



Making a difference...together

BYLAW NO. 2397

PENINSULA RECREATION COMMISSION BYLAW NO. 1, 1996

**Consolidated for Public Convenience
(This bylaw is for reference purposes only)**

ORIGINALLY ADOPTED MAY 22, 1996

(Consolidated with Amending Bylaws 2480, 2759, 3142, 4135, 4297, 4566)

For reference to original bylaws or further details, please contact the Capital Regional District,
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CAPITAL REGIONAL DISTRICT

BYLAW NO. 2397

A BYLAW FOR THE ESTABLISHMENT OF A PENINSULA RECREATION COMMISSION FOR THE MUNICIPALITIES OF NORTH SAANICH, SIDNEY, AND CENTRAL SAANICH.

WHEREAS by Letters Patent, Division XVI, dated October 28, 1976, the Capital Regional District was granted the function of constructing, equipping, operating and maintaining an ice arena and swimming pool for the municipalities of North Saanich and Sidney;

AND WHEREAS by Bylaw No. 2363, cited as “the Saanich Peninsula Ice Arena Local Service Establishment Bylaw No. 1, 1996”, the Municipality of Central Saanich became a participant in the equipping, operating and maintaining of an ice arena;

AND WHEREAS by Bylaw No. 2472, cited as “Saanich Peninsula Swimming Pool Local Service Establishment Bylaw No. 1, 1997”, the Municipality of Central Saanich became a participant in the equipping, operating, and maintaining of a swimming pool; *(Bylaw 2480)*

AND WHEREAS by Bylaw No. 2473, cited as “Saanich Peninsula Recreation and Community Use Local Service Establishment Bylaw No. 1, 1994, Amendment Bylaw No. 1, 1997”, the Municipality of Central Saanich became a participant in the local service for pleasure, recreation and community use established by Bylaw No. 2240; *(Bylaw 2480)*

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

1. A Recreation Commission to be known as the Peninsula Recreation Commission is hereby established and shall consist of the following members:
 - (a) The Mayor of North Saanich; *(Bylaw 4297)*
 - (b) The Mayor of Sidney; *(Bylaw 4297)*
 - (c) The Mayor of Central Saanich; *(Bylaw 4297)*
 - (d) A member of the Council of North Saanich nominated by the said Council and appointed by the Regional Board;
 - (e) A member of the Council of Sidney nominated by the said Council and appointed by the Regional Board;
 - (f) A member of the Council of Central Saanich nominated by the said Council and appointed by the Regional Board;
 - (g) Three members appointed by the Regional Board of whom one shall represent and be a resident of North Saanich, one shall represent and be a resident of Sidney and one shall represent and be a resident of Central Saanich;

- (h) In the absence of a Mayor from a participating municipality, an alternate member from the Council of a participating municipality may be nominated by that Council and appointed by the Regional Board to attend the commission in the Mayor's absence. *(Bylaw 4297)*
 - (i) An alternate member from the Council of a participating municipality may be nominated by that Council and appointed by the Regional Board to attend the Commission in the absence of the Council member. *(Bylaw 2759)*
 - (j) An alternate under section 1(h) and 1(i) may take the place of, vote, and generally act in all matters for the applicable absent Mayor or council member. An alternate holds office until another council member is appointed as a replacement, or the alternate resigns, and the regional district corporate officer is notified in writing. If the seat of a Mayor or council member becomes vacant through resignation, disqualification, or death, the alternate may continue in place of the Mayor or council member whose seat became vacant until a new Mayor or council member is appointed. *(Bylaw 4297)*
2.
 - (a) The term of office of a member of the Commission who is a Director shall be for his or her term of office as a Director.
 - (b) The term of office of a member of the Commission who is a Council member other than a Director shall be for a two-year period commencing the 1st of January and ending on the 31st of December of the second year of appointment. *(Bylaw 4135)*
 - (c) The term of office of those members of the Commission other than the Directors and Members of Council shall be for a two-year period ending on the 31st day of December of the second year of appointment.
 - (d) Section 2(b) is in effect for members appointed for a term starting on or after January 1, 2017. *(Bylaw 4135)*
 - (e) All vacancies on a Commission must be advertised or posted locally for at least thirty (30) days. *(Bylaw 4566)*
 - (f) A member who fails to attend three (3) consecutive regular meetings without the permission of a Commission may have their appointment to the Commission terminated. *(Bylaw 4566)*
 - (g) No appointee may serve more than three (3) consecutive terms, except as indicated in subsection 2(h). *(Bylaw 4566)*
 - (h) At the request of a Director and under unique circumstances, such as a failure to attract nominations after thirty (30) days of appropriate notice of vacancy, the Regional Board may extend an appointed Commission member's term beyond the limit of three (3) consecutive terms. *(Bylaw 4566)*
 3. The Regional Board shall appoint persons to act as members of the Commission as provided above.
 4. In the event of the death, resignation, or disqualification of a member of the Commission, the Regional Board shall appoint a successor for the remainder of the term.
 5. In voting on the Commission all members shall have one vote each.

6. Discussion on all matters of business and all affairs of the Commission shall be open to all members of the Commission.
7. The Commission shall elect a Chair from amongst its members who shall serve a term of two years. (Bylaw 3142)
8. A quorum of the Commission is a majority of the members.
9. The rules of procedure for the Commission shall not be inconsistent with those of the Regional District.
10. The Regional Board hereby delegates to the Commission all of the administrative powers of the Regional Board with respect to the equipping, maintenance and management of the swimming pool and ice arena and such other additional facilities as may be provided from time to time; and without limiting the generality of the foregoing the Commission shall establish scales of admission charges, appoint staff and determine operational rules and procedures, provided however all staff appointed by the Commission shall be for all purposes employees of the Regional Board, although such employees shall be subject to the direction of the Commission with respect to day to day management of the Commission's affairs.
11. Notwithstanding the provisions of Section 10 of this Bylaw, the Regional Board retains the right of approval of operational rules, procedures and policies, and the schedule of admission charges to be established.
12. In October of each and every year the Commission shall prepare an annual budget which shall include estimates for administration, development, maintenance, operation and other expenses, including debt charges, together with estimates for expected revenues, and shall submit such budget for the approval of the Regional Board and for inclusion in the Regional Board's provisional and annual budgets.
13. Bylaw No. 314 cited as the "Peninsula Recreation Facility Commission Bylaw 1976" and Bylaw No. 330 cited as the "Peninsula Recreation Commission Amendment Bylaw No. 1, 1977" are hereby rescinded.
14. This Bylaw may be cited as "Peninsula Recreation Commission Bylaw No. 1, 1996, Amendment Bylaw No. 4, 2016".

READ A FIRST TIME THIS	22 nd	day of	May	1996
READ A SECOND TIME THIS	22 nd	day of	May	1996
READ A THIRD TIME THIS	22 nd	day of	May	1996
ADOPTED THIS	22 nd	day of	May	1996

Original signed by Robert Clark

Original signed by Carmen Thiel

CHAIRPERSON

SECRETARY