

PEACE RIVER REGIONAL DISTRICT

Bylaw No. 995, 1995

A bylaw to establish a Local service to provide for the construction, operation and maintenance of a leisure pool on behalf of the City of Fort St. John, Electoral Area C and a defined portion of Electoral Area B

WHEREAS the Regional Board of the Peace River Regional District may, by bylaw, establish and operate a local service under the provisions of ~~Section 788 of the Municipal Act~~; the *Local Government Act*;

AND WHEREAS the Board wishes to establish a local service to provide for the construction, operation and maintenance of a leisure pool for the benefit of the residents of the local service area;

AND WHEREAS the assent of the electors has been obtained under Section 796(1) of the Municipal Act within the participating areas of the City of Fort St. John, Electoral Area "C" and the defined portion of Electoral Area "B";

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

Service Being Established

1. The local service hereby established under this by-law and to be operated is a leisure pool, being a structure which comprises, but is not limited to, a wave pool, lane pool and diving board, sauna, soaking pool, water slides, other aquatic activities, and ancillary services, hereinafter known as the "North Peace Leisure Pool ~~Local Service Area~~".

Service Area Boundaries

- ~~2. The local service area is contained within the City of Fort St. John, Electoral Area "C" and the defined portion of Electoral Area "B", as described on the plan annexed hereto as Schedule "A".~~

Service Area Boundaries

2. The Service Area for the North Peace Leisure Pool Service is the City of Fort St. John in its entirety, Electoral Area C in its entirety, and Electoral Area B in its entirety; further, the service area within Electoral Area B is split into two parts – Zone 1 and Zone 2, as described below and shown on the map attached hereto as Schedule A – Service Area Boundary.

- a. In Zone 1 of Electoral Area B, all properties are within the Service Area Boundary.
- b. In Zone 2 of Electoral Area B, the list of residential properties described by folio and legal description in Schedule A are removed from the service area boundary and exempted from taxation for the purpose of the North Peace Leisure Pool Service.

Participating Areas

3. The participants in the local service, established under Section 1, are the City of Fort St. John, Electoral Area "C" and ~~the defined portion of Electoral Area "B".~~

Cost Recovery

4. ~~The annual costs for the service shall be recovered by:~~
 - a) ~~imposition of fees and other charges; and~~
 - b) ~~requisition under Section 809 and 809.1 of the Municipal Act to be collected by a property value tax in the local service area, to be levied and collected under Section 810(1) and 810.1(1) on improvements only.~~
4. The annual cost of providing the Service within the service area boundary as defined in Part 2 – Service Area Boundaries, and shown on Schedule A, shall be recovered by one of more of the following:
 - a) A property value tax imposed pursuant to the provisions of the *Local Government Act*, levied against the net taxable value of improvements only;
 - b) Revenues raised by other means authorized by the *Local Government Act*, or another Act;
 - c) Revenues raised by way of agreement, enterprise, gift, grant, or otherwise.

Apportionment of Costs

5. ~~The costs of providing the local service shall be apportioned in accordance with Section 808(2) of the Municipal Act on the basis of converted values of improvements only.~~

Requisition

6. ~~The maximum amount that may be requisitioned pursuant to Section 804(1) of the Municipal Act for the service provided under Section 1 shall be the product of a property value tax of \$1.30 for each \$1,000 of net taxable values included in the service area.~~
5. The maximum that may be requisitioned in any one year for the service is the amount that could be raised by a property value tax of **\$1.30/\$1,000** when applied to the net taxable value of land and improvements in the service area.

Citation General Provisions

6. This bylaw may be cited as "North Peace Leisure Pool Local Service Area Establishment Bylaw No. 995, 1995"
7. Schedule A – Service Area Boundary is attached to and forms part of this bylaw.

8. If any portion of this bylaw is declared invalid by a court, the invalid portion shall be severed and the remainder of the bylaw is deemed valid.
9. The headings used in this bylaw are for convenience only and do not form part of this bylaw, and are not to be used in the interpretation of this bylaw.
10. Any enactment referred to herein is a reference to an enactment of the Province of British Columbia and regulations thereto, as amended, revised, consolidated, or replaced from time to time.

READ A FIRST TIME THIS 13th DAY OF April, 1995.

READ A SECOND TIME THIS 13th DAY OF April, 1995.

