

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

BYLAW NO. 1101

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Being a bylaw to establish and operate the extended service of a Sterile Insect Release Program for the City of Penticton, the District of Summerland, the Town of Osoyoos, the Village of Oliver, the Village of Keremeos, and electoral participating areas within Electoral Areas A, B, C, D, E, F and G, as described on attached Schedule A.

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WHEREAS Section 789 of the Municipal Act provides for the establishment and operation of extended services within a regional district;

AND WHEREAS Section 283 of the Municipalities Enabling and Validating Act, R.S.B.C. 1960 provides for the establishment of the Okanagan/Kootenay Sterile Insect Release Board for the purpose of providing a Sterile Insect Release Service;

AND WHEREAS a regulation was passed by the Lieutenant Governor in Council to establish and operate the extended service of the Sterile Insect Release Program;

AND WHEREAS the Sterile Insect Release Service is designed to control destructive insect pests by means of a program that includes the release of sterile insects;

AND WHEREAS the Regional Districts of Okanagan-Similkameen, Central Okanagan, North Okanagan, Columbia-Shuswap and Central Kootenay, shall participate and share in the service;

AND WHEREAS the Okanagan/Kootenay Sterile Insect Release Board shall act as agent for the participating Regional Districts for the provision of this service;

AND WHEREAS the assent of the Electors of the City of Penticton, the District of Summerland, the Town of Osoyoos, the Village of Oliver, the Village of Keremeos, and electoral participating areas, within Electoral Areas A, B, C, D, E, F, and G (as described on attached Schedule A) has been waived pursuant to the authority of Section 283(3) of the Municipalities Enabling and Validating Act;

NOW THEREFORE the Regional Board of the Regional District of Okanagan-Similkameen, in open meeting assembled, ENACTS as follows:

1. Service and Service Area

Pursuant to Section 283(2) of the Municipalities Enabling and Validating Act, the Regional District of Okanagan-Similkameen in conjunction with the Central Okanagan, North Okanagan, Columbia Shuswap and Central Kootenay Regional Districts, hereby establishes the Okanagan/Kootenay Sterile Insect Release Board (S.I.R. Board) which, as agent for the participating regional districts, will provide the sterile insect release program as an extended service.

The S.I.R. Board will be comprised of one member appointed annually by each participating Regional District from its elected Directors. The Minister of Agriculture and Fisheries, the Minister of Agriculture Canada, and the British Columbia Fruit Growers' Association may each appoint one person as a non-voting member of the S.I.R. Board.

The Sterile Insect Release Board shall not -

- (a) borrow money
- (b) or incur liabilities,

without the approval of the participating Regional Districts.

2. Participating Areas

The participating areas within the Regional District of Okanagan-Similkameen are as follows:

The Corporation of the City of Penticton  
The Corporation of the District of Summerland  
The Corporation of the Town of Osoyoos  
The Corporation of the Village of Oliver  
The Corporation of the Village of Keremeos

and the electoral participating areas A, B, C, D, E, F, and G as outlined on Schedule A attached hereto.

3. Cost Recovery

The annual operating and debt servicing costs shall be recovered in the following manner:

- (a) Firstly, the Regional District of Okanagan-Similkameen and all other participating Regional Districts shall levy a parcel tax imposed in accordance with the Municipal Act, and Section 283 of the Municipalities Enabling and Validating Act, and accompanying regulations.

(b) Secondly, the amount of the annual operating and debt servicing costs that are apportioned to the Regional District of Okanagan-Similkameen in accordance with Section 4, shall be recovered by requisition of money under Section 809 of the Municipal Act in respect of the municipal participating areas, and Section 809.1 of the Municipal Act in respect of the electoral participating areas to be collected by a property value tax to be levied and collected under Section 810(1) and 806(1)(b) of the Municipal Act in respect of municipal participating areas, on the assessed value of land only for general municipal purposes, and Section 810.1(1) and 806(4) of the Municipal Act in respect of the electoral participating areas on the assessed value of land only on the basis provided by Section 26 of the Hospital District Act.

4. Apportionment of Costs

The S.I.R. Board shall apportion net annual operating and debt servicing costs among participating Regional Districts on the basis of converted land value assessment within the participating areas for the current year for Regional Hospital District purposes. Net annual operating and debt servicing costs means total costs net of or after the amounts raised by all participating Regional Districts through the parcel tax noted in Section 3, and any other revenue.

The Regional District of Okanagan-Similkameen shall apportion its share of the net annual operating and debt servicing costs among the participating areas on the basis of converted land value assessment within the participating areas for the current year for Regional Hospital District purposes.

5. Limit

The amount of the annual requisition referred to in Section 3 shall not exceed the product of 34 cents per thousand of actual assessed value of land only within the participating areas, on the basis provided by Section 26 of the Hospital District Act.

6. Citation

This bylaw may be cited as the "The Regional District of Okanagan-Similkameen Sterile Insect Release Extended Service Establishment Bylaw No. 1101, 1989".

READ A FIRST TIME this 14 day of December, 1989.  
READ A SECOND TIME this 14 day of December, 1989.  
READ A THIRD TIME this 14 day of December, 1989.

Certified a true copy of Bylaw No. 1101, 1989,  
at third reading.  
Dated at Penticton, B.C. this 3 day of JANUARY, 1990.

*June D. Smith*

DEPUTY Secretary

RECEIVED THE APPROVAL OF THE INSPECTOR OF MUNICIPALITIES the  
29 day of MARCH, 1989.

RECONSIDERED, PASSED AND FINALLY ADOPTED this 17<sup>th</sup> day of  
MAY, 1989.

FILED WITH THE INSPECTOR OF MUNICIPALITIES this day of  
1989.

*Greg [Signature]*  
Chairman

*Vance [Signature]*  
Secretary

I hereby certify the foregoing to be a true and correct copy  
of Bylaw No. 1101, cited as The Regional District of Okanagan-Similkameen Sterile Insect Release Extended Service Establishment Bylaw No. 1101, 1989" as adopted by the  
Regional Board on the 17<sup>th</sup> day of May, 1989.

Dated at Penticton, B.C.  
this 18<sup>th</sup> day of July, 1989.

*Vance [Signature]*  
Secretary