

REGIONAL DISTRICT OF CENTRAL OKANAGAN

BYLAW NO. 826

Being a bylaw to authorize the borrowing of Seven Hundred Thousand Dollars (\$700,000.00) for the purpose of providing sewer service, which includes design, construction, and operation of a sanitary sewer collection system, force main, and lift station, to the Whitworth Road area in Electoral Area 'Westbank'.

WHEREAS the Regional District of Central Okanagan has established by Bylaw No. 825, a local service for the purpose of providing sewer service, which includes design, construction, and operation of a sanitary sewer collection system, to the Sewer System Local Service Area 503 - Gellatly.

AND WHEREAS the Regional District of Central Okanagan has an approved Liquid Waste Management Plan;

AND WHEREAS the Regional Board of the Regional District of Central Okanagan waives the assent of the electorate in accordance with Part 3, Section 18, Subsection (9) of the Waste Management Act;

AND WHEREAS the Director of Electoral Area 'Westbank' has consented to the establishment of the local service area;

AND WHEREAS the monies to be borrowed are for the provision of sewer service, which includes design, construction, and operation of a sanitary sewer collection system, force main, and lift station;

AND WHEREAS the total amount of debenture debt of the Regional District authorized under:

- (a) Section 830 of the Municipal Act in respect of short term capital borrowing is \$23,226;
- (b) Section 831 of the Municipal Act in respect of loan authorization bylaws is \$27,021,478;
- (c) Section 831.1 of the Municipal Act in respect of loan authorization bylaws is Nil;
- (d) Section 835 of the Municipal Act in respect of the financing of municipal undertakings is \$46,821,760;

AND WHEREAS the amount of existing outstanding debenture debt of the Regional District authorized under:

- (a) Section 830 of the Municipal Act in respect of short term capital borrowing is \$23,226;
- (b) Section 831 of the Municipal Act in respect of loan authorization bylaws is \$7,858,802;
- (c) Section 831.1 of the Municipal Act in respect of loan authorization bylaws is Nil;

- (d) Section 835 of the Municipal Act in respect of the financing of municipal undertakings is \$38,939,220;

AND WHEREAS the amount of debenture debt that is authorized but is not issued under:

- (a) Section 830 of the Municipal Act in respect of short term capital borrowing is Nil;
- (b) Section 831 of the Municipal Act in respect of loan authorization bylaws is \$19,162,676;
- (c) Section 831.1 of the Municipal Act in respect of loan authorization bylaws is Nil;
- (d) Section 835 of the Municipal Act in respect of the financing of Municipal undertakings is \$7,882,540;

AND WHEREAS the amount of principal or interest that, as of the date of the adoption of this bylaw, is in arrears on debt created under Sections 830, 831, 831.1 and 835 of the Municipal Act is Nil;

AND WHEREAS the authority to borrow under this bylaw expires five years from the date on which this bylaw is adopted;

AND WHEREAS the maximum term for which a debenture may be issued to secure the debt created by this bylaw is for a term not to exceed 20 years;

NOW THEREFORE THE REGIONAL BOARD OF THE REGIONAL DISTRICT OF CENTRAL OKANAGAN IN OPEN MEETING ASSEMBLED ENACTS AS FOLLOWS:

Loan Authorization

1. The Regional Board is hereby authorized and empowered in conjunction with the establishment of the Sewer System Local Service Area 503 - Gellatly Bylaw No. 825.
 - a) To borrow on the credit of the Regional District a sum not exceeding Seven Hundred Thousand Dollars (\$700,000.00) for the provision of sewer service, which includes design, construction, and operation of a sanitary sewer collection system, force main, and lift station, for the Sewer System Local Service Area 503 - Gellatly;
 - b) To acquire all such real property, easements, rights-of-way, licences, rights or authorities as may be requisite or desirable for or in connection with the establishment and operation of the Sewer System Local Service Area 503 - Gellatly;

2. This bylaw may be cited as "Regional District of Central Okanagan Sewer System Local Service Area 503 - Gellatly Loan Authorization Bylaw No. 826, 1999.

