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## **BYLAW NO. 3008**

# **SAANICH PENINSULA RECREATION SERVICES COMBINATION BYLAW NO. 1, 2002**

**Consolidated for Public Convenience  
(This bylaw is for reference purposes only)**

ORIGINALLY ADOPTED OCTOBER 9, 2002  
(Consolidated with Amending Bylaw 3896)

For reference to original bylaws or further details, please contact the Capital Regional District,  
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CAPITAL REGIONAL DISTRICT

BYLAW NO. 3008

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A BYLAW TO COMBINE THE ICE ARENA, SWIMMING POOL, RECREATION, AND COMMUNITY USE LOCAL SERVICES FOR THE MUNICIPALITIES OF SIDNEY, NORTH SAANICH, AND CENTRAL SAANICH

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WHEREAS:

- A. By Bylaw 2363, a bylaw to establish the Saanich Peninsula Ice Arena Local Service dated the 27th day of March, 1996, the Capital Regional District was given the authority to construct, equip, operate, and maintain an ice arena and parking facilities ancillary to the ice arena, dressing rooms, social facilities, and additional ice sheets (the "**Ice Arena Service**");
- B. By Bylaw 2472, a bylaw to establish the Saanich Peninsula Swimming Pool Local Service dated the 23rd day of April, 1997, the Capital Regional District was given the authority to construct, equip, operate, and maintain a swimming pool (the "**Swimming Pool Service**");
- C. By Bylaw 2240, as amended, a bylaw to establish the Saanich Peninsula Recreation and Community Use Local Service dated the 9th day of November, 1994, the Capital Regional District was given the authority to acquire, construct, establish, maintain, operate, and regulate buildings or facilities for recreation, office, or community use (the "**Recreation and Community Use Service**");
- D. By Bylaw 3387, as amended, a bylaw to establish the Saanich Peninsula Lifestyle Pool Facility Service dated the 7<sup>th</sup> day of March, 2007, the Capital Regional District was given the authority to construct, equip, maintain, and operate a free form lifestyle pool facility with related programming as an addition to the Panorama Recreation Centre Facility for the District of North Saanich, the Town of Sidney, and the District of Centra Saanich (the "**Lifestyle Pool Service**"); (*Bylaw 3896*)
- E. It is the intention of the Capital Regional District Board to combine the Ice Arena Service, the Swimming Pool Service, the Recreation and Community Use Service, and the Lifestyle Pool Service into a single service which continues to have the same participants from the District of North Saanich, the Town of Sidney, and the District of Central Saanich; (*Bylaw 3896*)
- F. The approval of the Inspector of Municipalities has been obtained under Section 802 of the *Local Government Act*; and (*Bylaw 3896*)
- G. The Bylaw has received the consent from the District of North Saanich, the Town of Sidney, and the District of Central Saanich. (*Bylaw 3896*)

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

1.0 Combination of Services

- 1.1 The Board of the Regional District hereby combines four services established under the authority of their establishing bylaws into one service called the "Saanich Peninsula Recreation Service" (the "Service"). (*Bylaw 3896*)

2.0 **Boundaries of the Service Area**

2.1 The boundaries of the service area for the Saanich Peninsula Recreation Service are the boundaries of the District of North Saanich, the Town of Sidney, and the District of Central Saanich.

3.0 **Participating Area**

3.1 The Participating Area for the Service established by this Bylaw are the District of North Saanich, the Town of Sidney, and the District of Central Saanich.

4.0 **Cost Recovery**

4.1 As provided in section 803 of the *Local Government Act*, the annual cost of providing the Service shall be recovered by one or more of the following:

- (a) property value taxes imposed in accordance with Division 4.3 of Part 24 of the *Local Government Act*;
- (b) fees and charges imposed under section 797.2 of the *Local Government Act*;
- (c) revenues raised by other means authorized by the *Local Government Act* or another Act;
- (d) revenues received by way of agreement, enterprise, gift, grant or otherwise.

5.0 **Cost Sharing**

5.1 The net annual cost attributable to this Local Service shall be apportioned among the participating municipalities on the basis of 50 percent by population determined from the most recent census figures available from Statistics Canada and 50 percent by net taxable value of land and improvements for hospital purposes.

6.0 **Maximum Requisition**

6.1 **Saanich Peninsula Recreation Service**

In accordance with section 800.1(1)(e) of the *Local Government Act*, the maximum amount that may be requisitioned annually for the combine cost of the Service is the greater of:

- (a) Eleven Million Two Hundred Twenty Thousand Dollars (\$11,220,000); or
- (b) a property value tax rate of \$ 1.134 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.

(Bylaw 3896)

7.0 **Citation**

7.1 This Bylaw may be cited for all purposes as the "Saanich Peninsula Recreation Services Combination Bylaw No. 1, 2002".

**CONSENTED TO** by a least two thirds of the Municipalities of North Saanich, Central Saanich, and Sidney.

READ A FIRST TIME THIS 11<sup>th</sup> day of September 2002

READ A SECOND TIME THIS 11<sup>th</sup> day of September 2002

READ A THIRD TIME THIS 11<sup>th</sup> day of September 2002

APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS 30<sup>th</sup> day of Sept. 2002

ADOPTED THIS 9<sup>th</sup> day of October 2002

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Secretary

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS 11<sup>th</sup> day of October 2002