

The Township of Cavan Monaghan

By-law No. 2021-36

Being a by-law to amend By-law No. 87-19, as amended, being a by-law to designate a certain area as an improvement area and to establish a board of management therefor

Whereas The Municipal Act, 2001, Section 204 a local municipality may designate an area as an improvement area and may establish a board of management;

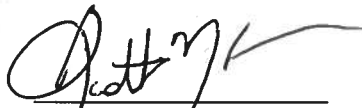
And Whereas the former Village of Millbrook passed By-law No. 87-19 on the 2nd of June, 1987, to Designate a Certain Area as an Improvement Area and to Establish a Board of Management;

Whereas Council deems it desirable to increase the Board of Management complement to a maximum of ten members.

Now Therefore the Council of the Township of Cavan Monaghan hereby enacts as follows:

1. That Section 4 of By-law No. 87-19 as amended, is hereby amended to read:
The Board shall consist of a minimum of five members to a maximum of ten members appointed by the Council, one of whom shall be a member of Council, and the remaining members shall be persons assessed for business assessment in respect of land in the area or nominees of corporations so assessed.
2. All other relevant provision of By-law No. 87-19, as amended, shall apply.
3. That this By-law shall come into full force and effect on the date of passing.

Read a first, second and third time and passed this 7th day of June 2021.


Scott McFadden
Mayor


Cindy Page
Clerk

CORPORATION OF THE VILLAGE OF MILLBROOK

BY-LAW Number 87- 19

*see
new map
2007-2*

BEING A BY-LAW TO DESIGNATE A CERTAIN AREA AS AN IMPROVEMENT AREA AND TO ESTABLISH A BOARD OF MANAGEMENT THEREFOR.

WHEREAS the Ontario Municipal Act, R.S.O., 1980, Section 217, provides that the Council of a local municipality may pass by-laws designating an area as an improvement area and may by by-law establish for any such area so designated a Board of Management to which may be entrusted, subject to such limitations as the by-law may provide, 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.

AND WHEREAS it is desirable to designate the area hereinafter described as an improvement area and to establish a Board of Management for such area for the purpose set out herein;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE VILLAGE OF MILLBROOK ENACTS AS FOLLOWS:

1. The area comprised of the land described in Schedule "A" annexed hereto and forming part of this by-law is designated as an improvement area within the meaning of Section 217 of the Municipal Act, R.S.O., 1980;
2. There is established for the area described in said Schedule "A" to this By-law a Board of Management to be known as the "Board of Management for the Millbrook Business Improvement Area" (hereinafter called "the Board").
3. There is 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 improvements, 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. The Board shall consist of six members appointed by the Council, one of whom shall be a member of Council, and the remaining members shall be persons assessed for business assessment in respect of land in the area or nominees of corporations so assessed.
5. Each member shall hold office from the time of appointment until the expiration of the term of the council that appointed him, provided such person continues to be qualified as provided in Subsection 6 of Section 217 of the Municipal Act, R.S.O., 1980.
6. Where a vacancy occurs from any cause, the Council shall appoint a person qualified as set out in Section 8 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 to properly 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 and to the Village Clerk 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 Village Treasurer of the Corporation and keep such books of account and submit such statements from time to time as the said Village Treasurer 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 open to his inspection.
12. The fiscal year of the Board shall be the same as that of the Municipality.
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 its estimates for the current year at the time and in the form prescribed by the Council. The Board may make requisitions upon the Council for all sums of money required to carry out its powers and duties, within the limits of the estimates as approved by the Council, but nothing herein divests the Council of its authority with reference to rejecting such estimates in whole or in part or providing the money for the purposes of the Board and, when money is so provided by the Council, the Treasurer shall upon the certificate of the Board, pay out such money to the Board.
15. The Board shall not expend any monies not included in the estimates approved by the Council.
16. The Board shall not incur any indebtedness extending beyond the current year.
17. The Board shall deposit and keep on deposit with the Village Treasurer, insurance policies satisfactory in all respects to the said Village Treasurer, indemnifying the Corporation against public liability and property damage in respect of the activities of the Board.
18. This by-law shall not come into force or take effect until it has been approved by the Ontario Municipal Board.

Read a first and second time this 2nd day of June 1987.

