

**BYLAW 6338**

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**A BYLAW OF THE CITY OF LETHBRIDGE IN THE PROVINCE OF ALBERTA,  
TO CONTINUE THE DOWNTOWN LETHBRIDGE BUSINESS REVITALIZATION ZONE  
AS A BUSINESS IMPROVEMENT AREA**

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**WHEREAS** Council, by Bylaw 4770, established the Downtown Lethbridge Revitalization Zone;

**AND WHEREAS** the *Municipal Government Act*, R.S.A. 2000, c. M-26 was amended to change the "Business Revitalization Zone" designation to a "Business Improvement Area";

**AND WHEREAS** THE *Municipal Government Act*, R.S.A. cM-26 s. 50 provides that Council may establish business improvement areas for one or more of the following purposes:

- (a) Improving, beautifying and maintaining property in the business improvement area;
- (b) Developing, improving and maintaining public parking;
- (c) Promoting the business improvement area as a business or shopping area;

**AND WHEREAS** Alberta Regulation 93/2016 further regulates business improvement areas.

NOW THEREFORE, THE COUNCIL OF THE CITY OF LETHBRIDGE ENACTS AS FOLLOWS:

**PART I – TITLE, PURPOSE AND DEFINITIONS**

- 1 (1) The Downtown Lethbridge Business Revitalization Zone established by Bylaw 4770 is hereby continued as the Downtown Business Improvement Area;
- (2) This Bylaw may be cited as the "DBIA Bylaw";
- (3) The BIA may continue to be known publically promoted as the Downtown Business Revitalization Zone or any other such name that membership decides.

**Purpose**

- 2 (1) The purpose for this Bylaw and for which the BIA was established are the following:
  - (a) Improving, beautifying, and maintaining property in the BIA; and
  - (b) Promoting the BIA as a business or shopping area.

**Definitions**

- 3 (1) In this Bylaw, unless the context otherwise requires:
  - (a) "DBIA" means Downtown Business Improvement Area;
  - (b) "City" means the City of Lethbridge;
  - (c) "Council" means the governing body of the City; and
  - (d) "Member" means a taxpayer in the BIA as defined in s.1 (e) of the *Business Improvement Area Regulation*, Alta. Reg 93/2016.

**PART II – Establishment of BIA**

- 4 (1) The Downtown BIA in the City, established as a Business Revitalization Zone under Bylaw 4770, encompasses the area outlined in Schedule “A” attached to this bylaw.

**PART III – Establishment of the Board**

- 5 (1) The Board of the BIA is a non-profit corporation pursuant to s. 51 of the *Municipal Government Act*, R.S.A. 2000, c. M-26, as amended, and s. 16 of the *Business Improvement Area Regulation, Alta. Reg 93/2016* (“the Board”).
- (2) The Board shall consist of a minimum of 5 and maximum of 9 directors.

**PART IV – Appointment of Members**

- 6 (1) Directors must be nominated by one or more Members.
- (2) Directors must be elected at the Annual General meeting and appointed by resolution of Council.

**PART V – Term of Office**

- 7 (1) Directors shall be elected and appointed for a term of up to 3 years.
- (2) Directors may only serve for a maximum of 6 years consecutively.
- (3) Each Director shall remain in office until one of the following:
- (a) The Director resigns;
  - (b) The revocation of the Director’s appointment by Council following the recommendation of the Board; or
  - (c) The Director’s term of office expires.

**PART VI – Vacancy**

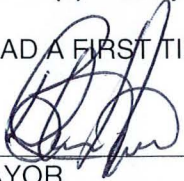
- 8 (1) When a vacancy occurs on the Board, the Board may recommend to Council an individual to fill that office for the remainder of the year up to the next Annual General Meeting.

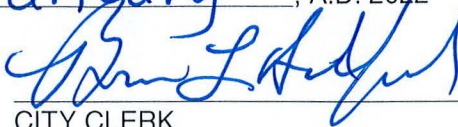
**PART VII – General**

- 9 (1) The DBIA shall provide the following to the City annually no later than April 30.
- (a) Current corporate Bylaws and BIA policies; and
  - (b) Annual Report including Audited Financial Statement.
- (2) The DBIA shall provide their proposed budget to the City for Council consideration by February 16 annually.
- (3) Anything required to be provided to the City shall be delivered personally to the City Manager or a person working in the office of the City Manager.

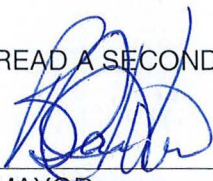
- 10 (1) Bylaw 4770 is repealed.  
(2) This Bylaw shall come into force and effect on the day it is passed.

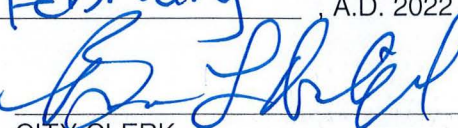
READ A FIRST TIME this 18 day of January, A.D. 2022

  
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MAYOR

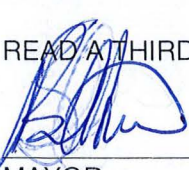
  
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CITY CLERK

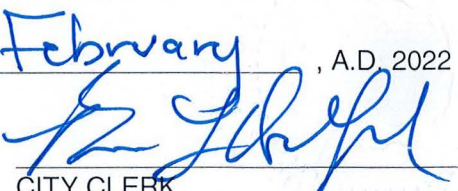
READ A SECOND TIME this 1 day of February, A.D. 2022

  
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MAYOR

  
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CITY CLERK

READ A THIRD TIME this 1 day of February, A.D. 2022

  
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MAYOR

  
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CITY CLERK

# SCHEDULE "A"

