

**CAPITAL REGIONAL DISTRICT
BYLAW NO. 4155**

**A BYLAW TO CONVERT THE COMMUNITY RECREATION FUNCTION OF DIVISION XV OF
THE SUPPLEMENTARY LETTERS PATENT OF THE CRD TO SERVICES OPERATED
UNDER A BYLAW**

WHEREAS:

- A. By Supplementary Letters Patent (SLP), Division XV, OIC 3115, dated the 3rd day of October, 1975 the Capital Regional District was given the authority to undertake community recreational programs among and within the electoral areas in the Capital Regional District, and must by bylaw name the areas that participate in the program;
- B. The municipalities of Colwood, Langford, Metchosin, View Royal and Sooke were subsequently incorporated and, as a result, no longer participate in the Community Recreation function; and the Outer Gulf Islands Community Recreation service was created under a separate bylaw and therefore does not participate in the Community Recreation function;
- 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 Division XV (participating area Bylaw 1360) 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 written consent of at least two thirds of all the participants has been obtained in accordance with the *Local Government Act*.

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

- 1. The function of acquiring, developing, operating and maintaining community recreation services on Pender Island as granted by Division XV of SLP dated October 3, 1975 is hereby converted and established as the Pender Island Community Recreation Service.
- 2. The boundaries of the service area are shown on Schedule "A" attached hereto.
- 3. The annual cost for the service may be recovered, in accordance with Paragraph 378 of the *Local Government Act*, by one or more of the following:
 - a. Property value taxes,
 - b. Parcel taxes,
 - c. Fees and charges,
 - d. Revenues raised by other means, or
 - e. Revenues received by way of agreement, enterprise, gift, grant or otherwise.

4. In accordance with Paragraph 339 (1) of the *Local Government Act*, the maximum amount that may be requisition for the cost of the Pender Island Community Recreation Service is the greater of \$71,560 or an amount equal to the amount that could be raised by a property tax rate of \$0.079/\$1,000 when applied to the net taxable value of lands and improvements within the service area defined in paragraph 2 above.
5. This Bylaw may be cited for all purposes as the "Pender Island Community Recreation Services Conversion Bylaw No. 1, 2017"

READ A FIRST TIME this _____th day of _____ 2017.

READ A SECOND TIME this _____th day of _____ 2017.

READ A THIRD TIME this _____th day of _____ 2017.

APPROVED BY THE INSPECTOR OF MUNICIPALITIES this _____ day of _____, 2017.

ADOPTED this _____th day of _____ 2017.

CHAIR

CORPORATE OFFICER

Schedule A Bylaw 4155 Pender Island Community Recreation Services



Service Area Boundary

* Water boundary extends 100m offshore

1:51,000

0 185 370 740 1,110 1,480 Metres

Projection: Universal Transverse Mercator, Zone 10, North, North American Datum 1983.

DISCLAIMER

Important This map is for general information purposes only. The Capital Regional District (CRD) makes no representations or warranties regarding the accuracy or completeness of this map or the suitability of the map for any purpose. **This map is not for**

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