Read a third time and finally passed this 2nd day of June 1987.

Reeve

Clerk

Approved by the Board on June 2nd 1987

"SCHEDULE "A"

MILLBROOK BUSINESS IMPROVEMENT AREA

The Millbrook Business Improvement Area Boundaries are described as follows:

Running from the West side of Lisa Court and bounding the North and South Sides of King St. East to Duke Street, running South on Hay Street and encompassing the Mill Pond and Mountain View Park, running north on the East side of Tupper Street to Hutchinson Street, then south on the West side of Union Street to King Street.



M 870105

Ontario Municipal Board
Commission des affaires municipales de l'Ontario

IN THE MATTER OF Section 217(1)
of the Municipal Act, (R.S.O.
1980, c. 302)

AND IN THE MATTER OF an
application by the Corporation of
the Village of Millbrook for
approval of By-law No. 87-19 and
By-law No. 87-20, both passed on
the 2nd day of June, 1987, being
by-laws to designate a certain
area as an improvement area and
to establish a Board of
Management in the area to be
known as The Millbrook Business
Improvement Area

B E F O R E:

D.S. COLBOURNE
Vice-Chairman

- and -

B.W. McLOUGHLIN
Member

Vertical separator line consisting of several 'J' characters

Thursday, the 8th day

of October, 1987

THIS MATTER having come on for public hearing;

THE BOARD ORDERS that the application is hereby granted and By-law No. 87-19
and By-law No. 87-20, being by-laws to designate a certain area as an
improvement area and to establish a Board of Management in the area to be
known as The Millbrook Business Improvement Area, as designated on Schedule
"A" attached hereto, are hereby approved.

Handwritten signature of P. Felchman

SECRETARY

Stamp: ENTERED O. B. No. m87-1 Folio No. 71 NOV 06 1987

NOV 09 1987

SECRETARY, ONT. MUNICIPAL BOARD

**CORPORATION OF THE TOWNSHIP OF CAVAN-MILLBROOK-
NORTH MONAGHAN**

BY-LAW NUMBER 2007-27

BEING A BY-LAW TO AMEND BY-LAW NUMBER 87-19 OF THE FORMER VILLAGE OF MILLBROOK (BY-LAW TO DESIGNATE A CERTAIN AREA AS AN IMPROVEMENT AREA AND TO ESTABLISH A BOARD OF MANAGEMENT THEREFOR) BY UPDATING THE BOUNDARY MAP DESIGNATING A CERTAIN AREA AS AN IMPROVEMENT AREA (THE MILLBROOK BUSINESS IMPROVEMENT AREA)

WHEREAS under Section 204 of the Municipal Act, 2001, S. O. 2001, c. 25 as amended, a local municipality may designate an area as an improvement area and may establish a board of management;

AND WHEREAS under Section 217(10) of the Municipal Act, R.S.O. 1980, c. 302 the former Village of Millbrook passed By-Law Number 87-19 on the 2nd day of June 1987 to Designate a Certain Area as an Improvement Area and to Establish a Board of Management therefore;

AND WHEREAS the Ontario Municipal Board approved The Millbrook Business Improvement Area on the 8th day of October, 1987;

AND WHEREAS the Council of the Township of Cavan-Millbrook-North Monaghan deems it advisable to adopt a new Schedule "A" to By-Law Number 87-19 to incorporate updated street names within the original boundaries of the improvement area;

AND WHEREAS no changes are being made to the original boundaries of the improvement area;

NOW THEREFORE BE IT ENACTED AS A BY-LAW OF THE TOWNSHIP OF CAVAN-MILLBROOK-NORTH MONAGHAN AS FOLLOWS:

