

**REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN**

**BYLAW NO. 2224, 2003**

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A bylaw to impose a parcel tax on owners of land subject to codling moth eradication under the Sterile Insect Release Program.

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WHEREAS Section 282(2) of the Municipalities Enabling and Validating Act, and BC Reg. 17/90 authorize the participating regional districts of the Okanagan-Kootenay Sterile Insect Release Board to impose a parcel tax:

AND WHEREAS the Regional District of Okanagan-Similkameen is a participating Regional District of the Okanagan-Kootenay Sterile Insect Release Board;

AND WHEREAS the Okanagan-Kootenay Sterile Insect Release Board is an agent for the participating Regional Districts;

AND WHEREAS the Board of the Regional District Okanagan-Similkameen deems it desirable and expedient to impose a parcel tax on lands benefiting to recover a portion of the costs of the Sterile Insect Release (SIR) program;

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

**SECTION 1 CITATION**

1.1 This Bylaw may be cited for all purposes as the Regional District of Okanagan-Similkameen Sterile Insect Release Parcel Tax Bylaw No. 2224, 2003.

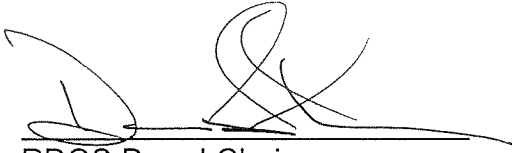
**SECTION 2 INTERPRETATION**

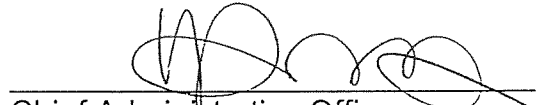
2.1 This Bylaw shall be in force and effect within the City of Penticton, District of Summerland, Town of Oliver, Town of Osoyoos, Village of Keremeos and in all Electoral Areas of the Regional District.

2.2 A parcel tax shall be levied at a rate of \$95.53 per acre in accordance with the Sterile Insect Release Board Policy, Schedule 'A' attached hereto and forming part of this bylaw.

READ A FIRST, SECOND AND THIRD TIME this 22<sup>nd</sup> day of May, 2003.

ADOPTED BY AT LEAST 2/3 OF THE VOTES this 22<sup>nd</sup> day of May, 2003.

  
RDOS Board Chairman

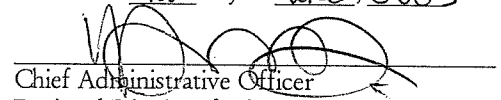
  
Chief Administrative Officer

Reviewed by: \_\_\_\_\_

I hereby certify this document to be a true copy of

RDOS Bylaw 2224, 2003

Dated this 2nd day of June, 2003

  
Chief Administrative Officer  
Regional District of Okanagan-Similkameen

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN  
BYLAW NO. 2224, 2003  
SCHEDULE 'A'

OKANAGAN-KOOTENAY STERILE INSECT RELEASE PROGRAM

SIR Parcel Tax Policy  
(Adopted September 19, 1997)  
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1. ORCHARD STATUS

The status of the orchard as of February 1 in each year will form the basis of the parcel tax assessment for that year. All acreage and ownership appeals must be made in writing and received at least two (2) days prior to the Court of Revision being held for the area in question.

Any reduction in acreage that occurs between February 1 and April 15 (which for purposes of the SIR Parcel Tax Policy designates the start of the Program's field season) may be appealed directly to the Board on an individual basis by May 15 of the same calendar year as the reduction. Only acreage that was removed between February 1 and April 15 of that year can be appealed at this time. All other appeals for acreage adjustment must be made at the regularly scheduled Court of Revision.

Each parcel of real property that is 0.3 acre or greater in size with 20 or more codling moth host trees (apple, pear, crabapple and/or quince) planted on it will be levied a parcel tax.

- a) Acreage where stumps of codling moth host trees have not been uprooted - parcel tax will apply.
- b) New orchards replanted to codling moth host trees, regardless of whether the trees are bearing fruit or not - parcel tax will apply.

2. DETERMINATION of PARCEL TAX ASSESSMENT

- a) All properties being levied a SIR parcel tax will be assessed for a minimum of one (1) acre.
- b) For properties greater than one (1) acre in size and where host trees are planted in blocks, acreage will be determined based on canopy drip lines of the block(s).
- c) For properties greater than one (1) acre in size and where host trees are not planted in blocks (e.g., golf courses, pastures, etc.), acreage will be determined based on the formula:

$$\text{acres} = \text{number of trees} / 100$$

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### 3. INTERPLANTED ORCHARDS

Orchards interplanted with codling moth host trees and non-host trees will be levied a parcel tax as follows:

- a) Interplanted orchards shall be defined as having planted acreage greater than one (1) acre in size, where the trees are planted in blocks, and where host trees are intermixed with non-host trees.
- b) Size of the interplanted orchard or block will be determined based on canopy drip lines of the block(s) and the percentage planted to host trees will be determined by tree count, i.e.,  $(\text{number of host trees in block} / \text{total number of trees in block}) \times 100$ .
- c) If the total acreage of codling moth host trees planted on the parcel of land is greater than or equal to 50% of the total planted acreage of the parcel, then the total planted acreage of the parcel will be levied a parcel tax.
- d) If the total acreage of codling moth host trees planted on the parcel of land is less than 50% of the total planted acreage of the parcel, then 50% of the total planted acreage of the parcel will be levied a parcel tax.

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