

BY - LAW NO. 558

A BY-LAW TO AUTHORIZE THE MUNICIPAL COUNCIL OF THE TOWN OF GRANDE CACHE TO INCUR AN INDEBTEDNESS ON BEHALF OF THE SAID TOWN BY THE BORROWING OF FUNDS FOR THE DEVELOPMENT OF SERVICED RESIDENTIAL LAND.

WHEREAS, it is deemed expedient and proper pursuant to the provisions of sections 251, 254 and 258 of the Municipal Government Act, RSA 1980 and amendments thereto, that the Council issue a By-Law authorizing the development of residential land located within the boundaries of the Town of Grande Cache.

AND WHEREAS, in order to purchase the said land it will be necessary to borrow the sum of two million five hundred thousand dollars (\$2,500,000.00) on credit of the Town of Grande Cache by means of a Variable Rate Demand Loan entered into by the Town as herein provided.

AND WHEREAS, the said indebtedness is to be repaid over a period of twenty five years in annual installments, with interest at a rate not exceeding fourteen per centum (14%) per annum, or with interest not exceeding the rate fixed from time to time by the Alberta Municipal Financing Corporation, payable annually.

AND WHEREAS, the amount of the equalized assessment in the municipality as last determined and fixed by the Assessment Equalization Board is \$116,432,802.00.

AND WHEREAS, the amount of the existing debenture debt of the Town of Grande Cache is \$1,192,775.98, no part of which is in arrears.

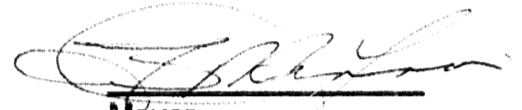
NOW THEREFORE, the Municipal Council of the Town of Grande Cache in the Province of Alberta in Council duly assembled, enacts as follows:

1. The Municipal Council of the Town of Grande Cache is hereby empowered and authorized to develop residential land.
2. That for the purpose aforesaid, the sum of two million five hundred thousand dollars (\$2,500,000.00) be borrowed by way of a Variable Rate Demand Loan, or debenture on the credit and security of the Town of Grande Cache at large, of which amount the entire proceeds of gross sales of the land acquired will apply with any difference between periodic installments of principal and interest less gross sales proceeds to be paid by the Town at large.
3. That the entire proceeds from the sale of land acquired will be accounted for separately within the Town's accounts and out of which the annual installments of principal and interest shall be paid.

4. The Variable Rate Demand Loan entered into under this By-Law shall not exceed the sum of two million five hundred thousand dollars (\$2,500,000.00) and may be in any denomination not exceeding the amount authorized by this By-Law and shall be dated having regard to the date of the borrowing.
5. The Variable Rate Demand Loan shall bear interest during the currency of the indebtedness, at a rate not exceeding fourteen per centum (14%) per annum, or with interest not exceeding the rate fixed from time to time by the Alberta Municipal Financing Corporation, payable annually.
6. The Variable Rate Demand Loan shall be issued in such manner that the principal and interest will be combined and be made payable in, as nearly as possible, equal annual installments over a period of twenty five (25) years in accordance with the schedule attached and forming part of the loan documents.
7. The installments shall be payable in lawful money of Canada at the Canadian Imperial Bank of Commerce in the Town of Grande Cache or at such other bank or financial Institution as the Council may authorize as its banking agency during the currency of the indebtedness.
8. The Mayor and Municipal Administrator of the Town of Grande Cache shall authorize such bank or financial institution to make payments to the holder of the indebtedness, on such date and in such amounts as specified in the repayment schedule forming part of the Loan documents.
9. The said indebtedness documents shall be signed by the Mayor and the Municipal Administrator of the Town of Grande Cache and the Municipal Administrator shall affix thereto the corporate seal of the said Town.
10. There shall be levied and raised in each year of the currency of the indebtedness hereby authorized, by a rate or rates sufficient therefore on the assessed value of all lands and improvements shown on the assessment roll, an annual tax sufficient to add to funds received from gross sales of land acquired to equal the principal and interest falling due in such year on such indebtedness. The said rates and taxes are collectible at the same time and in the same manner as other rates and taxes.
11. The said indebtedness is contracted on the credit and security of the Town of Grande Cache at large.

12. The net amount realized from the proceeds of the Variable Rate Demand Loan entered into under this By-Law shall be applied only for the purposes for which this indebtedness was created unless otherwise authorized by an Order of the Local Authorities Board.
13. This By-Law shall take effect on the day of the final passing thereof.

Read a first time in Council this 14th day of January 1997.

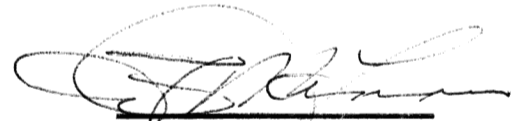
  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Municipal Administrator

Advertised the 28th day of January and the 4th day of February, 1997 in the Grande Cache Mountaineer.

Read a second time in Council this 25<sup>th</sup> day of February 1997.

Read a third time in Council this 25<sup>th</sup> day of February 1997.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Municipal Administrator

Approved by the Alberta Local Authorities Board Order

No. \_\_\_\_\_, dated \_\_\_\_\_.

**DECLARATION RE: PUBLICATION OF NOTICE OF PROPOSED BY-LAW**

I, E.L. Evenson of the Town of Grande Cache, in the Province of Alberta, do solemnly declare that pursuant to the provisions of Section 251 of the Municipal Government Act, R.S.A., 1994, the Council of the Town of Grande Cache, has given proper notice of intention dated January 28, 1997, and February 4, 1997, respecting By-law No. 558 and that 15 days after the last publication of the Notice have now elapsed and no sufficiently signed and valid petition for a vote has been received by the Council.

February 26 , 1997

  
Assistant Municipal Administrator

  
MUNICIPAL ADMINISTRATOR

(Seal)