

**CAPITAL REGIONAL DISTRICT  
BYLAW NO. 3906**

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**A BYLAW TO ESTABLISH THE SAANICH PENINSULA  
STORMWATER SOURCE CONTROL SERVICE**

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**WHEREAS:**

- A. The Capital Regional District may, under Section 796 of the *Local Government Act*, establish and provide any service that the Board considers necessary or desirable for all or part of the Capital Regional District;
- B. The Board of the Capital Regional District wishes to establish a service for the purposes of regulating, prohibiting and imposing requirements in respect of discharges to the municipal stormwater system and watercourses on behalf of the participating municipalities of Central Saanich, North Saanich and Sidney (the "Service");
- C. Section 4.6.2.1 in Amendment No. 4 of the Capital Regional District Saanich Peninsula Liquid Waste Management Plan, dated August 4, 2010, commits the Capital Regional District to adoption of a bylaw for delivering the Service;
- D. The Board of the Capital Regional District has, by Order in Council No. 770, dated November 22, 2012, been granted the powers necessary to establish the Service;
- E. The consent of the participants is not required under Section 24(7) of the Environmental Management Act; and
- F. The approval of the Inspector of Municipalities has been obtained under Section 801(1)(a) of the *Local Government Act*.

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

**Service**

- 1. The Service established by this Bylaw is for the purposes of regulating, prohibiting and imposing requirements in respect of discharges to the municipal stormwater system and watercourses.

**Boundaries**

- 2. The boundaries of the Service Area are coterminous with the boundaries of Central Saanich, North Saanich and Sidney.

**Participating Area**

- 3. The District of Central Saanich, the District of North Saanich and the Town of Sidney are participants in this service.

### **Cost Recovery**

4. As provided in Section 803 of the *Local Government Act*, the annual costs of providing the Service may be recovered by one or more of the following:
  - a) Property value taxes imposed in accordance with Division 4.3 [*Requisition and Tax Collection*];
  - b) parcel taxes imposed in accordance with Division 4.3 of Part 24 of the *Local Government Act*;
  - c) fees and charges imposed under Section 363 of the *Local Government Act*;
  - d) revenues raised by other means authorized under this or another Act;
  - e) revenues received by agreement, enterprise, gift, grant or otherwise.

### **Cost Apportionment**

5. The annual costs for the service, net of grants and other revenues, shall be apportioned on the basis of:
  - a) The population of the participating areas; and
  - b) The population estimate as determined annually by the Regional Planning Services department of the Capital Regional District.

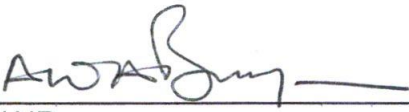
### **Maximum Requisition**

6. In accordance with Section 800.1(1)(e) of the *Local Government Act*, the maximum amount that may be requisitioned annually for the cost of the Service is the greater of:
  - a) Forty Thousand Dollars (\$ 40,000); or
  - b) a property value tax rate of \$ 0.004 per One Thousand Dollars (\$1,000) that, when applied to the net taxable value of land and improvements in the Service Area, will yield the maximum amount that may be requisitioned for the Service.

### **Citation**

7. This Bylaw may be cited as the "Saanich Peninsula Stormwater Source Control Service Establishment Bylaw No. 1, 2013".

READ A FIRST TIME THIS	10 <sup>th</sup>	day of	July	2013
READ A SECOND TIME THIS	10 <sup>th</sup>	day of	July	2013
READ A THIRD TIME THIS	10 <sup>th</sup>	day of	July	2013
APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS	29 <sup>th</sup>	day of	July	2013
ADOPTED THIS	14 <sup>th</sup>	day of	August	2013

  
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CHAIR

  
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CORPORATE OFFICER

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS 16<sup>th</sup> day of August 2013