# REGIONAL DISTRICT OF NORTH OKANAGAN

## **BYLAW No. 2679**

A bylaw to establish a service for the purpose of providing the addition of a second ice sheet to the Vernon & District Multi-Use Facility

**WHEREAS** Section 796(1) [General authority for services] of the Local Government Act, R.S.B.C., 1996, Chapter 323, as amended, and Regulations passed pursuant thereto, states that the Board of the Regional District of North Okanagan may operate any service that the Board considers necessary or desirable for all or part of the regional district;

**AND WHEREAS** Sections 796 [General authority for services] and 800 [Establishing bylaws required for most services] of the Local Government Act provides for the adoption of a bylaw to establish a new Regional District service;

**AND WHEREAS** the Board wishes to establish a service for the purposes of funding the construction of a second ice sheet at the Vernon & District Multi-Use Facility within the Greater Vernon area of the Regional District of North Okanagan;

**AND WHEREAS** the Board has, by resolution, determined that the approval process shall be by referendum in accordance with Section 801.2 [Approval by assent of the electors] of the Local Government Act and Section 85 of the Community Charter,

**AND WHEREAS** the Board has, by resolution in accordance with Section 801(4), provided that the participating area approval is to be obtained for the entire proposed service area;

**AND WHEREAS** in accordance with Section 801.2 [Approval by assent of the electors] of the Local Government Act and Section 85 [Assent of the electors] of the Community Charter the required participating area approval within the proposed service area has been obtained for the establishment of a service for the construction of a second ice sheet;

**AND WHEREAS** pursuant to Section 801.6 of the *Local Government Act*, if money is to be borrowed in relation to the service, the establishing bylaw and the loan authorization bylaw [*Vernon & District Multi-Use Facility Expansion Loan Authorization Bylaw No. 2680, 2015*] must, for the purpose of obtaining participating area approval, be dealt with as if they were one bylaw;

**NOW THEREFORE**, the Board of the Regional District of North Okanagan, in open meeting assembled hereby, ENACTS AS FOLLOWS:

## **CITATION**

1. This Bylaw may be cited as the "Vernon & District Multi-Use Facility Expansion Service Establishment Bylaw No. 2679, 2015".

### **ESTABLISHMENT AND DESCRIPTION OF SERVICE**

2. The Regional District is authorized to undertake and carry out, or cause to be carried out, the addition of a second ice sheet to the Vernon & District Multi-Use Facility and undertake the necessary financing for such expansion.

## **ESTABLISHMENT OF SERVICE AREA**

3. The boundaries of the service area include the City of Vernon, District of Coldstream and all of Electoral Areas "B" and "C" within the Regional District of North Okanagan.

#### **PARTICIPANTS**

**4.** The participants of this service are the City of Vernon, District of Coldstream and Electoral Areas "B" and "C".

#### **COST RECOVERY**

- The annual cost of providing the service outlined in this Bylaw shall be recovered by one or more of the following:
  - a. requisition of money under Sections 805 [Requisition of funds from municipalities] and 806 [Requisition of funds for electoral areas] of the Local Government Act to be collected by a property value tax to be levied on improvements only for regional hospital district purposes and collected under Section 805.1 [Collection in municipalities] and Section 806.1 [Collection in electoral areas] of the said Act;
  - b. revenues received by way of agreement, enterprise, gift, grant or otherwise.
- 6. The maximum amount that may be requisitioned annually for the service shall not exceed One Million Three Hundred Thousand Dollars (\$1,300,000.00) or \$ 0.13 per \$1,000.00 of the net taxable value of land and improvements in the service area, whichever is greater.

# **COST APPORTIONMENT**

7. The annual cost of this service shall be apportioned amongst the participants on the basis of the converted value of improvements only for regional hospital district purposes in those areas.

Read a First, Second and THIRD Time	this	22nd	day of	July, 2015
Approved by the Inspector of Municipalities	this	19th	day of	October, 2015
Received Participating Area Approval	this	28th	day of	November, 2015
ADOPTED	this	9th	day of	December, 2015

Chair Rick Fairbairn Corporate Officer
Paddy Juniper