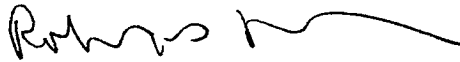
READ A FIRST TIME THIS 22nd DAY OF February, 1999.

READ A SECOND TIME THIS 22nd DAY OF February, 1999.

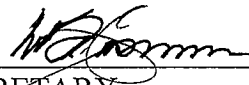
READ A THIRD TIME THIS 22nd DAY OF February, 1999.

Approved by the Minister of Municipal Affairs this 20th day of August, 1999.

RECONSIDERED AND ADOPTED THIS 23rd DAY OF August, 1999.



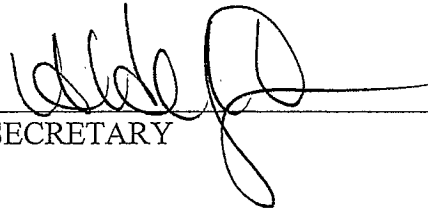
CHAIRPERSON



SECRETARY

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 826 cited as the "Regional District of Central Okanagan Sewer System Local Service Area 503 - Gellatly Loan Authorization Bylaw No. 826, 1999", as read a third time by the Regional Board on the 22nd day of February, 1999.

Dated at Kelowna, BC this
24th day of February, 1999.



SECRETARY

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 826 cited as the "Regional District of Central Okanagan Sewer System Local Service Area 503 - Gellatly Loan Authorization Bylaw No. 826, 1999", as adopted by the Regional Board on the 23rd day of August, 1999.

Dated at Kelowna, BC this
30th day of August, 1999.



SECRETARY

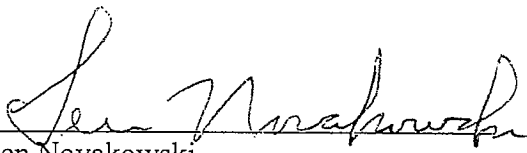
REGIONAL DISTRICT OF CENTRAL OKANAGAN

CONSENT

I, the undersigned Director of Electoral Area "Westbank" of the Regional District of Central Okanagan, hereby consent to:

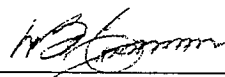
"Regional District of Central Okanagan Sewer System Local Service Area 503 - Gellatly Establishment Bylaw No. 825, 1999" being a bylaw to establish a local service area within a portion of Electoral Area "Westbank" to provide sewer service, which includes design, construction, and operation of a sanitary sewer collection system, force main, and lift station, to the Whitworth Road area, and

"Regional District of Central Okanagan Sewer System Local Service Area 503 - Gellatly Loan Authorization Bylaw No. 826, 1999" being a bylaw to authorize the borrowing of funds to provide sewer service, which includes design, construction, and operation of a sanitary sewer collection system, force main, and lift station, to the Whitworth Road area in Electoral Area "Westbank".



Len Novakowski
Director - Electoral Area "Westbank"

Dated at Kelowna, B.C.
this 22nd day of
February, 1999.



W. d'Easum, Administrator

Province of British Columbia



No.

Statutory Approval

Under the provisions of section 807(1)(a) and 831(8)
of the Municipal Act

I hereby approve Bylaw No. 826
of the Regional District of Central Okanagan, *a copy*
of which is attached hereto.

Dated this 20th day
of August, 1999

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Deputy Inspector of Municipalities

"MUNICIPAL ACT"

CANADA:
Province of British Columbia }



No. 14662

Certificate of Approval

In pursuance of the "Municipal Act," I hereby certify that the within by-law, being Bylaw No. 826 cited as "Regional District of Central Okanagan Sewer System Local Service Area 503 - Gellatly Loan Authorization Bylaw No. 826, 1999" of the Regional District of Central Okanagan,

has been lawfully and validly made and enacted, and that its validity is not open to be questioned on any ground whatever in any of the Courts of the Province of British Columbia.

Dated this eighth *day*
of October , 1999

Deputy

Inspector of Municipalities of British Columbia