

COLUMBIA SHUSWAP REGIONAL DISTRICT

BYLAW NO. 5755

A bylaw to establish a service and service area for a network of regional trails within former railway corridor lands

WHEREAS under section 332 of the *Local Government Act* a regional district may, by bylaw, establish and operate any service that the board considers necessary or desirable for all or part of the regional district;

AND WHEREAS the Board of the Columbia Shuswap Regional District (the "Board") wishes to acquire, in conjunction with the Splatshin First Nation and the Regional District of the North Okanagan, the abandoned Canadian Pacific rail corridor between Sicamous and Armstrong in order to develop a network of regional trails (the "Rail Corridor Trail Initiative");

AND WHEREAS THE Board wishes to establish a service to acquire, construct, improve, manage and operate the Rail Corridor Trail Initiative with respect to those parts of the Rail Corridor Trail Initiative that are within the Columbia Shuswap Regional District;

AND WHEREAS the approval of the electors in the Participating Areas has been obtained in accordance with section 345(1)(a) of the *Local Government Act*;

AND WHEREAS the approval of the Inspector of Municipalities has been obtained in accordance with sections 342(1)(a) of the *Local Government Act*;

NOW THEREFORE the Board of the Columbia Shuswap Regional District, in open meeting assembled, HEREBY ENACTS as follows:

1. The Regional District hereby establishes a service for the purpose of acquiring, constructing, improving, managing and operating the Rail Corridor Initiative (the "Rail Corridor Trail Service").
2. The participating areas and the service areas for the Rail Corridor Trail Service consist of the City of Salmon Arm, the District of Sicamous and Electoral Areas "C", "D", "E" and "F" (the "Participating Areas").
3. Boundaries:

The boundaries of the service area are:

- All of Electoral Area C;
- All of Electoral Area D;
- All of Electoral Area E;
- All of Electoral Area F;
- All of the City of Salmon Arm;
- All of the District of Sicamous.

4. The annual costs for the Rail Corridor Trail Service shall be recovered by:
 - (a) requisition of money to be collected by 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 under the *Local Government Act* or another Act; and
 - (d) revenues received by way of agreement, enterprise, gift, grant or otherwise.

5. The requisition of money to be collected by property value taxes imposed in accordance with Division 3 of Part 11 of the *Local Government Act* is to be apportioned among the Participating Area as follows:
 - a. 35% from City of Salmon Arm;
 - b. 30% from District of Sicamous;
 - c. 12% from Electoral Area "C";
 - d. 3% from Electoral Area "D";
 - e. 15% from Electoral Area "E"; and
 - f. 5% from Electoral Area "F".

6. The maximum amount that may be requisitioned for the Rail Corridor Trail Service is the amount equivalent to \$0.06 for each \$1,000 of net taxable value of land and improvements included in the Service Area.

7. This bylaw may be cited as "Rail Corridor Trail Service Establishment Bylaw No. 5755."

READ A FIRST TIME THIS 20th day of April, 2017.

READ A SECOND TIME THIS 20th day of April, 2017.

READ A THIRD TIME THIS 20th day of April, 2017.

THIRD READING RESCINDED THIS 18th day of May, 2017.

AMENDED THIS 18th day of May, 2017.

READ A THIRD TIME AS AMENDED THIS 18th day of May, 2017.

Approved by the Inspector of Municipalities this 26th day of May, 2017.

RECEIVED elector approval this _____ day of _____, 2017.

ADOPTED THIS _____ day of _____, 2017.

MANAGER OF CORPORATE
ADMINISTRATION SERVICES (SECRETARY)

CHAIR

CERTIFIED a true copy of
Bylaw No. 5755 as read a third time,
as amended.

CERTIFIED a true copy of
Bylaw No. 5755 as adopted.



Deputy Manager of Corporate
Administration Services

Deputy Manager of Corporate
Administration Services



Statutory Approval

Under the provisions of section _____ 342 _____

of the _____ Local Government Act _____

I hereby approve Bylaw No. _____ 5755 _____

of the _____ Columbia Shuswap Regional District _____,

a copy of which is attached hereto.

Dated this 26th *day*
of May , 2017

A handwritten signature in black ink, appearing to be "JL", written over a horizontal line.

Deputy Inspector of Municipalities