

# REGIONAL DISTRICT OKANAGAN-SIMILKAMEEN

## BYLAW NO. 2365, 2005

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### A bylaw to provide for the establishment and operation of the Apex Mountain Fire Protection Local Service

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**WHEREAS** the Regional District Okanagan-Similkameen wishes to establish under Section 800(1) of the *Local Government Act* and operate a fire protection service for a portion of Electoral Area 'D' of the Regional District Okanagan-Similkameen;

**AND WHEREAS** the approval of the electors in the participating area under Section 801(1)(b) of the *Local Government Act* for the service established by this bylaw has been given by assent of the electors in accordance with Sections 801(2)(a) and 801.2 of the *Local Government Act*;

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

**1. ESTABLISHMENT OF THE SERVICE**

The Regional District Okanagan-Similkameen hereby establishes a service for fire prevention and suppression, to be known as the Apex Mountain Fire Protection Service, and without limiting the generality of the foregoing, is empowered and authorized to do all things necessary including obtaining required permits and licenses, employing staff, purchasing equipment and fire prevention and suppression materials, and entering into contracts for the purposes of the service.

**2. BOUNDARIES OF THE SERVICE AREA**

The boundaries of the Apex Mountain Fire Protection Local Service Area contain the portion of Electoral Area 'D' of the Regional District Okanagan-Similkameen shaded on [Schedule 'A'](#) attached to and forming part of this bylaw.

**3. PARTICIPATING AREA**

Electoral Area 'D' of the Regional District Okanagan-Similkameen includes the participating area for the Apex Mountain Fire Protection Local Service.

**4. COST RECOVERY METHOD**

The annual costs for the Apex Mountain Fire Protection Local Service shall be recovered pursuant to Sections 803.(1)(a), (b), and (c) of the *Local Government Act* as follows:

- (a) by the requisition of money in the Apex Mountain Fire Protection Local Service Area established by this bylaw, to be collected by a property value tax on the net taxable value of land and improvements within the service area, to be levied and collected in accordance with Division 4.3 of Part 24 of the *Local Government Act*;
- (b) by the requisition of money in the Apex Mountain Fire Protection Local Service Area established by this bylaw, to be collected by a parcel tax, to be levied and collected in accordance with Division 4.3 of Part 24 of the *Local Government Act*;
- (c) by the imposition of fees or other charges that may be fixed by separate bylaw for the purpose of recovering those costs; or
- (d) by a combination of one or more of a, b, and c above.

**5. LIMIT**

The annual maximum amount that may be requisitioned under Division 4.3 of Part 24 of the *Local Government Act* for the Apex Mountain Fire Protection Local Service is \$220,000 or \$2.86 cents per thousand dollars of net taxable value of land and improvements in the Apex Mountain Fire Protection Local Service Area.

**6. CITATION**

This bylaw shall be cited for all purposes as the “Apex Mountain Fire Protection Local Service Establishment Bylaw No. 2365, 2005.”

**READ A FIRST TIME, SECOND AND THIRD TIME** this 17<sup>th</sup> day of November, 2005.

**APPROVED BY THE INSPECTOR OF MUNICIPALITIES** this     day of     , 2005.

**RECEIVED ASSENT OF THE ELECTOR THROUGH REFERENDUM** this     day of     ,  
2005

**ADOPTED** this     day of     , 2005.

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Chair

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Director of Administration Services