

**CAPITAL REGIONAL DISTRICT**

**BYLAW NO. 2538**

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**A BYLAW TO ESTABLISH A WATER DISTRIBUTION LOCAL SERVICE IN THE WESTERN COMMUNITIES OF THE REGIONAL DISTRICT**

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**WHEREAS**

- A. Section 3 of the *Capital Region Water Supply and Sooke Hills Protection Act*, S.B.C. Chap. 5 (the "Act") requires the Capital Regional District, on or before a date specified by Regulation, to adopt for the Water Distribution Local Service established under subsection (1) of that Act, a bylaw that meets all the requirements for a bylaw under section 806(1) and (2) of the *Municipal Act*, and includes all or part of each of the initial participating areas;
- B. The approval of the Minister of Municipal Affairs to the bylaw is required under section 3(3) of the Act;
- C. Section 807(1)(b) and (2) of the *Municipal Act* requiring assent of the electors or consent on their behalf, does not apply to this bylaw;
- D. This bylaw is deemed to be a Service Establishment Bylaw under the *Municipal Act*, and Part 24 of the *Municipal Act* applies to the service established under this bylaw, subject to the Act and the Regulations.

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

**Local Service**

- 1. A water distribution local service is established in the participating areas.

**Boundaries**

- 2. The boundaries of the water distribution local service area are contiguous with the boundaries of the participating areas listed in section 3.

**Participating Areas**

- 3. The following are the participating areas in the local service established by this bylaw:

- District of Metchosin
- City of Colwood
- Town of View Royal
- District of Langford
- Sooke Electoral Area

**Cost Recovery**

- 4. The annual costs for the water distribution local service, net of grants and other revenues shall be recovered by one or more of the following:
  - (a) by the requisition of money under section 823(1) of the *Municipal Act* to be collected by a property value tax to be levied and collected under section 825(1) of the *Municipal Act*, or
  - (b) by the imposition of a parcel tax imposed under section 825(2) of the *Municipal Act*; and
  - (c) by the imposition of fees and other charges that may be fixed by separate bylaw.

**Maximum Requisition**

- 5. The maximum amount that may be requisitioned under section 816(1) of the *Municipal Act* for the annual cost of the local service will be **NIL**.

**Citation**

- 6. This Bylaw may be cited as "Water Distribution Local Service Area Establishment Bylaw No. 1, 1997".

READ A FIRST TIME THIS	10th	day of	September	1997
READ A SECOND TIME THIS	10th	day of	September	1997
READ A THIRD TIME THIS	10th	day of	September	1997
APPROVED BY THE MINISTER OF MUNICIPAL AFFAIRS	23rd	day of	October	1997
ADOPTED THIS	12th	day of	November	1997

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Chairperson

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Secretary

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS 14th DAY OF November 1997