

Ministre des Affaires indiennes et
du Nord canadien, interlocuteur fédéral
auprès des Métis et des Indiens non inscrits et
ministre de l'Agence canadienne de développement
économique du Nord



Minister of Indian Affairs and
Northern Development, Federal Interlocutor
for Métis and Non-Status Indians and
Minister of the Canadian Northern Economic
Development Agency

Ottawa, Canada K1A 0H4

I, the Minister of Aboriginal Affairs and Northern Development, HEREBY
APPROVE, pursuant to section 83 of the *Indian Act*, the following by-law
made by the Westbank First Nation, in the Province of British Columbia, at
a meeting held on the 11th day of April 2011.

- **Westbank First Nation
Tax Rate Schedule Amending By-law 2011**

A handwritten signature in black ink, appearing to be 'A. Man...'.

Dated at Ottawa, Ontario, this 14th day of June 2011.

Canada

**WESTBANK FIRST NATION
STAFF REPORT TO COUNCIL**

DATE: Monday, April 11, 2011

TO: DIRECTOR OF OPERATIONS c.c. Office of Council Secretariat

FROM: Ernest Jack WFN Surveyor of Taxes

DEPARTMENT: Finance / Taxation

Title of Request

Pursuant to s. 18.1(3) of the Westbank First Nation Property Taxation Bylaw 95-TX-08, Westbank First Nation Chief and Council shall prescribe tax rates.

RECOMMENDATION:

Request that Westbank First Nation Chief and Council approve Bylaw 11-TX-05 pursuant to section 18.1(3) of the Westbank First Nation Property Taxation Bylaw 95-TX-08, as it is required for the 2011 tax rates be set and approved on an annual basis.

ISSUE:

Westbank First Nation Chief and Council are required to set tax rates on an annual basis pursuant to section 18.1(3) of the Westbank First Nation Property Taxation Bylaw 95-TX-08.

BACKGROUND:

Pursuant to section 18.1(3) of the Westbank First Nation Property Taxation Bylaw 95-TX-08, Westbank First Nation Chief and Council shall prescribe tax rates. These by-laws were presented to the Advisory Council on March 8, 2011 as provisional and April 5, 2011 for final recommendation to WFN Chief and Council.

OPTIONS: That Westbank First Nation Chief and Council Approve Bylaw 11-TX-05 pursuant to section 18.1(3) of the WFN Property Taxation Bylaw 95-TX-08 where Westbank First Nation Chief and Council shall prescribe tax rates on an annual basis.

Staff reports must be submitted to the Council Secretariat by the end of day on the Wednesday preceding the date of the Council meeting.

Approved by Manager: _____ Date: _____

Reviewed by Council Secretariat: _____ Date: _____

Approved by Director of Operations: _____ Date: _____

WESTBANK FIRST NATION

Bylaw No. 11-TX-05

WHEREAS:

The Chief and Council of the Westbank First Nation deems it advisable and in the best interests of the members of the Westbank First Nation to amend the *Property Taxation By-law 95-TX-08* passed by Chief and Council December 11, 1995 and approved by the Minister April 23, 1996, that being a by-law to establish by by-law a system on the reserve lands of the Westbank First Nation for the fair and equitable taxation for local purposes of land, or interests in land, including rights to occupy, possess or use land in the reserve; and

WHEREAS:

Pursuant to Section 18.1(3) of the *Westbank First Nation Property Taxation By-law 95-TX-08*, Chief and Council shall prescribe tax rates; and

WHEREAS:

Those rates prescribed by the Chief and Council are set out in schedules to the *Westbank First Nation Property Taxation By-law 95-TX-08* pursuant to section 18.1(4); and

NOW THEREFORE BE IT HEREBY RESOLVED THAT:

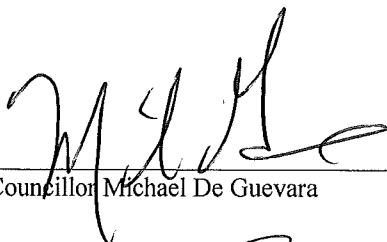
The Westbank First Nation Council enacts the following amending by-law;

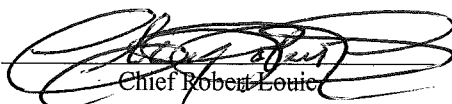
Short Title

This amending by-law may be cited as the "Tax Rate Schedule Amending By-law 2011".

