

Ministre des Affaires
autochtones et du Nord



Minister of Indigenous and
Northern Affairs

Ottawa, Canada K1A 0H4

I, Minister of Indigenous and Northern Affairs, 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 2016.

- **Westbank First Nation
Tax Rate Schedule Amending By-law 2016**

Dated at Ottawa, Ontario, this 14 day of Je 2016.

A handwritten signature in black ink, appearing to read 'Carolyn Bennett', written over a horizontal line.

Hon. Carolyn Bennett, M.D., P.C., M.P.

Canada

**WESTBANK FIRST NATION
STAFF REPORT TO COUNCIL**

DATE: Tuesday, April 05, 2016

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 give third and final reading to approve Bylaw 16-TX-03 pursuant to section 18.1(3) of the Westbank First Nation Property Taxation Bylaw 95-TX-08, as it is required for the 2016 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. By-law 16-TX-03 was presented to the Advisory Council on March 8, 2016 for final recommendation to WFN Chief and Council. First, third and reading will be given on April 11, 2016.

OPTIONS: That Westbank First Nation Chief and Council give first, third and final reading and Approve Bylaw 16-TX-03 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:** 24/05/2016

Reviewed by Council Secretariat: _____ **Date:** _____

Approved by Director of Operations: _____ **Date:** _____

WESTBANK FIRST NATION

By-law No. 16-TX-03

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:

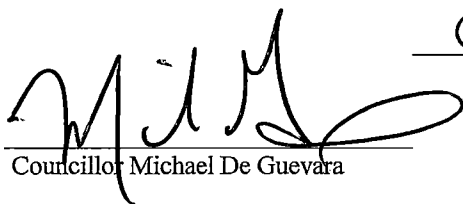
The Westbank First Nation Council enacts the following amending by-law;

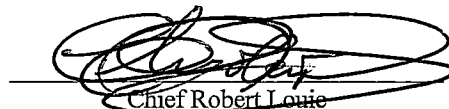
Short Title

This amending by-law may be cited as the "Tax Rate Schedule Amending By-law 2016".

1. That the following Schedule II - Tax Rate Schedule 2016 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 2016.


Councillor Michael De Guevara


Chief Robert Louie


Councillor Mick Werstuik

Councillor Christopher Derickson

Councillor Brian Eli

2016 TAX RATE SCHEDULE

Bylaw No. 16-TX-03
For the Taxation Year 2016

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 2016
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	6.4307 43.0382 N/A
		4. Major Industry 5. Light Industry 6. Business & Other 7. Managed Forest Land 8. Recreational Property/ Non-profit Organization	N/A 21.4159 15.2337 N/A 10.5050

Ernest Jack

From: Laurie Bowen
Sent: April-11-16 2:11 PM
To: Brian Conner; Ernest Jack
Cc: Dan Brown; Loretta Ghostkeeper
Subject: Draft Finance Minutes

Hi Brian and Ernest,
Below, for your review, are the draft minutes from this morning's General Council meeting re: the finance items. I have placed the executed documents in internal mail to be sent down to you.
Laurie

	<u>Third and Final Reading and Enactment to WFN By-law No. 16-TX-03 for the 2016 Amendments to the Tax Rate Schedule</u> (Staff Report to Council from E. Jack dated April 5, 2016 is attached to these minutes as Exhibit "H.")
	yi səxʷkʷinaʔməm noted the report.
RESOLUTION 160411-04	MOVED BY səxʷkʷinaʔməm DE GUEVARA Seconded by səxʷkʷinaʔməm Werstuik THAT yi səxʷkʷinaʔməm (Council) hereby gives Third and Final Reading to, and enacts, Westbank First Nation By-law No. 16-TX-03 – the Tax Rate Schedule Amending By-law 2016. CARRIED



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Westbank First Nation
Community. Leadership. Pride.

MINUTES
ADVISORY COUNCIL
April 12, 2016

	CARRIED
	D. Brown left the meeting at 10:39 a.m.
	<u>Review of Taxation Laws 16-TX-01, 16-TX-02, 16-TX-03 and 16-TX-04</u> Staff Reports are attached to these minutes as Exhibit "F"
MOTION	MOVED BY T. TURCAN Seconded By B. Semeniuk THAT the Advisory Council approves and recommends 16-TX-03. CARRIED