

# REGIONAL DISTRICT OF NORTH OKANAGAN

## BYLAW No. 2984

A bylaw to establish a service for the purpose of acquiring, developing and operating a wastewater treatment system

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**WHEREAS** the *Local Government Act (Act)* provides that the Board of the Regional District of North Okanagan may, by bylaw, establish and operate any service that the Board considers necessary or desirable for all or part of the regional district;

**AND WHEREAS** the Board wishes to acquire, develop and operate a wastewater treatment system in the North Swan Lake Corridor;

**AND WHEREAS** the Board wishes to establish a service for the purposes of acquisition, development, operation and maintenance of a wastewater treatment system within the Regional District of North Okanagan;

**AND WHEREAS** the Board has adopted *North Okanagan Wastewater Recovery Service Establishment Bylaw No. 2797, 2018* for the purposes of funding Electoral Areas “B” and “C” portion of the capital requirements for the initial development of this system and the Township of Spallumcheen has within its powers granted by the *Community Charter (Charter)* the ability to fund its portion of the capital requirements for the initial development of this system;

**AND WHEREAS** the Board has, by resolution, determined that participating area approval is to be obtained separately for each participating area in accordance with section 343(2) of the *Act*;

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

### CITATION

1. This Bylaw may be cited as “***Swan Lake Wastewater Treatment Service Establishment Bylaw No. 2984, 2024***”.

### ESTABLISHMENT AND DESCRIPTION OF SERVICE

2. The Regional District is authorized to establish a service for the purpose of acquiring, developing, operating and maintaining a wastewater treatment system within the North Swan Lake Corridor.

### SERVICE AREA BOUNDARIES

3. The boundaries of the service area are the Township of Spallumcheen and those portions of Electoral Areas “B” and “C” as outlined in red on Schedule ‘A’ attached to and forming part of this Bylaw.

**PARTICIPANTS**

4. The participants of this service are:

- Township of Spallumcheen
- Electoral Area "B"; and,
- Electoral Area "C".

**COST RECOVERY**

5. 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 385 [Requisition of funds from municipalities] and 387 [Requisition of funds for electoral areas] of the *Act* to be collected by a parcel tax and collected under sections 386 [Collection in municipalities] and 388 [Collection in electoral areas] of the *Act*;
- b. revenue received by way of agreement, enterprise, gift, grant or otherwise;
- c. imposition of fees and other charges.

6. The maximum amount that may be requisitioned annually for the service shall not exceed the greater of \$600,000 or \$0.24 per \$1,000 of net taxable value of land and improvements included in the service area.

<b>Read a First, Second and THIRD Time</b>	this	20th	day of	March, 2024
<b>Approved by the Inspector of Municipalities</b>	this	8th	day of	May, 2024
<b>Received Approval of the Service Area Electors</b>	this		day of	, 2024
<b>ADOPTED</b>	this		day of	, 2024

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Chair  
Shirley Fowler

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Corporate Officer  
David Sewell