**CAPITAL REGIONAL DISTRICT**
**BYLAW NO. 4093**

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**A BYLAW TO ESTABLISH A SERVICE AREA WITHIN THE CAPITAL REGIONAL DISTRICT FOR THE PURPOSE OF A REGIONAL TRANSPORTATION SERVICE**

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**WHEREAS** under section 332 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 to address transportation needs within the Region.

**AND WHEREAS** the approval of the electors in the Participating Areas has been obtained under Part 10, Division 4 of the *Local Government Act*;

**AND WHEREAS** the approval of the Inspector of Municipalities has been obtained under section 342(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 service being established and operated is the Capital Regional District Transportation Service (the "Transportation Service") for the purpose of providing policy, planning, programming, administration and information management services in relation to transportation as follows:

(A) The service may include the provision of:

i. Transportation policy, plans, surveys and studies;
ii. Transportation data collection, monitoring, analysis and reporting;
iii. Transportation modelling;
iv. Transportation web based and multi-media platforms;
v. Active transportation programming, planning and promotion;
vi. Transportation demand management programming, planning and promotion;
vii. Partnerships for data, analysis, planning, programming and policy;
viii. Transportation grant submissions.

(B) Management of those Regional Trails listed in Schedule A ("designated regional trails" - including trails planning, operations and maintenance, capital planning and management of land tenure;

(C) Subsection (B) is not intended to alter or affect the dedication as regional trail of any designated regional trail nor to impair the use of the designated regional trails for the purpose of public recreation and enjoyment and ancillary nature conservation.

**2. Boundaries**

The boundaries of the "Transportation Service" are the boundaries of the Capital Regional District.

**3. Participating Areas**

District of Central Saanich, City of Colwood, Township of Esquimalt, District of Highlands, Juan de Fuca Electoral Area, City of Langford, District of Metchosin, District of North Saanich, District of Oak Bay, District of Saanich, Salt Spring Island Electoral Area, Town of Sidney, District of Sooke, Southern Gulf Islands Electoral Area, City of Victoria, Town of View Royal

Received 3rd Reading

**4. Cost Recovery**

As provided in section 378 of the *Local Government Act*, the annual cost of providing the Transportation Service shall be recovered by one or more of the following:

(a) property value taxes imposed in accordance with Division 3 of Part 11 of the *Local Government Act*;
(b) fees and charges imposed under section 397 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**

In accordance with section 339(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) two and a half million dollars ($2,500,000); or
(b) an amount equal to the amount that could be raised by a property value tax rate of $0.02548 per one thousand dollars ($1,000) applied to the net taxable value of land and improvements in the Service Area.

**6. Citation**

This Bylaw may be cited as the Bylaw No. 4093 “Capital Regional District Transportation Service Establishment Bylaw No. 4093, 2018".

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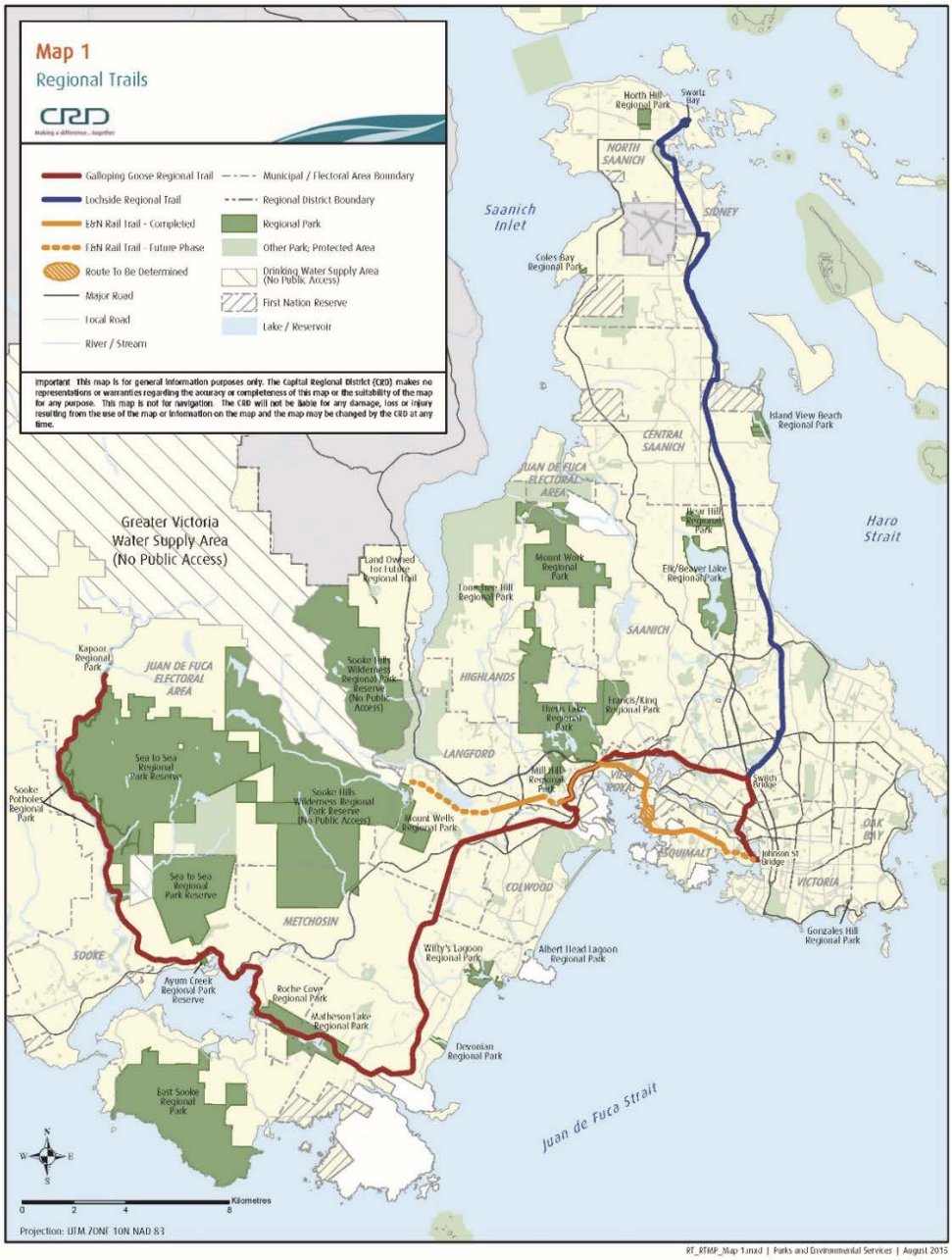
| READ A FIRST TIME THIS | 8 | day of | November | 2017 |
| READ A SECOND TIME THIS | 8 | day of | November | 2017 |
| READ A THIRD TIME THIS | 8 | day of | November | 2017 |
| THIRD READING RESCINDED AND REREAD THIS | 10 | day of | January | 2018 |
| RECEIVED ALTERNATIVE APPROVAL UNDER SECTION 345 OF THE *LOCAL GOVERNMENT ACT* THIS | | day of | | 2018 |
| APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS | | day of | | 2018 |
| ADOPTED THIS | | day of | | 2018 |

Chair

Corporate Officer

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS day of 2018

Received 3rd Reading

**Schedule A**
**Designated Regional Trails**

E & N Rail Trail – Humpback Connector
Galloping Goose Regional Trail
Lochside Regional Trail