

**MUNICIPAL DISTRICT OF ROCKY VIEW NO. 44
BYLAW C- 6514-2007**

File #733

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A Bylaw of the Municipal District of Rocky View No. 44 create Bylaw C- 6514-2007 being the Bylaw to establish the Rocky View Central District.

NOW THEREFORE the Council of the Municipal District of Rocky View No. 44, pursuant to the authority vested in it by the Recreation Development Act, Revised Statutes of Alberta 1980 and amendments thereto, enacts as follows:

1. That the Rocky View Central Recreation District shall be established composed of the following lands within the jurisdiction of the Municipal District of Rocky View No. 44:

In Township 26-28-4, Sections 4 to 9, 16 to 21, 28 to 33 inclusive;

In Township 26-29-4, Sections 1 to 4, 9 to 16, 21 to 27, 35 and 36 inclusive, the East ½ portion of Section 28 and 34;

In Township 26-1-5, the West ½ Section 7, the NE ¼ Section 12, Sections 13 to 24, 27 to 34 inclusive, the South ½ of Section 26;

In Township 26-2-5, the northerly 330' of the NE, ¼ Section 1 except the westerly 66' of said NE ¼ Section 1, that portion of Blk 1, Plan 001 0079 in the NE ¼ Section 2, the South ½ of Section 10, Sections 11 to 14, 19 to 36 inclusive;

All Township 27-28-4,

All Township 27-29-4 , Sections, 1, 12 and 13, 22 to 27, 34 to 36 inclusive, the East ½ of Section 2 and 11, NE, NW and SE of Section 14, North ½ of Section 15,

All Township 27-1-5, Sections 3 to 10, 15 to 36 inclusive, the North ½ of Sections 13 and 14,

All Township 27-2-5.

2. That the Rocky View Central Recreation Area shall be established consisting of not less than seven (7) members and not more than nine (9) members serving without pay, appointed by resolution of the Council of the Municipal District of Rocky View No. 44 on the following basis:
One member from the Municipal District Council
Seven members at large; 4 east of Hwy2 and 3 West of Hwy 2; consisting of, but not limited to:
Agricultural community resident
Resident with young children
Local business representative
Not for profit recreational organization representative
Resident who resides on an acreage
Resident with no children at home
Senior
One Trustee from the Rocky View School Board

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Hereinafter called the "Recreation Board" whose purpose is to foster, create, develop, maintain parks, recreation program facilities and other recreation facilities in the recreation area.

3. That to finance the operations and expenditures of the Recreation Board, there shall be levied a municipal mill rate (i.e. property tax rate) as is designated each year by the Council of the Municipal District of Rocky View No. 44 within the area described in Section 1 hereof, which shall be forwarded to the "Signing Authority" upon requisition thereof.
4. The Municipal District of Rocky View shall be the signing authority with respect to the financial management of the Board, or until the Board incorporates under the Societies Act.

5. TERMS OF OFFICE

5.1 All members shall be appointed for a three (3) year term of office and must be residents of the area as defined in Section 1. After each three (3) year term, members must re-apply for the position. At the initial conception of the Board, Council may appoint 50% or three (3) or four (4) members for a two (2) year term to permit staggering of terms.

5.2 Any regular member of the Board who is absent from three (3) consecutive meetings unless such absence is caused by illness or he/she be authorized by resolution of the Board entered upon its minutes, shall forfeit his or her office and another regular member shall be named by the appropriate authority for the remainder of his/her term of office.

5.3 By mutual consent of the Recreation Board and participating Council, either may with reason, request the resignation of any member of the Recreation Board at any time prior to the expiry date of the member's term of office and any member of the Recreation Board may resign therefrom at any time upon sending written notice to the Secretary of the Recreation Board.

5.4 All members shall remain in office until their respective successors are appointed or a written letter of resignation is received by the Recreation Board Chair.

5.5 Should a vacant position go unfilled, the Board will be deemed operational.

6. CONDUCT OF MEETINGS

6.1 That at the first meeting of the Board in each year, a Chairman, Vice-Chairman and Secretary shall be chosen to hold office during the current calendar year.

6.2. That at the first meeting of the Board in each year, the Board shall decide, via a motion, if Council representation shall be a voting or non-voting member.

6.3. Regular meetings of the Board shall be held as required and any additional meetings at the call of the Chair, at the time and place of such regular meetings to be determined by the Board.

