

# REGIONAL DISTRICT OF NORTH OKANAGAN

## BYLAW No. 2191

A bylaw to establish a service for the provision of capital financing for a water reservoir on Silver Star Mountain provided by Silver Star Mountain Resort Ltd.

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**WHEREAS** Section 796 [*General authority for services*] of the *Local Government Act* authorizes the Regional District Board to operate any service that the Board considers necessary or desirable for all or part of the Regional District;

**AND WHEREAS** Section 800 [*Establishing bylaws required for most services*] of the *Local Government Act* provides for the adoption of a bylaw to establish a new Regional District service;

**AND WHEREAS** a request has been received for the provision of a water reservoir on Silver Star Mountain within Electoral Area "C" of the Regional District;

**AND WHEREAS** a valid petition has been received and certified by the Corporate Officer of the Regional District pursuant to Section 797.4 [*Petition for electoral area services*] and Section 212 [*Petition for local area service*] of the *Community Charter*;

**NOW THEREFORE**, the Board of the Regional District of North Okanagan, in open meeting assembled, hereby ENACTS AS FOLLOWS:

### CITATION

1. This Bylaw may be cited as the "***Vance Creek Water Reservoir Capital Financing Service Establishment Bylaw No. 2191, 2006***".

### ESTABLISHMENT OF SERVICE

2. The service for the purpose of providing capital financing for a water reservoir in the Silver Star Mountain Community is hereby established as the Vance Creek Water Reservoir Capital Financing Service.
3. The Regional District is hereby authorized to undertake and carry out or cause to be carried out and provide a capital financing service within the said service area.

### DESCRIPTION OF SERVICE

4. The service established by this Bylaw is limited to a capital financing service and the provision of capital financing for the construction of a water reservoir on Vance Creek at Silver Star Mountain for the properties within the boundaries of the service area.

### SERVICE AREA BOUNDARIES

5. The area of the service established by Section 2 shall be known as the Vance Creek Water Reservoir Capital Financing Service Area as shown outlined on a plan attached hereto as Schedule "A".

**PARTICIPANTS**

- 6. The participant of this service is Electoral Area "C" of the Regional District of North Okanagan.

**METHOD OF COST RECOVERY**

- 7. The annual costs of the service shall be recovered from the said service area by the requisition of money in pursuant to Sections 803 [*Options for Cost Recovery*] and 806 [*Requisition of funds for electoral areas*] of the *Local Government Act* to be collected by:
  - a. fees and charges under Section 363 [*Imposition of Fees and Charges*] of the said *Act*;
  - b. a parcel tax to be levied and collected under Section 806.1 [*Collection in electoral areas*] of the said *Act*; and
  - c. revenues received by way of agreement, enterprise, gift, grant or otherwise.

**MAXIMUM REQUISITION**

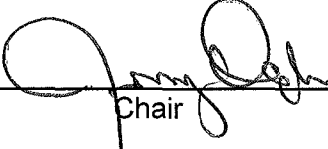
- 8. The maximum amount that may be requisitioned on an annual basis under Section 7 shall not exceed a levy of \$550,000 Dollars.

**Read a First, Second and Third Time:** this 4th day of October, 2006

**Rescinded First Three Readings, Amended then  
Read a First, Second and Third time as Amended:** this 6th day of August, 2008

**Approved by Inspector of Municipalities** this 12th day of August, 2008

**Reconsidered and ADOPTED** this 19th day of August, 2008

  
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 Chair

  
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 Corporate Officer

# SILVER STAR RECREATION AREA

Service Area

D.L.52

D.L.5333

D.L.5279

CATHEDRAL DR.  
D.L.5264

D.L.5339

D.L.5346

D.L.1355

Schedule 'A' to Bylaw No. 2191,  
being the "Vance Creek Water  
Reservoir Capital Financing Service  
Establishment Bylaw No. 2191, 2006"



**LEGEND:**

	REGIONAL BOUNDARY		ROADWAY RIGHT OF WAY		WATER COURSES		PARK BOUNDARY
	TOWNSHIP BOUNDARY		ELECTORAL & MUNICIPAL BOUNDARIES		UNREGISTERED ROADWAY		RIVERS
	DISTRICT LOT LINES		PRIVATE PARCEL		EASEMENTS		RAILROAD RIGHT OF WAY
							B.C. GAS RIGHT OF WAY

**NOTES :**


REGIONAL DISTRICT OF NORTH OKANAGAN

SCALE - Not to Scale

Silver Star Mountain

JULY 2008

This document is a computerized legal drawing. Several information sources have been used to create this drawing including the B.C. Land Title Office, the Regional District, local Municipal Governments and a number of private lot owners. As such the Regional District of North Okanagan assumes no responsibility for the accuracy or completeness of this drawing. The original data sources should be contacted to verify information as needed.