the area designated in this By-law a Board of Management to be known as the "Board of Management for the Le Village Business Improvement District".
3. That there be entrusted to the Board, subject to the limitations hereinafter set out, the improvement, beautification and maintenance of municipally-owned lands, buildings and structures in the area, beyond such improvement, beautification and maintenance as is provided at the expense of the municipality at large, and the promotion of the area as a business or shopping area.
4. That the Board consist of seven Members appointed by The Council of The Corporation of the City of Cornwall, one of whom shall be a member of the said Council and the remaining Members shall be persons qualified to be elected Members of Council or nominees of Corporations assessed in the B.I.A. area.

5. Each member shall hold office for the same term as the Council, provided that they continue to be qualified as provided for in Section 4 above.
6. Where a vacancy occurs from any cause, the Council shall appoint a person qualified as set out in Section 4 to be a member, who shall hold office for the remainder of the term for which his predecessor was appointed.
7. The Members shall hold office until their successors are appointed and are eligible for re-appointment on the expiration of their term of office.
8. The Board shall, as soon as possible after its Members are appointed in each year, elect a chairman and vice-chairman and appoint a secretary and treasurer, and such other officers as it may deem necessary properly to conduct the business of the board during the said year.
9. The Board shall keep proper minutes and records of every meeting of the Board and shall forward true copies of such minutes and records to all Members of the Board, the City Clerk and the Chief Administrator of The Corporation as soon as possible after the meeting covered thereby.
10. The Board shall adopt and maintain only banking arrangements and ordinary good accounting practices that are acceptable to the Manager of Finance of The Corporation of the City of Cornwall and keep such books of account and submit such statements from time to time as the said Manager of Finance may require.
11. The Municipal Auditor shall be the auditor of the Board and all books, documents, transactions, minutes and accounts of the Board shall at all times be opened to his/her inspection.
12. The fiscal Year of the Board shall be the calendar year of January to December.
13. On or before the 1st day of March in each year, the Board shall submit its annual report for the preceding year to Council, including a complete audited and certified financial statement of its affairs with balance sheet and revenue and expenditure statement.
14. The Board shall submit to the Council, an annual budget in a form and at a time satisfactory to the Chief Administrator of the City of Cornwall and within the limits of the estimates as approved by council, the money to be provided by Council shall be paid by the Manager of Finance to the Board from time to time upon receipt of requisitions signed by the Chairman of the B.I.A. thereof.

15. In accordance to Part V, Section 208(2) of the Municipal Act of 2001, the levy requested by the Board will be established by a special charge upon rateable property in the improvement area that is in a prescribed business property class. Notwithstanding the above, a minimum levy of \$175.00 is set for any separate property and a maximum levy of \$750.00 for any separate property in the Le Village B.I.A.
16. The Board shall deposit and keep on deposit with the City Clerk, insurance policies satisfactory in all respects to the Current Insurance Policies, indemnifying the Corporation of the City of Cornwall against public liability and property damage in respect of the activities of the Board.
17. That for legal purposes, the principle description of "Le Village B.I.A." is described as the area composed of both sides of Montreal Road from the East side of Marlborough Street to the West side of Alice Street, and for interpretation assistance is outlined on Schedule "A" forming part of this Bylaw.

