

REGIONAL DISTRICT OF CENTRAL OKANAGAN

BYLAW NO. 1126

Being a bylaw to amend cost recovery provisions and the requisition limit for the North Westside Road Fire Protection Service Area.

WHEREAS Bylaw No. 548 cited as "The Regional District of Central Okanagan North Westside Road Fire Protection Local Service Area Establishment and Expansion Bylaw No. 548, 1993", as amended, was adopted April 5, 1993;

AND WHEREAS Bylaw No. 548 provides for the requisitioning for annual costs of said North Westside Road Fire Protection Area by way of a property value tax;

AND WHEREAS the Regional Board of the Regional District of Central Okanagan deems it necessary to amend Bylaw No. 548 to impose a parcel tax under Section 803(1)(b) of the *Local Government Act* in addition to the property value tax and to increase the requisition limit contained in the bylaw to accommodate the parcel tax;

AND WHEREAS the purpose of the parcel tax is to create a reserve fund for the purchase of fire response related equipment for the fire protection service area;

AND WHEREAS in accordance with Section 797.3 of the *Local Government Act*, the Regional Board directs that assent of the electors of the entire service area be obtained by referendum prior to imposing the parcel tax;

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

1. The "Regional District of Central Okanagan North Westside Road Fire Protection Local Service Area Establishment and Expansion Bylaw No. 548, 1993" is hereby amended as follows:
 - a) That Section 3 be deleted and replaced with:
 - "3. The maximum amount that may be requisitioned for annual costs for the service provided under Section 1 of this Bylaw shall not exceed \$1.83 per \$1,000.00 of net taxable value of land and improvements within the service area for the years 2006 to 2010, and that commencing 2011 the maximum amount that may be requisitioned for annual costs for the service provided under Section 1 shall not exceed \$1.35 per \$1000.00 of net taxable value of land and improvements within the service area."
 - b) That Section 4 be deleted and replaced with:
 - "4. The annual costs for the service shall be recovered by requisition of monies under Section 806 of the Local Government Act to be collected in the manner provided by Section 806.1, by a property value tax levied on land and improvements for regional hospital purposes, and by a parcel tax."

c) That the following subsections be added:

"4.1 The amount to be requisitioned and recovered by a parcel tax shall be fifty dollars (\$50.00) per parcel per year for a period of five (5) taxation years commencing in 2006. Monies raised from the parcel tax will be transferred to the equipment replacement reserve fund."

"4.2 In the years 2006 to 2010 the maximum amount that may be requisitioned excluding the amount in section 4.1 for annual costs shall not exceed \$1.35 per \$1000.00 of net taxable value of land and improvements within the service area."

2. The Regional Board hereby directs that the parcel tax to be imposed in the North Westside Road Fire Protection Service Area be deposited in a reserve fund for the purpose of accumulating monies for the purchase of fire response related equipment for the fire protection service area.

3. This bylaw may be cited as the "Regional District of Central Okanagan North Westside Road Fire Protection Service Area Amendment Bylaw No. 1126, 2005".

READ A FIRST TIME THIS 12th DAY OF September 2005.

READ A SECOND TIME THIS 12th DAY OF September 2005.

READ A THIRD TIME THIS 17th DAY OF October 2005.

Approved by the Inspector of Municipalities this 21st day of October 2005.

REFERENDUM RESULTS IN ACCORDANCE WITH THE LOCAL GOVERNMENT ACT.

YES VOTES 122 NO VOTES 41

RECONSIDERED AND ADOPTED THIS 12th DAY OF December 2005.



CHAIR



DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1126 cited as the "Regional District of Central Okanagan North Westside Road Fire Protection Service Area Amendment Bylaw No. 1126, 2005" as read a third time by the Regional Board on the 17th day of October, 2005.

Dated at Kelowna, B.C.
this 18th day of October, 2005.



DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1126 cited as the "Regional District of Central Okanagan North Westside Road Fire Protection Service Area Amendment Bylaw No. 1126, 2005" as adopted by the Regional Board on the 12th day of December, 2005.

Dated at Kelowna, B.C.
This 15th day of December, 2005.



DIRECTOR OF CORPORATE SERVICES



No. _____

Statutory Approval

Under the provisions of section _____ 802 _____

of the _____ *Local Government Act* _____

I hereby approve Bylaw No. _____ 1126 _____

of _____ *the Regional District of Central Okanagan* _____ ,

a copy of which is attached hereto.

Dated this 21 *day*

of October *, 2005*



Deputy Inspector of Municipalities