

LOCAL AUTHORITIES BOARD

ORDER NO. 1957

FILE: L.A. 75-A

MONDAY—THE NINETEENTH DAY OF JULY, 1965

BEFORE:

The Local Authorities Board for
the Province of Alberta

In the matter of The Town and
Village Act:

And in the matter of The Local
Authorities Board Act:

And in the matter of an ap-
plication by the Town of Ponoka
for annexation to the Town of
certain adjacent territory.

Upon the application of the Town of Ponoka under date of November 27, 1964, and an amending application dated May 12, 1965, petitioning for the annexation of certain territory adjacent to the Town; and

Upon hearing the representations of the Town, the County of Ponoka No. 3, the Director, Battle River Regional Planning Commission, W. J. Schierer, owner (part Certificate of Title 239-S-133) of a 6.08 acre portion of S.E. 8-43-25-4; and other interested parties, at a public hearing of the matter held in the Town of Ponoka on the 11th day of June, 1965; and

Upon considering other relevant representations and documents filed with the Board:

It is ordered:

1. That the following described lands be annexed to the Town of Ponoka and be separated from the County of Ponoka No. 3:

All that portion of the south-east quarter of section 8, township 43, range 25, west of the fourth meridian, subdivided under Sub-division Plan 1675 N.Y. together with all that portion of the said quarter section which lies south of the land subdivided under the said plan and east of the land subdivided under Plan 5616 K.S. and north of the south limit of road as shown on Road Plan 3127 M.C.

Excepting thereout that portion subdivided under Plan 1416 N.Y. and all that portion of Parcel A as shown on Filed Plan 2428 M.C. not included within said Subdivision Plan 1416 N.Y.

2. That any taxes owing to the County of Ponoka No. 3 as at the 31st day of December, 1965, in respect of the lands which are by this Order annexed to the Town of Ponoka, shall transfer to and become payable to the Town of Ponoka together with the amount of any lawful penalties and costs levied thereon in respect of such taxes; however, upon the Town of Ponoka collecting any or all of the said taxes and lawful penalties and costs levied thereon in respect of the said property, such collections shall forthwith be paid by the Town to the County of Ponoka No. 3.

3. That for taxation purposes commencing in the year 1966, except as is provided in clause 6, hereunder, the Assessor for the Town of Ponoka shall re-assess the lands and assessable improvements thereon which are by the Order annexed to the Town, so that the assessment thereof shall be fair and equitable with the assessment of related lands and assessable improvements in the Town.

4. That for taxation and grant purposes commencing in the year 1966, the Chief Provincial Assessor appointed pursuant to the provisions of The Municipalities Assessment and Equalization Act, shall reassess or revalue, as the case may be, all properties that are assessable or subject to valuation under the provisions of The Electric Power and Pipe Line Taxation Act, and which are within the areas by this Order annexed to the Town of Ponoka, so that the assessment or valuation thereof shall be fair and equitable with properties of a similar nature.

5. That the Town of Ponoka shall forthwith and at its own expense, arrange with the Registrar, North Alberta Land Registration District for issuance of a separate Certificate of Title in the name of the registered owner for that portion of the land described in Certificate of Title No. 239-S-133, in S.E. 28-43-25-4, which lies south of the south boundary of lot B, block 2, plan 1675 N.Y.; and contains 6.08 acres, more or less.

6. That the 6.08 acres more or less, of land described in clause 5 of this Order, which together with the 101.60 acres more or less, of land forming the balance of S.E. 28-43-25-4 under Certificate of Title 239-S-133, is operated as a unit by a person who derives from the production of crops or livestock or both, an income sufficient to provide a livelihood, and the farm buildings situate on the aforesaid 6.08 acres and used in connection with the aforesaid productive activities are to be assessed by the assessor for the Town and taxed, by the Town, for the years 1966 to 1968 inclusive, on the same basis of assessment and taxation as would be applicable to them had such lands and farm buildings remained in the County of Ponoka No. 3, provided however, that if:

- (a) the said lands containing 6.08 acres, more or less, is subdivided by a plan of subdivision, or if:
- (b) the Town determines that for other good and sufficient reason the assessment and taxation, or either of them should be varied, the Town by resolution of Council may apply to the Board from time to time for an order to vary the said basis of assessment and taxation on either of them.

This Order shall take effect on, as and from the 1st day of January, 1966.

LOCAL AUTHORITIES BOARD.

C. G. MACGREGOR (Chairman).

I. MORRIS (Member).

A. B. WETTER (Member).

Certified a true copy,

C. NEWMAN (Acting Secretary).

PONCKA

A SKETCH SHOWING THE GENERAL LOCATION
OF THE AREAS ANNEXED BY ORDER No. 1957
EFFECTIVE DATE: JANUARY 1, 1966

