

CAPITAL REGIONAL DISTRICT

BYLAW NO. 2920

A BYLAW TO CONVERT SATURNA ISLAND WATER SUPPLY AND DISTRIBUTION SYSTEM SPECIFIED AREA TO A SERVICE AND TO AMEND THE POWER AS SET OUT IN SATURNA WATER SUPPLY AND DISTRIBUTION SYSTEM SPECIFIED AREA ESTABLISHMENT AND LOAN AUTHORIZATION BYLAW NO. 1, 1978

WHEREAS:

- A. The Regional Board of the Capital Regional District may, by bylaw, under Section 774.2(3) of the *Local Government Act* in accordance with subsection (5) convert a service provided by the Regional District under a specified area to a Service and by the same bylaw amend the power to the extent that it could if the power were in fact exercised under the authority of a bylaw establishing the service, provided that the bylaw meets the requirements of Section 800.1 and is adopted in accordance with Section 802 of the *Local Government Act*;
- B. The Regional Board did establish by Bylaw No. 513 cited as "Saturna Island Water Supply and Distribution System Specified Area Establishment and Loan Authorization Bylaw No. 1, 1978", a specified area for the provision of a water supply and distribution system for the specified area described in the bylaw within a portion of the Electoral Area of Outer Gulf Islands.
- C. The Regional Board wishes to convert the said water supply and distribution system specified area to a Service;
- D. The Regional Board wishes to amend the specified area at the same time as converting the same to a Service by adding to the area the properties more specifically described in Schedule "B" hereto.
- E. The approval of the Inspector of Municipalities is required under Section 801(1)(a) and 802 of the *Local Government Act*;

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

- 1. The water supply and distribution system established by Saturna Island Water Supply and Distribution System Specified Area Establishment and Loan Authorization Bylaw No. 1, 1978 is hereby converted to and established as a Service within the service area defined in Section 2 for the operation of a service for the supply, treatment, conveyance, storage and distribution of water.
- 2. The boundaries of the Service Area established in Section 1 are shown in heavy outline on Schedule "A" hereto.
- 3. Only the Electoral Area of Outer Gulf Islands is a participating area for this Service.
- 4. The annual costs for the Service, net of grants and other revenue, shall be recovered:
 - (a) by the imposition of fees and charges, to be fixed by a separate bylaw;
 - (b) by a parcel tax to be imposed in the manner provided by Division 4.3 of Part 24 of the *Local Government Act*; and

- (c) any deficiency arising from a shortage of revenue generated by (a) and (b) by the requisition of money under Section 806 to be collected by a property value tax to be levied and collected under Section 806 of the *Local Government Act*.
5. The maximum amount that may be requisitioned under Section 806(1) for the Service will be the greater of:
 - (a) one hundred and fifty thousand (\$150,000) dollars; or
 - (b) an amount equal to the amount that could be raised by a property value tax rate of six dollars and ninety (\$6.90) cents per one thousand (\$1,000) dollars which, when applied to the net taxable value of land and improvements within the service area, will yield the maximum amount that may be requisitioned for the Service.
 6. The Board of the Capital Regional District may establish a Lyall Harbour/Boot Cove Water Committee consisting of the Director representing the Outer Gulf Islands Electoral Area, plus such other persons as may be designated in the bylaw and in such bylaw may delegate to the Committee any or all of the administrative powers of the Regional Board in relation to the operation of the Service provided under this bylaw.
 7. This Bylaw may be cited as the "Lyall Harbour/Boot Cove Water Service Establishment Bylaw No. 1, 2001".

READ A FIRST TIME THIS	28 th	DAY OF	November	2001
READ A SECOND TIME THIS	28 th	DAY OF	November	2001
READ A THIRD TIME THIS	28 th	DAY OF	November	2001
APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS	24 th	DAY OF	December	2001
ADOPTED THIS	9 th	DAY OF	January	2002

CHAIR

SECRETARY

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS 14th DAY OF January 2002

SCHEDULE "A"

**(Map of Service Area
Drawing No. 27-D211-1)**

SCHEDULE "B"

Addition of:

Lot 42, Plan 7360, Section 9,
Cowichan Land District, and;

Lot A, Plan 67333, Section 8,
Cowichan Land District