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- 6.4. Special meetings may be called on three (3) day's notice by the Chairman or at the request of any three members of the Board. The Board may by unanimous consent, waive notice of a special meeting and hold a special meeting at anytime if every member of the Board is present, and has signed a waiver of notice.
- 6.5. A minute book shall be kept and minutes of all regular and special meetings shall be recorded by the Secretary of the Board. Copies of all minutes shall be filed with the Municipal Secretary of the Municipal District of Rocky View.
- 6.6. A quorum of the said Board shall be the majority of the sitting members of the Board with the Chairman or Vice-Chairman in attendance.
- 6.7. The Chairman shall vote on any question and in the event of a tie-vote, the motion shall be deemed lost.

7. POWERS AND DUTES OF THE BOARD

- 7.1. The Recreation Board shall hear and consider representation by any individual, organization or delegation of citizens with respect to recreation and act on recommendations that arise. The Recreation Board's decision shall be in the best interest of the citizens of the Municipality.
- 7.2. The Recreation Board shall have the power to make rules and regulations and to form policies, as it may deem necessary from time to time, provided such rules, regulations and policies are not inconsistent with the powers herein conferred. Copies and amendments of such rules, regulations and policies shall be filled with the Municipal Secretary of the Municipal District of Rocky View.
- 7.3. The Recreation Board shall be concerned with the growth and development of a broad range of recreation and cultural activities and the coordination of facility development and use, to provide activities that will provide opportunity for people of all ages to use in their leisure time in a wholesome and satisfying manner.
- 7.4. The Recreation Board shall be consulted on all major matters affecting the development, maintenance and use of facilities within the regional area defined in Section 1 hereof.
- 7.5. The Recreation Board shall be consulted whenever it is proposed to lease or to sell or to otherwise dispose of any land that is held for park, community or other public purposes and whenever it is proposed to purchase or otherwise acquire land for public recreation purposes.
- 7.6. The Recreation Board may appoint a temporary or ad-hoc committee, as a sub-committee, which may or may not include members of the Rocky View Central Recreation Board.
 - 7.6.1. The Chairman of the sub-committee shall be a regular member of the Recreation Board.
 - 7.6.2. The Chairman of the Recreation Board can not be appointed Chairman of the sub-committee, but shall be an ex-officio member of all sub-committees, with the rights, powers and duties as other members when in attendance.

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- 7.7. The Recreation Board shall have the responsibility of developing a policy with regard to the duties and responsibilities of any staff employed by the Board.
- 7.8. The Recreation Board shall cooperate with and encourage all organizations or delegation of citizens with respect to recreation and culture and act on such recommendations arising therefrom as a Recreation Board shall deem to be in the general interest of all citizens.

8. USE AND COST OF SERVICES

- 8.1. Use of the recreation facilities shall be provided firstly to the residents of the recreation area outlined in Section 1 with no discrimination in use, services or cost. The Recreation Board shall provide an indiscriminate user fee for all residents of the Municipality.
- 8.2. Any approval by the Municipality for capital assistance does not imply future operating assistance.

9. GENERAL REQUIREMENTS

- 9.1. Annually, the Recreation Board shall submit to the Municipal District of Rocky View, a budget of estimated revenue and expenditures for the next following year with respect to all matters over which, under the terms of this bylaw, the Board has jurisdiction.
- 9.2. The Recreation Board shall make a complete annual report and other reports from time to time as requested, to the Municipal District of Rocky View hereto.
- 9.3. Neither the Recreation Board nor any member thereof shall have the power to pledge the credit of the Municipal District of Rocky View in connection with any matters whatsoever, nor shall the said Board or any member thereof, have any power to authorize any expenditure to be charged against the Municipal District of Rocky View. Notwithstanding the foregoing, the Recreation Board shall have the authority for services, materials and grants, which have been rectified and agreed upon by the Municipal District of Rocky View by virtue of the duly submitted and passed annual budget. In the event that there is to be any deviation from the ratified budget, as recommended by the said Board, written application for change shall be made to the Municipal District of Rocky View and agreement reached before the changes are affected.
- 9.4. The Recreation Board shall submit to the signing authority all accounts payable incurred during the previous calendar month not later than the twentieth (20) day of the following month.
- 10. The Reeve or Deputy Reeve and the Chief Administrative Officer are, and are deemed to be, authorized for and on behalf of the Council, to enter into and execute any agreement in order to complete the provisions and requirements of this bylaw.
- 11. Bylaw C-1351-79 is hereby repealed effective December 31, 2007.

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12. This Bylaw shall come into effect on January 01, 2008 and three readings thereof.

First reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 11th day of September 2007, on a motion by Councillor Habberfield.

Second reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 11th day of September 2007, on a motion by Councillor Neustaedter.

Permission for third and final reading, assembled in the City of Calgary, in the Province of Alberta, this 11th day of September 2007, on a motion by Councillor Goode.

Third and final reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 11th day of September 2007, on a motion by Councillor Habberfield.

REEVE OR DEPUTY REEVE

MUNICIPAL SECRETARY