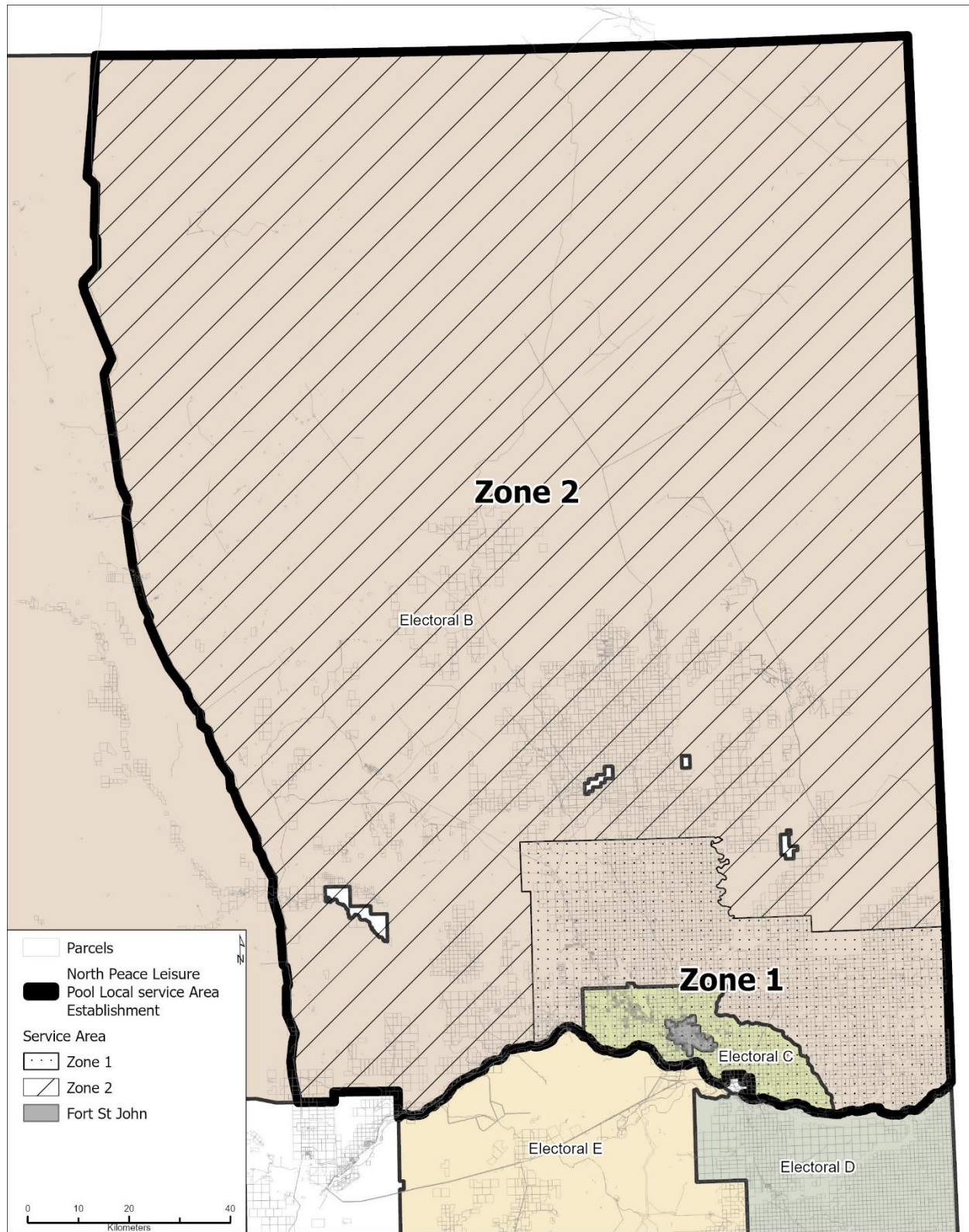
READ A THIRD TIME THIS 13th DAY OF April, 1995.

APPROVED by the Inspector of Municipalities this 12th day of May, 1995.

ASSENTED to by the electors this 17th day of June, 1995.

RECONSIDERED, FINALLY PASSED AND ADOPTED THIS 22nd DAY OF
June, 1995.

Schedule A – Service Area Boundary map and list of Exempted Residential Properties - Zone 2 of Electoral Area B (exempted from taxation in Zone 2 of Electoral Area B, identified by folio and legal description)

SCHEDULE A – NORTH PEACE LEISURE POOL SERVICE AREA BOUNDARY

EXEMPTED PROPERTIES:

Insert Here:

Cumulative list of Exempted Residential Properties - Zone 2 of Electoral Area B (exempted from taxation in Zone 2 of Electoral Area B, identified by folio and legal description) from Bylaw 995, all previous amendment bylaws, and those added by Bylaw 2489.