

**CAPITAL REGIONAL DISTRICT
BYLAW NO. 4696**

**A BYLAW TO CONVERT THE GRANT-IN-AID FUNCTION OF DIVISION XIX OF THE
SUPPLEMENTARY LETTERS PATENT OF THE CRD TO SERVICES OPERATED UNDER A
BYLAW**

WHEREAS:

- A. By Supplementary Letters Patent (SLP), Division XIX, OIC 1013, dated the 24th day of March, 1977 as amended, the Capital Regional District was given the authority to make grant-in-aid to any organization deemed by the Board of the Regional District to be contributing to the general interest and advantage of the area;
- B. The municipalities of Colwood, Langford, Highlands, Metchosin, View Royal and Sooke were subsequently incorporated and, as a result, no longer participate in the service, with the only remaining participants being the Salt Spring Island, Juan de Fuca, and Southern Gulf Islands Electoral Areas;
- C. The *Local Government Act* authorizes the Capital Regional District Board (the "Board") to convert a function established by SLP to a service exercised under the authority of a bylaw establishing the service;
- D. The Board wishes, by bylaw, adopted in accordance with the *Local Government Act*, to convert the service operated under SLP Division XIX to a service exercised under the authority of an establishing bylaw 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 the establishing bylaw;
- E. The Board wishes to amend the authority under SLP Division XIX to remove the requirement that the Board obtain written Electoral Area Director approval for the proposed grant-in-aid, to be set out in Bylaw No. 4186, "Capital Regional District Delegation Bylaw No. 1, 2017", and to separate the service into three separate services, one for each electoral area.
- F. The written consent of at least two-thirds of all the participants under SLP Division XIX has been obtained in accordance with the *Local Government Act*, by way of Electoral Area Director consent.

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

Service

- 1. The function of making grant-in-aid for the Juan de Fuca Electoral Area as granted by Division XIX of SLP dated March 24, 1977, as amended, is hereby converted and established as the Juan de Fuca Grant-In-Aid Service (the "Service"). The Service's function is the making of grant-in-aid to any person or organization deemed by the Board to be contributing to the general interest and advantage of the electoral area. This funding may be applied for more than once or for a multi-year term, depending on the

approved annual budget, may be granted for capital or operating expenses, and may be used for projects outside the electoral area, such as projects benefitting one or more electoral areas, where the project benefits the granting electoral area.

2. For clarity, grant-in-aid are always subject to the restrictions on assistance to business contained in the *Local Government Act*.

Boundaries

3. The boundaries of the service area are the whole of the Juan de Fuca Electoral Area.

Participating Areas

4. The participants of the service are the Juan de Fuca Electoral Area.

Cost Recovery

5. As provided in section 378 of the *Local Government Act*, the annual cost of providing the 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.

Maximum Requisition

6. The maximum amount that may be requisitioned under Section 339(1)(e) for the Service will be the greater of:
 - (a) One Hundred Sixty-Seven Thousand, Two Hundred Fifteen dollars (\$167,215); or
 - (b) An amount equal to the amount that could be raised by a property value tax rate of \$0.05 per one thousand dollars (\$1,000.00), which when applied to the net taxable value of the land and improvements within the Service Area, will yield the maximum amount that may be requisitioned for the service.

Citation

7. This Bylaw may be cited for all purposes as the "Juan de Fuca Grant-In-Aid Services Conversion Bylaw No. 1, 2025".

READ A FIRST TIME THIS _____th _____ day of _____ 20__

READ A SECOND TIME THIS _____th _____ day of _____ 20__

READ A THIRD TIME THIS th day of 20__

APPROVED BY THE ELECTORAL
AREA DIRECTOR THIS th day of 20__

APPROVED BY THE INSPECTOR
OF MUNICIPALITIES THIS th day of 20__

ADOPTED THIS _____th day of _____ 20__

CHAIR

CORPORATE OFFICER