

CAPITAL REGIONAL DISTRICT

BYLAW NO. 2567

A BYLAW TO ESTABLISH AN EXTENDED SERVICE AREA WITHIN THE CITY OF COLWOOD, TOWNSHIP OF ESQUIMALT, DISTRICT OF LANGFORD, DISTRICT OF OAK BAY, DISTRICT OF SAANICH, CITY OF VICTORIA, AND TOWN OF VIEW ROYAL OF THE CAPITAL REGIONAL DISTRICT FOR THE PURPOSE OF CONTROL OF POLLUTION IN STORMWATER RUN-OFF

WHEREAS:

- A. The Regional Board of the Capital Regional District may, by bylaw, establish and operate an extended service under section 799(1)(b) of the Municipal Act for control of pollution;
B. The Regional Board wishes to establish an extended service for the purpose of controlling pollution in stormwater run-off from land by means of investigation, monitoring and reporting on stormwater quality, sediment quality, near-shore marine waters and discharges to stormwater; prioritization of areas for investigation; conducting public information exchange and education programs; coordination of stormwater quality management programs; liaison with other government agencies and other related activities;
C. The Regional Board, pursuant to section 807 of the Municipal Act, has passed a resolution by two-thirds of the votes cast to permit assent to be given by electors in the entire service area;
D. The Regional Board has obtained the assent of the electors under section 809 of the Municipal Act; and
E. The approval of the Inspector of Municipalities is required under section 807(1)(a) of the Municipal Act.

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

1. Extended Service

- 1. The extended service being established, and to be operated, is the control of pollution in stormwater run-off from land.
2. In this bylaw, "stormwater run-off" includes seepage, overland flow and stormwater run-off within ditches, streams, rivers, ponds, lakes and other watercourses and in culverts and drains.

2. Service Area Boundaries

The boundaries of the service area are the boundaries of the City of Colwood, Township of Esquimalt, District of Langford, District of Oak Bay, District of Saanich, City of Victoria, and Town of View Royal.

3. Participating Areas

The participating areas are the City of Colwood, Township of Esquimalt, District of Langford, District of Oak Bay, District of Saanich, City of Victoria, and Town of View Royal.

4. Cost Recovery

The annual operating costs for the extended service, net of grants and other revenue, shall be recovered by either or both of the following:

- 1. the imposition of fees and other charges that may be fixed by separate bylaw;

2. the requisition of money under section 822 of the *Municipal Act*, to be collected by a property value tax to be levied and collected under section 824 of the *Municipal Act*.

5. Cost Apportionment

1. The apportionment of annual operating costs among the participants shall be on the basis of one-sixth in proportion to population of the participants, one-sixth in proportion to land area of the participants, one-third in proportion to converted assessments of the participants, and one-third in proportion to the number of high and medium priority discharges of stormwater to the environment in the prior year within the boundaries of each of the participants, as determined by the Capital Region District Board.
2. The number of high and medium priority discharges shall be determined by the Capital Regional District Board on the basis of monitoring for indicators of fecal contamination or levels of chemical contamination in and around the discharges, in accordance with parameters determined by the Capital Regional District in consultation with a group comprising technical representatives from not less than fifty percent of the participants from time to time.

6. Citation

This Bylaw may be cited as the "Core Area Stormwater Quality Management Extended Service Establishment Bylaw No. 1, 1997".

READ A FIRST TIME THIS	17th	day of	December	1997
READ A SECOND TIME THIS	17th	day of	December	1997
READ A THIRD TIME THIS	17th	day of	December	1997
RECEIVED ASSENT OF THE ELECTORS UNDER SECTION 809 OF THE <i>MUNICIPAL ACT</i> THIS	20th	day of	January	1998
APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS	18th	day of	February	1998
ADOPTED THIS	25th	day of	February	1998

CHAIRPERSON

SECRETARY

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS	26th	day of	February	1998
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