

# REGIONAL DISTRICT OF NORTH OKANAGAN

## BYLAW No. 1016

### **(Consolidated for Convenience Only – Refer to Original Bylaw)**

A Bylaw to establish a service area within Electoral Area "D" of the Regional District of North Okanagan for the purpose of providing the local service of a community water supply

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**WHEREAS** the Regional Board of the Regional District of North Okanagan has been requested to establish a service area for the purpose of providing the local service of a community water supply to the community of Whitevale in Electoral Area "D" of the Regional District of North Okanagan;

**AND WHEREAS** a valid petition has been certified by the Secretary of the Regional District of North Okanagan;

**AND WHEREAS** the Regional Board is empowered to establish and operate local services under the provisions of Part 24 of the *Municipal Act*;

**NOW THEREFORE** the Regional Board of the Regional District of North Okanagan in open meeting assembled enacts as follows:

1. The Regional District of North Okanagan is hereby empowered and authorized:
  1. to establish in Electoral Area "D" a local service to be known as the *Whitevale Water System Local Service Area* and such area shall be comprised of that tract of land hereinafter described in Schedule "A", attached to and forming part of this bylaw.
  2. to purchase the entire water supply system, together with all easements and all appurtenances incidental thereto located in and for the service area and to undertake and carry out or cause to be carried out and provide the local service of community water supply in and for the said service area and to do all things necessary in connection therewith.
2. The annual operating and debt servicing costs shall be recovered from the said service area by:
  1. the requisition of money under Section 809.1 of the *Municipal Act* to be collected by a property value tax to be levied and collected under Section 810.1 of the said Act, on land only; and
  2. the imposition of fees and charges that may be fixed by separate bylaw for the purpose of recovering the costs; and
  3. *parcel taxes imposed in accordance with Division 4.3 [Requisition and tax collection] of the Local Government Act.* (B/L 2227/07)<sup>3</sup>
3. ~~The maximum amount that may be expended for annual operating and debt charges shall not exceed Forty Thousand Dollars (\$40,000.00).~~

*The maximum amount that may be requisitioned for annual operating charges shall, under Section 803(1)(a) [Options for cost recovery] of the Local Government Act, not exceed a levy of \$57,000 Dollars or (\$0.3917) per One Thousand Dollars (\$1,000.00) on the net taxable value of land and improvements included in the service area, which ever is greater.*  
(B/L 2101/06) <sup>2</sup>

4. This bylaw may be cited as the "Whitevale Water System Local Service Area Establishment Bylaw No. 1016, 1992".

**READ A FIRST, SECOND, AND THIRD TIME**      this 8th day of      April , 1992.

**RECEIVED THE APPROVAL OF THE  
INSPECTOR OF MUNICIPALITIES**      this 26th day of      May , 1992.

**RECONSIDERED, FINALLY PASSED,  
AND ADOPTED**      this 27th day of      May , 1992.

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"E. Shipmaker"

Chair

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"P. Mackiewich"

Secretary

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1016 cited as "Whitevale Water System Local Service Area Establishment Bylaw No. 1016, 1992".

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"P. Mackiewich"

Secretary

<sup>1</sup> Whitevale Water System Local Service Area Establishment Amendment Bylaw No. 1078, 1992 – adopted December 16, 1992

<sup>2</sup> Whitevale Water System Service Establishment Amendment Bylaw No. 2101, 2006 – adopted May 3, 2006

<sup>3</sup> Whitevale Water System Local Service Establishment Amendment Bylaw No. 2227, 2007 – adopted April 4, 2007