

1993

c Pr22 Atikokan (Township of) Act, 1993

Ontario

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CHAPTER Pr22

An Act respecting the Township of Atikokan

Assented to June 30, 1993

Preamble	<p>The Corporation of the Township of Atikokan, referred to in this Act as the Corporation, has applied for special legislation to partially reduce the assessment on certain land and premises. The Corporation considers it desirable that it be enabled to reduce the assessment on the land described in the Schedule, while the land is occupied by Valerie Falls Power Inc. and used for the purpose of hydro-electric power generation.</p> <p>It is appropriate to grant the application.</p> <p>Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:</p>	<p>(5) A by-law under subsection (1) shall be in force for a period not to exceed twenty years as set out in the by-law.</p> <p>(6) Despite subsection (5), the council of the Corporation may re-enact a by-law under subsection (1).</p> <p>3. Section 2 does not operate so as to deprive the tenant of real property from the benefit of any exemption from assessment or a right of appeal otherwise available under the <i>Assessment Act</i>.</p> <p>4. If any complaint, appeal, proceeding or action pertains to real property assessed totally or partially under section 2, the Assessment Review Board, the Ontario Municipal Board or any court in determining the value at which that real property shall be assessed shall refer to the unrevised assessed value and the assessed value at which similar property in the vicinity is assessed and, if any assessment is to be altered in respect to that real property, the Assessment Review Board, the Ontario Municipal Board or the court, as the case may be, shall make its determination so that the altered assessment is consistent with such percentage rate as determined by council in its by-law.</p> <p>5. This Act comes into force on the day it receives Royal Assent.</p> <p>6. This Act is repealed on the 31st day of December, 2024.</p> <p>7. The short title of this Act is the <i>Township of Atikokan Act, 1993</i>.</p>	<p>Maximum period</p> <p>Re-enactment</p> <p>Limitation</p> <p>Alteration by tribunal or court</p> <p>Commencement</p> <p>Repeal</p> <p>Short title</p>
Definition	<p>1. In this Act, “assessor” means an assessor as defined in section 1 of the <i>Assessment Act</i>.</p>		
Reduction of assessment	<p>2.—(1) Despite section 111 of the <i>Municipal Act</i>, the council of the Corporation may by by-law reduce up to 75 per cent of the real property assessment otherwise applicable to the land and premises described in the Schedule, so long as the land is occupied by Valerie Falls Power Inc., its successors or assigns and used solely for the purpose of hydro-electric power generation.</p>		
Increased assessment	<p>(2) If council has passed a by-law under subsection (1) and on or after the 1st day of January, 1994, the assessment of real property described in the Schedule increases by at least \$5,000 as the result of the erection, alteration, enlargement or improvement of any building, structure, machinery, equipment or fixture, the assessor shall make such reduction in the assessment as may be necessary to reflect the change, at such percentage as is determined in the by-law.</p>		
Business assessment	<p>(3) If a reduction in the assessment of real property has been made under subsection (2), the business assessment to be determined under section 7 of the <i>Assessment Act</i> shall be calculated on the basis of the lower real property assessment.</p>		
Condition	<p>(4) An assessment reduction granted under subsection (1) may be subject to such conditions as are set out in the by-law.</p>		
		<p>SCHEDULE</p> <p>The land and premises composed of Crown Lands in part of the Township of Freeborn and generally described as follows:</p> <p>The Land bounded by a contour 405.7 metres between the Barr Lake rock cut and the northeast boundary of Reed Lake; additional land for a transmission corridor from Reed Lake to Walter Lake; and land north of Reed Lake on the Seine River Diversion required for a hydro-electric facility as referred on drawing No. T2962 of the Ministry of Natural Resources — Surveys and Mapping Branch — Township of Freeborn.</p>	