

**CAPITAL REGIONAL DISTRICT**

**BYLAW NO. 3438**

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**A BYLAW TO ESTABLISH A SERVICE AREA WITHIN THE  
CAPITAL REGIONAL DISTRICT FOR THE PURPOSE OF A COMMUNITY TRANSIT  
AND TRANSPORTATION SERVICE ON SALT SPRING ISLAND**  
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**WHEREAS** under section 796 of the *Local Government Act* a regional district may, by bylaw, establish and operate any service the Board considers necessary or desirable for all or part of the regional district;

**AND WHEREAS** the Board of the Capital Regional District wishes to establish a service for the purpose of providing a public passenger transportation system as defined in the *British Columbia Transit Act* as a community transit service on Salt Spring Island; together with a service to address transportation needs within the Electoral Area;

**AND WHEREAS** the approval of the electors in the Participating Areas has been obtained under section 801.3 of the *Local Government Act*;

**AND WHEREAS** 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:

**1. Services**

The services being established and to be operated are:

- (1) the Salt Spring Island Community Transit Service (the "**Transit Service**") for the purpose of providing a public passenger transportation system service on Salt Spring Island; and
- (2) the Salt Spring Island Community Transportation Service (the "**Transportation Service**") for the purpose of providing transportation, including , without limitation:
  - (a) transportation studies;
  - (b) construction, installation, maintenance and regulation of sidewalks and bicycle paths;

- (c) construction, maintenance and regulation of parking spaces, areas and facilities;
- (d) implementing and providing transportation demand management programs; and
- (e) construction and maintenance of pedestrian safety and traffic calming facilities.

**2. Service Area Boundaries**

The boundaries of each of :

- (a) the Transit Service area;
- (b) the Transportation Service area

are the boundaries of the Salt Spring Island Electoral Area (the "**Service Area**").

**3. Participating Areas**

The Electoral Area of Salt Spring Island is the participating area for each of

- (a) the Transit Service; and
- (b) the Transportation Service.

**4. Cost Recovery**

As provided in section 803 of the *Local Government Act*, the annual cost of providing each of the Transit Service and the Transportation 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 363 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. Maximum Requisition**

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

- (a) seventy one thousand, seven hundred and fifty (\$71,750.00) dollars; or

(b) an amount equal to the amount that could be raised by a property value tax rate of \$0.026 per one thousand (\$1,000.00) dollars applied to the net taxable value of land and improvements in the Service Area.

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

(a) forty thousand (\$40,000.00) dollars; or

(b) an amount equal to the amount that could be raised by a property value tax rate of \$0.014 per one thousand (\$1,000.00) dollars applied to the net taxable value of land and improvements in the Service Area.

**6. Citation**

This Bylaw may be cited as the "Salt Spring Island Community Transit and Transportation Service Establishment Bylaw No. 1, 2007".

READ A FIRST TIME THIS	9 <sup>th</sup>	day of	May	2007
READ A SECOND TIME THIS	9 <sup>th</sup>	day of	May	2007
READ A THIRD TIME THIS	9 <sup>th</sup>	day of	May	2007
APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS	24 <sup>th</sup>	day of	May	2007
RECEIVED THE ASSENT OF THE ELECTORS THIS	10 <sup>th</sup>	day of	July	2007
ADOPTED THIS	11 <sup>th</sup>	day of	July	2007

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Secretary

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS 16<sup>th</sup> day of July 2007