

BY-LAW 2005-96F

**A BY-LAW OF THE CITY OF GREATER SUDBURY
TO EXEMPT FROM TAXATION PREMISES IN THE CITY
OF GREATER SUDBURY USED AND OCCUPIED
BY BRANCHES OF THE ROYAL CANADIAN LEGION
AND SIMILAR ORGANIZATIONS**

WHEREAS Paragraph 325 of the *Municipal Act*, 2001, S.O. 2001, c. 25, authorizes Council to pass a by-law to exempt from taxation, except for local improvements and school purposes, for a period not exceeding ten years, any real property actually used and occupied as a memorial home, clubhouse or athletic grounds by persons who served in the armed forces of His or Her Majesty or an ally of His or Her Majesty in any war;

AND WHEREAS the members of various branches of the Royal Canadian Legion occupy and use clubhouses for the use of members of the organization and other persons who served in the armed forces of His or Her Majesty or an ally of His or Her Majesty in war, upon land in the City of Greater Sudbury;

AND WHEREAS the members of the Navy League of Canada own a property municipally known as 19 Regent Street, Sudbury and occupy a part of the said property as a clubhouse for the use of members of the organization and other persons who served in the armed forces of His or Her Majesty or an ally of His or Her Majesty in war;

AND WHEREAS the members of the Polish Combatants' Association Incorporated No. 24 have erected a clubhouse for use as a clubhouse for the use of members of the organization and other persons who served in the armed forces of His or Her Majesty or an ally of His or Her Majesty in war on property municipally known as 291 Albinson Street, Sudbury;

AND WHEREAS Council has passed By-law 2002-176F granting an exemption from taxation except for local improvement and school purposes for said properties in the City of Greater Sudbury while the properties are used and occupied by a branch of the Royal Canadian Legion, part of the property occupied by The Navy League of Canada and by the Polish Combatant's Association Incorporated No. 24;

AND WHEREAS Council deems it appropriate to pass a By-law under Section 361, establishing a tax rebate program for certain properties in the City of Greater Sudbury while the properties are used and occupied by a branch of the Royal Canadian Legion, part of the property occupied by The Navy League of Canada and by the Polish Combatant's Association Incorporated No. 24 for the year 2005 and thereafter;

**NOW THEREFORE THE COUNCIL OF THE CITY OF GREATER SUDBURY
HEREBY ENACTS AS FOLLOWS:**

1. In this By-law:

"City" means the City of Greater Sudbury; and

"Similar Organization" means the Royal Canadian Legion, the Navy League of Canada and the Polish Combatants' Association Incorporated No. 24.

2. Each organization noted in paragraph 1 above and included in Schedule "A" of this By-law is deemed to be a similar organization within the meaning of Section 361(4) of the *Municipal Act, 2001*.

3. The tax rebate hereby authorized by this By-law will be 100% of the taxes paid by the similar organization in accordance with Section 361 (4) 3 of the *Municipal Act, 2001*.

4. The rebate authorized under this By-law shall be shared by the City and the Local School Boards as authorized under Section 361 (7) of the *Municipal Act, 2001*.

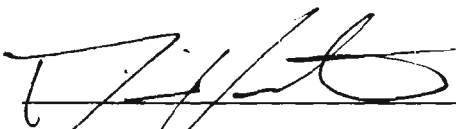
5. This exemption shall not apply to any premises (or part thereof) other than the premises in the City (or part thereof) identified in Schedule "A", which may be used and occupied by the similar organization identified in Schedule "A" and shall not be transferable or assignable to any other premises which may be occupied by that similar organization in the place and stead of the premises identified in Schedule "A".

6. The exemption granted pursuant to this By-law shall cease and no longer apply to the premises in Schedule "A" the day that the similar organization identified in Schedule "A" ceases to use and occupy the said premises identified in Schedule "A".


7. By-law 2002-176F is hereby repealed.

8. This By-law shall come into force and take effect immediately upon the passage thereof.

READ A FIRST AND SECOND TIME IN OPEN COUNCIL this 14th day of April, 2005.




Mayor

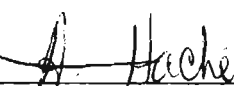


Deputy
Clerk

READ A THIRD TIME AND FINALLY ENACTED AND PASSED IN OPEN COUNCIL this 14th day of April, 2005.



Mayor



Deputy
Clerk

**SCHEDULE "A" TO
BY-LAW 2005-96F**

Property	Organization
211 Cote Avenue, Chelmsford Parcel 15318 S.W.S. Lot 179, 180, 185, 186 Plan M-91, Part 1 Plan RP53R-10023 Part Lot 2, Concession 3, Balfour Roll: 160 006 042	Royal Canadian Legion - Chelmsford Branch 553
66 Edison Road, Falconbridge Parcel 53910 S.E.S. Plan M-1039, Part Block G, Plan RP 53R-17397, Part 1 Falconbridge Township Roll: 220 002 03300 0000	Royal Canadian Legion - Falconbridge Branch 336
1 St. James Street, Onaping Parcel 25550 S.E.S. Lot 256 Plan M-576 Part Lot 10, Concession 6, Dowling Roll: 140 001 02000	Royal Canadian Legion - Onaping Branch 503
2200 Long Lake Road, Sudbury Parcel 37079 S.E.S. Part 1 Plan 53R-3944 Part Lot 6, Concession 6, Broder Township Roll: 090 014 01100	Royal Canadian Legion - Sudbury Branch 564
41 Veterans Road, Sudbury Parcel 40991 S.E.S. Lot 124 Plan M-1025 Part Lot 12, Concession 2, McKim Township Roll: 080 004 19400	Royal Canadian Legion - R L Beattie Branch 224
1553 Weller Street, Sudbury Parcel 18627 S.E.S Part Lot 1, Concession 3, McKim Township Parcel 15636 S.E.S. Lot 129 Plan M-139 Roll: 010 010 06800	Royal Canadian Legion - Sudbury Branch 76

**SCHEDULE "A" TO
BY-LAW 2005-96F**

Page 2 of 2

Property	Organization
16 Young Street, Capreol Parcel 3509 S.E.S. Lot 42, Plan M-65 Part Lot 11, Concession 6, Capreol Roll: 190 007 09200	Royal Canadian Legion - Capreol Branch
291 Albinson Street, Sudbury Lot 212 and Lot 213, Plan 4-S Being Part Lot 7, Concession 3 McKim Township as described in Instrument Number 42262 Roll: 050 005 042	Polish Combatant's Association Incorporated No. 24
Part of 19 Regent Street, Sudbury, being the part determined by the Municipal Property Assessment Corporation to be the part occupied solely by the Navy League of Canada: Part of 19 Regent Street, Sudbury Lot 19, Lot 20, Plan 8-S Part Lot 7, Concession 3 McKim Township Roll: 040 005 06200	Navy League of Canada