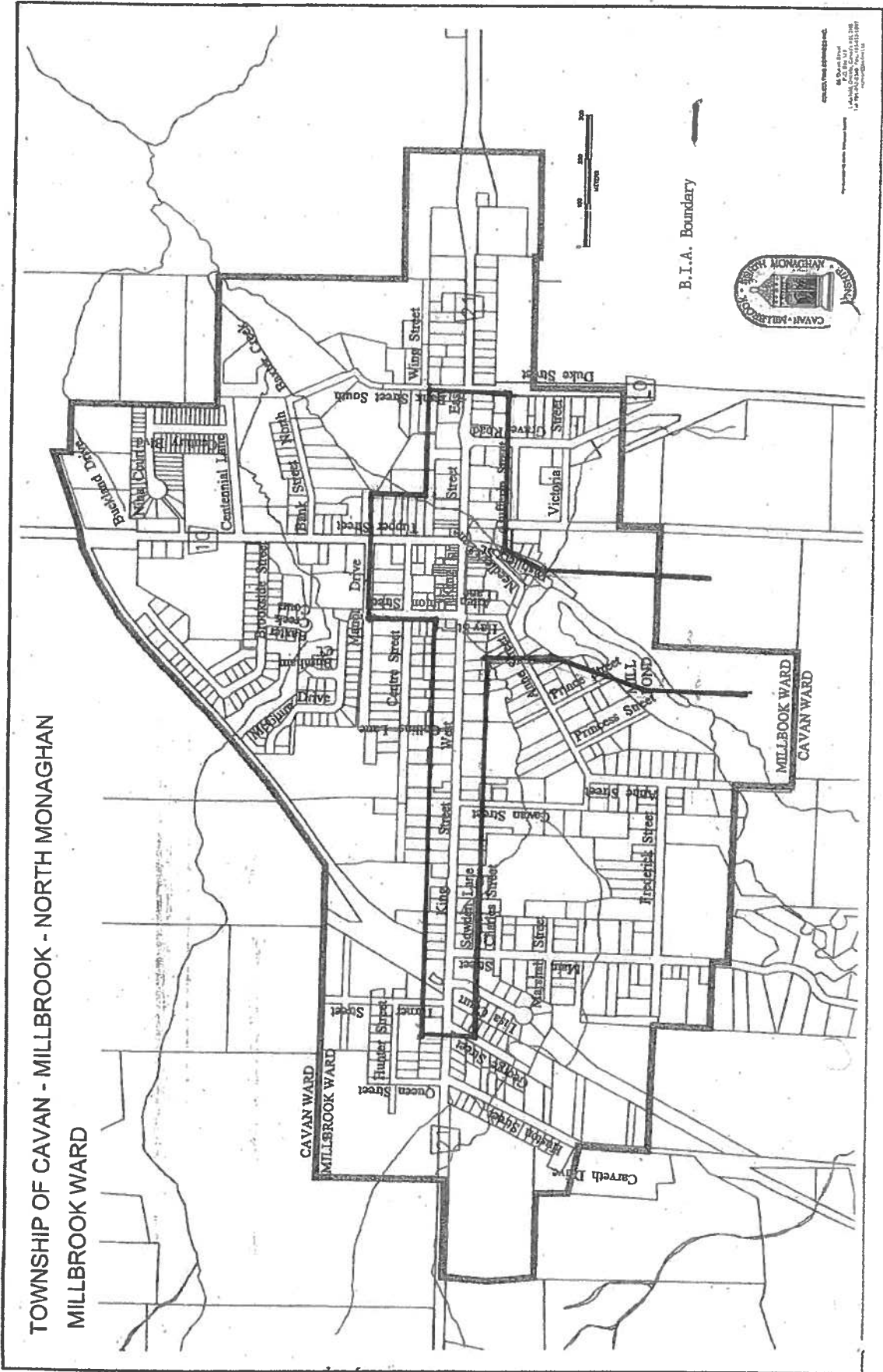
- 1. That Schedule "A" To the Order of the Ontario Municipal Board made on the 8th day of October, 1987 be deleted in its entirety and Schedule "A" dated the 5th day of March 2007 be substituted therefore.**
- 2. That this By-Law shall become effective immediately upon the passing thereof.**

Read a first, second and third time and finally passed in Open Council this 5th day of March, 2007.


Reeve Neal Cathcart


Clerk Gail Empey

TOWNSHIP OF CAVAN - MILLBROOK - NORTH MONAGHAN
MILLBROOK WARD



SCHEDULE "A" to By-Law Number 2007-27
B.I.A. Boundary Map
March 5, 2007

CAVAN & MULLBROOKS
14 Park Street, Cavan, Co. Monaghan
Tel: 047 83 2222
www.cavanandmullbrooks.ie

