

## **Bylaw No. 7092**

A bylaw of The City of Saskatoon to designate an area as a business improvement district to be known as the Riversdale Business Improvement District and to establish a Board of Management thereof.

**Codified to Bylaw No. 8900  
(November 22, 2010)**

## **BYLAW NO. 7092**

A Bylaw of The City of Saskatoon to designate an area as a business improvement district to be known as the Riversdale Business Improvement District and to establish a Board of Management thereof.

The Council of The City of Saskatoon enacts:

### **Short Title**

1.1 This Bylaw may be cited as The Riversdale Business Improvement District Bylaw.

### **Purpose**

1.2 The purposes for which the Riversdale Business Improvement District is created are:

- (a) to improve, beautify and maintain publicly-owned lands, buildings and structures in the business improvement district, in addition to any improvement, beautification or maintenance that is provided at the expense of The City of Saskatoon at large;
- (b) to acquire, by purchase, lease or otherwise, any land and buildings necessary for its purposes and improve, beautify, maintain or dispose of that land and buildings;
- (c) to promote the business improvement district as a business and shopping area;
- (d) to undertake improvement and maintenance of any land for use as parking and may subsequently dispose of that land by sale, lease, exchange or otherwise for public or private redevelopment for commercial purposes at a price not less than its fair market value; and
- (e) to conduct studies or prepare any designs that may be necessary for these purposes.

### **Creation of Riversdale Business Improvement District**

- 1.3 The area comprised of the land described in Schedule “A” and shown in bold outline on the plan in Schedule “B” is encompassed as the Riversdale Business Improvement District (hereinafter called the “District”).

### **Establishment of the Board of Management**

2. There is established for the District a Board of Management to be known as the "Board of Management for the Riversdale Business Improvement District" (hereinafter called the "Board").

### **Powers of the Board**

3. The Board of the Riversdale Business Improvement District is a corporation and has all the powers appurtenant thereto to carry out the purposes set out in Section 1.2.

### **Composition of the Board**

4. The Board shall consist of persons appointed by resolution of Council. At least one person appointed shall be a member of Council, and the other persons appointed shall be persons who are electors of The City of Saskatoon and who are operators of businesses in the District or who are nominees of corporations which operate businesses in the District.

### **Term of Office**

5.
  - (a) Council may by resolution, remove any person appointed to the Board and appoint another person to replace him.
  - (b) Unless sooner removed from office, a member of the Board holds office until the first meeting of Council following the next general election after he is appointed and until his successor is appointed. A Board member is eligible for reappointment upon the expiration of the term of his appointment.

### **Election of Chairman, Appointment of Secretary-Treasurer**

6. The Board shall, as soon as possible after its members are appointed, elect a chairman and vice-chairman and appoint a Secretary-Treasurer, and such other officers as it may deem necessary to properly conduct its business.

### **Minutes and Records of the Board**

7. The Board shall keep proper minutes and records of every meeting of the Board, and shall make these available to all members of the Board and to the City Clerk upon request. The minutes and records of the Board shall be open to inspection by any operator of a business in the District.

### **Financial Records**

8. The Board shall adopt and maintain only banking arrangements and good accounting practices that are acceptable to the treasurer of the Council of Saskatoon and shall keep such books of account and submit such statements from time to time as the said treasurer may require.

### **Approval of Estimates by Council**

9. The Board shall submit to Council for its approval the revenue and expenditure estimates of the Board for the current year by January 15<sup>th</sup> of that year, in the form prescribed by Council. The Board shall set out in the estimates:
  - (a) the amounts to be contributed to the Board by the City from monies to be collected from the City at large;
  - (b) any amounts contributed to the Board by the City from payments in lieu of the provision of the off-street parking facilities required by *The Planning and Development Act, 1983* and the Board shall expend those funds for the acquisition, construction, operation or maintenance of parking facilities on land that does not form part of a street;
  - (c) the amounts of grants to be received by the Board from other than municipal sources; and

- (d) the amounts to be received by the Board from the disposal or conveyance of land and buildings.