1. That the following Schedule II - Tax Rate Schedule 2011 shall be added to the *Westbank First Nation Property Taxation Bylaw 95-TX-08* passed by Chief and Council on December 11, 1995 and approved by the Minister April 23, 1996.

PASSED AND APPROVED by the Council Westbank First Nation at a duly convened meeting of the Westbank First Nation Council held at the Westbank First Nation Administration Office, Kelowna, British Columbia, this 11th day of April 2011.


Councillor Michael De Guevara


Chief Robert Louie


Councillor Loretta Swite-Ghostkeeper


Councillor Mick Werstuik


Councillor Lorrie Hogaboam

2011 TAX RATE SCHEDULE

Bylaw No. 11-TX-05
For the Taxation Year 2011

SCHEDULE "II"

Property Classes Within Each Taxation District
(Section 18.1(4))

Column 1 Name of Taxation District	Column 2 Reserves Comprising Taxation District	Column 3 Property Classes	Column 4 Tax Rates for the Taxation Year 2011
Taxation District Westbank First Nation.	The reserve lands of the Westbank First Nation. IR#9 and IR#10	1. Residential 2. Utilities 3. Unmanaged Forest Land 4. Major Industry 5. Light Industry 6. Business & Other 7. Managed Forest Land 8. Recreational Property/ Non-profit Organization 9. Farm	6.3776 35.0133 N/A N/A 20.7274 16.0717 N/A 10.2042 6.3776



	the adjusted traffic flows will work.
Staff entered:	M. Hadley and P. Fosbery entered the meeting at 9:44 a.m.
Delegates left:	D. Fletcher and E. Lube left the meeting at 9:44 a.m.
FINANCE	<u>Approval of WFN Expenditure Bylaw 11-TX-04</u> (Staff Report to Council from E. Jack dated April 7, 2011 is attached to these minutes as Exhibit "J.")
<i>E. Jack</i>	Overviewed his staff report with Chief and Council.
RESOLUTION 110411-04	MOVED BY COUNCILLOR DE GUEVARA Seconded by Councillor Werstuik THAT Chief and Council hereby give Third Reading to, and enact, Westbank First Nation ("WFN") Bylaw 11-TX-04, being an amendment to the WFN Expenditure Bylaw 1995 and cited as "Expenditure Bylaw Annual Budget 2011." CARRIED (Council Resolution #110411-04 is attached to these minutes as Exhibit "K.")
	<u>Approval of WFN Expenditure Bylaw 11-TX-05</u> (Staff Report to Council from E. Jack dated April 7, 2011 is attached to these minutes as Exhibit "L.")
<i>E. Jack</i>	Overviewed his staff report with Chief and Council.
RESOLUTION 110411-05	MOVED BY COUNCILLOR WERSTUIK Seconded by Councillor De Guevara THAT Chief and Council hereby give Third Reading to, and enact, Westbank First Nation ("WFN") Bylaw 11-TX-05, being an amendment to the WFN Property Taxation Bylaw 95-TX-08 and cited as "Tax Rate Schedule Amending Bylaw 2011." CARRIED (Council Resolution #110411-05 is attached to these minutes as Exhibit "M.")
	<u>Third Reading – Sensityusten Gymnasium Office and Weight Room Renovation Project Local Revenue Law 11-LRL-01</u> (Staff Report to Council from E. Jack dated April 7, 2011 is attached to these minutes as Exhibit "N.")
<i>E. Jack</i>	Overviewed his staff report with Chief and Council.