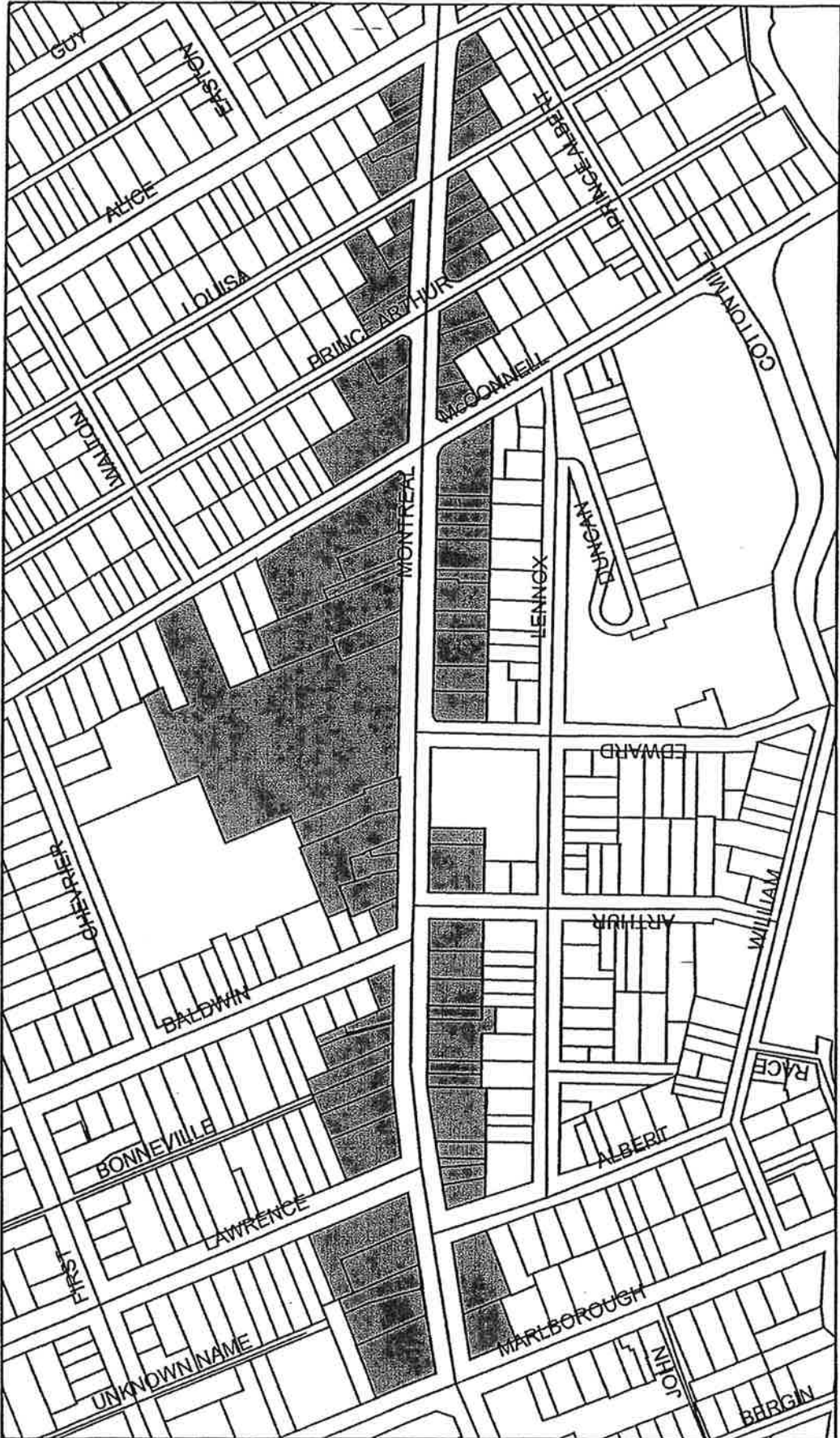
READ a First , Second and Third Time, Signed and Sealed in Open Council this 13th day of June, A.D., 2005.


Denise Labelle-Gélinas
Clerk


Phil Poirier
Mayor



0 60 120 240 Meters



Le Village B.I.A.

