

CAPITAL REGIONAL DISTRICT  
BYLAW NO. 4602

\*\*\*\*\*

A BYLAW TO ESTABLISH A SERVICE FOR THE PURPOSE OF  
FOODLANDS ACCESS

\*\*\*\*\*

**WHEREAS:**

- A. The Board of the Capital Regional District wishes to establish a regional Foodlands Access Service (the “Service”) to address the decline of productive farmland in the Capital Regional District; and
- B. Participating area approval is required and elector approval has been obtained for the entire service area by alternative approval process, pursuant to s. 342(4) of the *Local Government Act*; and,
- C. The approval of the Inspector of Municipalities has been obtained under s. 342(1)(a) of the *Local Government Act*.

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

**Service**

- 1. The service being established and to be operated is a service to preserve and coordinate preservation and access to farmland for agricultural use, and to promote regional food security, including, without limiting the foregoing:
  - a) purchasing, leasing or otherwise acquiring land to be used for agriculture and agricultural-related activities;
  - b) providing capital funding for improvements to agricultural land, and operational funding for delivery of service programs on agricultural land;
  - c) entering into agreements with third parties for service delivery and operation of programs in support of the service;
  - d) providing grants or financial assistance to support agricultural initiatives that promote beneficial and sustainable agricultural practices and regional food security; and
  - e) delivering the service and achieving the service goals through education, outreach, and other promotional activities.

**Boundaries**

- 2. The boundaries of the service area are coterminous with the boundaries of the Capital Regional District.

**Participating Areas**

- 3. All municipalities and electoral areas within the Capital Regional District are the participating areas for this service.

**Cost Recovery**

4. 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.

**Cost Apportionment**

5.
  - a) The annual costs for the service, net of grants and other revenues, shall be apportioned among the participating areas, as follows:
    - i. Fifty (50) percent of the costs shall be recovered on the basis of the population of the participating areas; and
    - ii. Fifty (50) percent on the converted value of land and improvements in the participating areas.
  - b) Population, for the purpose of this section, is the population estimate as determined annually by the Regional Planning department of the Capital Regional District.

**Maximum Requisition**

6. In accordance with Section 339(1)(e) of the *Local Government Act*, the maximum amount that may be requisitioned annually for the cost of the Service is the greater of:
  - a) One million (\$1,000,000); or
  - b) An amount equal to the amount that could be raised by a property value tax rate of \$0.00543 per one thousand dollars (\$1,000) that, 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 as the "Foodlands Access Service Establishment Bylaw No. 1, 2024".

READ A FIRST TIME THIS \_\_\_\_\_ day of \_\_\_\_\_, 2024

READ A SECOND TIME THIS \_\_\_\_\_ day of \_\_\_\_\_, 2024

READ A THIRD TIME THIS \_\_\_\_\_ day of \_\_\_\_\_, 2024

APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS \_\_\_\_\_ day of \_\_\_\_\_, 2024

RECEIVED PARTICIPATING AREA APPROVAL UNDER SECTION 342(4) OF THE LOCAL GOVERNMENT ACT THIS \_\_\_\_\_ day of \_\_\_\_\_, 2024

ADOPTED THIS \_\_\_\_\_ day of \_\_\_\_\_, 2024

\_\_\_\_\_  
CHAIR

\_\_\_\_\_  
CORPORATE OFFICER

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS \_\_\_\_\_ day of \_\_\_\_\_