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**REPORT TO ELECTORAL AREA SERVICES COMMITTEE
MEETING OF WEDNESDAY, 04 NOVEMBER 2009**

SUBJECT **AMENDING THE SOUTHERN GULF ISLANDS HARBOUR COMMISSION
REGULATION BYLAW AND TICKETING AUTHORITY**

PURPOSE

The purpose of this report is to recommend to the Board amending the Southern Gulf Islands Harbours Regulation Bylaw to reflect increased moorage fees and implement recommendations from the lawyers on clarity in the license agreements and amending the CRD Ticket Information Authorization Bylaw to be consistent with the Regulation Bylaw.

HISTORY/BACKGROUND

The Southern Gulf Islands small craft harbour service was established in 1998 and today there are nine docks owned by the CRD with an additional two docks managed by agreement for this service. In 2008 the Southern Gulf Island Harbour Commission examined the sustainability of the docks and has engaged in a 20 year plan for operations and capital replacement. The 20 year plan reflects the need for fee increases to fund a portion of the operating expenses. The 20 year plan also requires an increase in taxes which will be reflected in future financial plans. Moorage rates at the CRD docks are lower than average for docks in BC. At their September 15, 2009 meeting, the Commission approved the 2010 operating budget which included a 10% increase in fee revenue. Schedule "A" of the regulation bylaw must be amended to incorporate changes in moorage rates.

In addition, the Moorage License, Commercial License and Seaplane License agreements in Schedules C, D and E of the regulation bylaw are being replaced with updated agreements. The agreements were reviewed by the lawyers who recommended changes to provide more clarity.

The Ticketing Authorization Bylaw must be updated to reflect changes made in the Regulation Bylaw.

ALTERNATIVES

- 1) a) That Bylaw No. 3651 "Capital Regional District Southern Gulf Islands Small Craft Harbours Regulation Bylaw No. 1, 2000, Amendment Bylaw No. 6, 2009" be introduced and read a first time, read a second time and read a third time; and

 b) that Bylaw No. 3650 "Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 43, 2009" be introduced and read a first time, read a second time, read a third time and adopted.
- 2) That only Bylaw No. 3650 "Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 43, 2009" be introduced and read a first time, read a second time, read a third time and adopted.

FINANCIAL IMPLICATIONS

Anticipated revenue from moorage fees is expected to rise by 10%. Revenue from moorage accounts for only 18% of total revenue; the balance is from parcel taxes and interest earnings. Taxes are included in the rates with consideration for the HST starting on July 1, 2010. There are no financial implications to the Ticketing bylaw amendment.

SUMMARY/CONCLUSIONS

An increase to moorage fees for 2010 will help to pay a portion of increasing operating costs and is a component of the long term plan for dock sustainability and capital replacement. New license agreements will have better clarity and the ticketing bylaw will be consistent with the regulation bylaw.

RECOMMENDATION

- a) That Bylaw No. 3651 “Capital Regional District Southern Gulf Islands Small Craft Harbours Regulation Bylaw No. 1, 2000, Amendment Bylaw No. 6, 2009” be introduced and read a first time, read a second time and read a third time; and that
- b) Bylaw No. 3650 “Capital Regional District Ticket Information Authorization Bylaw, 1990, Amendment Bylaw No. 43, 2009” be introduced and read a first time, read a second time, read a third time and adopted.

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Attachments: Bylaws 3650, 3651

COMMENTS