This is Schedule "A" To By-Law 086 - 2005

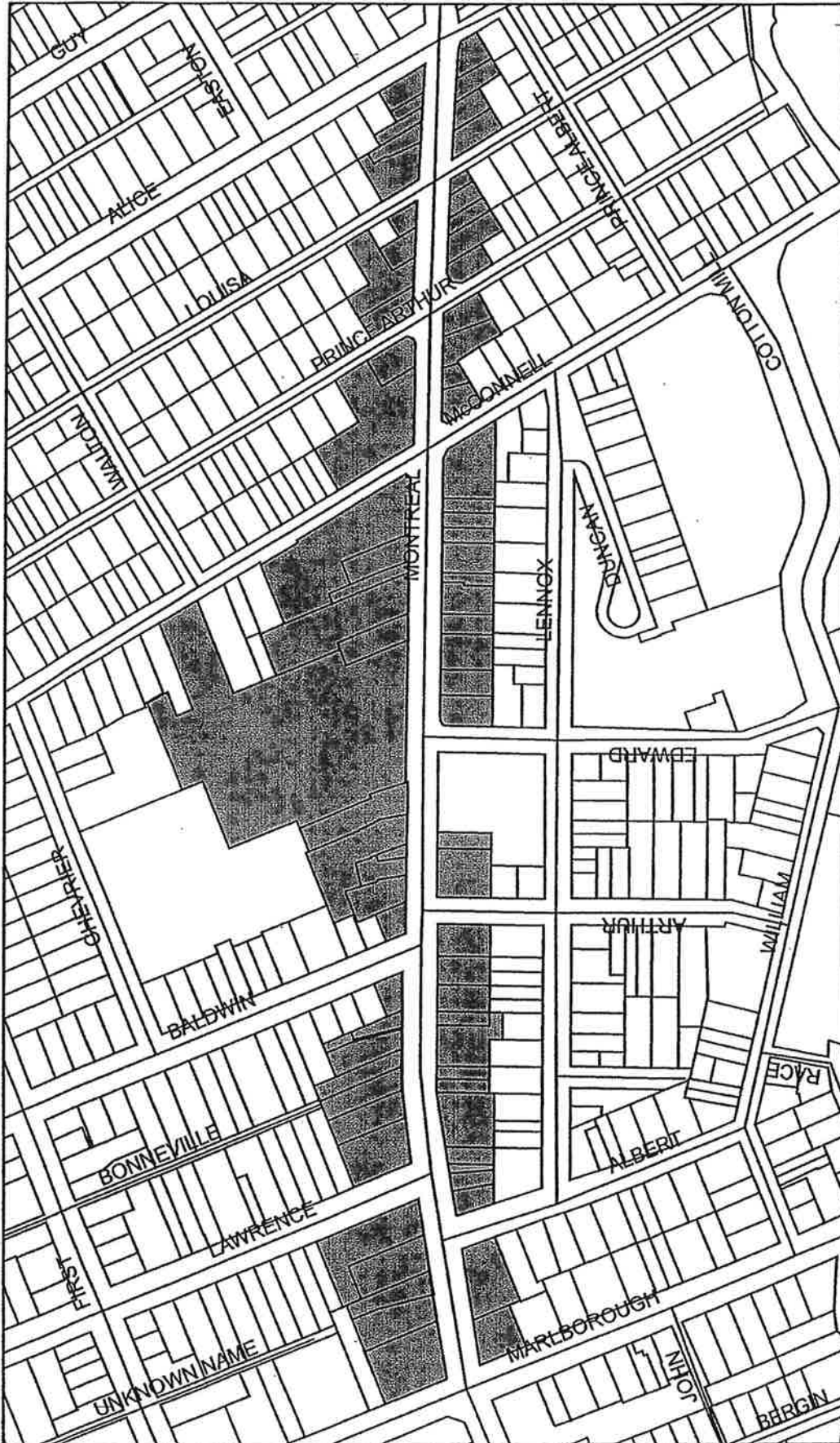
Passed This 13th Day of June 2005

Note: This Schedule is Prepared for Information Purposes Only.
Text of the By-Law Prevails for Final Interpretation. (Frontage on
Montreal Road.)

DRAFT

Mayor

Clerk



Le Village B.I.A.

This is Schedule "A" To By-Law 086 - 2005

Passed This 13th Day of June 2005

Note: This Schedule is Prepared for Information Purposes Only.
Text of The By-Law Prevails for Final Interpretation. (Frontage on
Montreal Road)

Mayor

Clerk

ACTING DEPUTY CLERK