### **Levy on Business Operators**

- 10. (1) Council shall authorize a levy to be paid by the operators of businesses in the Business Improvement District, of a uniform rate that Council considers sufficient to raise the amount required for the purposes of the proposed expenditures included in the approved estimates of the Board, less any revenues received by the Board under clauses 9(a) to (d).
- (2) The levy mentioned in subsection (1) is to be based on the assessment of all land and improvements used or intended to be used for business purposes in the Business Improvement District.
- (3) Where:
  - (a) a levy is imposed under this Section and a portion of the land, improvements or both is not used for business purposes;
  - (b) a levy payable under this Section is payable by a tenant; or
  - (c) a business operated by a landlord occupies premises on the land or improvement or both;

the levy imposed under this Section shall be apportioned among the tenants on the basis or rent or area, but not both.
- (4) Where any levy payable under this section is payable by a tenant, the landlord is deemed to be The City of Saskatoon's agent for the collection of the amount, and shall promptly pay all amounts collected over to The City of Saskatoon.

### **Limit of the Board's Expenditures and Indebtedness**

- 11. The Board shall expend only those monies included in the estimates approved by the Council and no member of the Board shall authorize the expenditure of funds not previously approved by Council. No indebtedness extending beyond the current fiscal year shall be incurred by the Board.

**Auditor**

- 12. The municipal auditor shall be the auditor of the Board and all books, documents, records of transactions, minutes and accounts of the Board shall, at all times be opened to his inspection.

**Fiscal Year and Annual Report of the Board**

- 13. The fiscal year of the Board shall be the calendar year and, on or before the 31st day of March in each year, the Board shall submit its annual report for the preceding year to the Council, and that report shall include a complete audited and certified financial statement of its affairs, with balance sheet and revenue and expenditure statement.

**Insurance**

- 13.1 The City of Saskatoon shall provide commercial general liability insurance against third party liability and third party property damage in respect of the activities of the Board.

**Parking Facilities**

- 14. No land acquired by the Board and used for parking shall be sold, leased or disposed of unless the Board uses the proceeds to acquire land which provides parking facilities in an amount equal to those on the land disposed of.
- 15. This Bylaw shall come into force upon its final passage.

Read a first time this 4th day of December, 1989.  
Read a second time this 12th day of February, 1990.  
Read a third time and passed this 12th day of February, 1990.

"O. Mann"  
Deputy Mayor

(SEAL)

"Janice Mann"  
City Clerk

## **Schedule “A”**

The area of land designated as The Riversdale Business Improvement District is contained within the boundaries described as follows:

Commencing at the south west corner of 22nd Street West and Idylwyld Drive South, hence southerly along the westerly boundary of Idylwyld Drive South to the south west corner of 19th Street West and Idylwyld Drive South, hence westerly along the southerly boundary of 19th Street West to the south east corner of Avenue C South and 19th Street West, hence southerly along the easterly boundary of Avenue C South to the intersection with Spadina Crescent West, hence south westerly along the northerly boundary of Spadina Crescent West to the north east corner of 17th Street West and Spadina Crescent West, hence westerly along the northerly boundary of 17th Street West to the north east corner of Avenue P South and 17th Street West, hence northerly along the easterly boundary of Avenue P South to the northerly boundary of the Railway Right-of-Way as shown on Surface Parcel No. 119876103, hence south-westerly along the north boundary of said Railway Right-of-Way to the westerly boundary of Avenue Q South, hence northerly to the southerly boundary of the lane lying 44.74 metres south of and parallel to 19th Street West, hence easterly along the southerly boundary of said lane to the intersection with Avenue P South, hence northerly along the easterly boundary of Avenue P South to the north east corner of the lane lying 39.62 metres south of and parallel to 20th Street West, hence westerly along the northerly boundary of said lane to the intersection with Avenue Q South, hence northerly along the easterly boundary of Avenue Q South to the south east corner of 20th Street West and Avenue Q South, hence easterly along the southerly boundary of 20th Street West to the south east corner of Avenue P South and 20th Street West, hence northerly along the easterly boundary of Avenue P South to the south east corner of 22nd Street West and Avenue P South, hence easterly along the southerly boundary of 22nd Street West to the point of commencement.

# Schedule "B"

