

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

Naramata Water System Local Service Establishment Bylaw No. 1620, 1995

Consolidated for convenience purposes.
Includes all amendments to the text up to May 18, 2017

Summary of Amendments

Bylaw No.	Adopted	Amendment	Purpose
1700	Dec. 19, 1996	Apportionment of liability; Amend Schedule A	To extend the service area boundary.
1808	Nov. 20, 1997	Apportionment of liability; Amend Schedule A	To extend the service area boundary.
1876	Mar. 18, 1998	Apportionment of liability; Amend Schedule A	To extend the service area boundary.
2104	Dec. 20, 2001	Amend Schedule A	To extend the service area boundary.
2118	Feb. 21, 2002	Apportionment of liability; Amend Schedule A	To extend the service area boundary.
2290	Aug. 19, 2004	Amend Schedule A	To extend the service area boundary.
2293	Oct. 21, 2004	Amend Section 5 & 6	To update the Cost Recovery Method and references to provincial legislation; To increase the requisition limit.
2384	July 20, 2006	Amend Schedule A	To extend the service area boundary.
2478	Nov. 17, 2011	Amend Schedule A	To extend the service area boundary.
2551	Jan. 8, 2015	Amend Schedule A	To extend the service area boundary.
2747	May 18, 2017	Amend Schedule A	To extend the service area boundary.

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

BYLAW NO. 1620, 1995

A bylaw to transfer the Naramata community water utility and to establish a local service for the supply, treatment, conveyance, storage and distribution of water in and for the community of Naramata, within Electoral Area E.

WHEREAS by a public consultation process and by resolution of the Trustees of the Naramata Irrigation District dated June 29, 1995, the Regional District of Okanagan-Similkameen has been requested to accept the transfer of the Naramata community water utility;

AND WHEREAS by resolution dated July 20, 1995, the Board of Directors of the Regional District of Okanagan-Similkameen has accepted, in principle, the Naramata community water utility as a local service of the Regional District;

AND WHEREAS pursuant to Section 788(1)(b) of the *Municipal Act*, the Regional District of Okanagan-Similkameen may, by bylaw, establish and operate as a local service, the supply, treatment, conveyance, storage and distribution of water;

AND WHEREAS the Board of Directors of the Regional District of Okanagan-Similkameen wishes to proceed under section 794 of the *Municipal Act* to establish the supply, treatment, conveyance, storage and distribution of water as a local service for the Naramata Water System Local Service Area in Electoral Area E as outlined on Schedule A attached to this bylaw;

AND WHEREAS the provincial government, pursuant to sections 826 and 773 of the *Municipal Act*, has enacted Order-in-Council No. 1219 dated September 28, 1995, to effectively dissolve the Naramata Irrigation District and transfer all assets of that body to the Regional District of Okanagan-Similkameen;

AND WHEREAS the Director of Electoral Area “E” has consented in writing to the adoption of this bylaw;

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

ESTABLISHMENT OF LOCAL SERVICE

1.0 The Naramata Water System Local Service is hereby established as a local service and shall be known as the “Naramata Water System Local Service Area”.

WATER SYSTEM LOCAL SERVICE

- 2.0 The Board of Directors of the Regional District of Okanagan-Similkameen is empowered and authorized to provide for the supply, treatment, conveyance, storage and distribution of water in and for the Naramata Water System Local Service Area, and without limiting the generality of the foregoing, to enter into contracts with such authorities and companies as may be necessary or appropriate to implement the Naramata Water System Local Service.

BOUNDARIES OF THE LOCAL SERVICE AREA

- 3.0 The boundaries of the Naramata Water System Local Service Area are within a portion of Electoral Area E as outlined on Schedule A attached to and forming part of this bylaw.

PARTICIPATING AREA

- 4.0 The Naramata Water System Local Service Area is located entirely within the boundaries of Electoral Area E.

COST RECOVERY METHOD¹

- 5.0 The annual costs for the Naramata Water System 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 local service area as established by this bylaw, to be collected by a property value tax on the net taxable value of land and improvements within the local service area, to be levied and collected in accordance with Division 4.3 of Part 24 of the *Local Government Act*.
 - (b) by the requisitioning of money in the 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*.
 - (b) by the imposition of fees and other charges that may be fixed by separate bylaw for the purpose of recovering these costs.

LIMIT²

- 6.0 The maximum amount that may be requisitioned under Division 4.3 of Part 24 of the *Local Government Act* for the Naramata Water System Local Service shall not exceed \$839,800.00.

CITATION

- 7.0 This bylaw may be cited for all purposes as the Naramata Water System Local Service Establishment Bylaw No. 1620, 1995.

APPORTIONMENT OF LIABILITY

- 8.0 Notwithstanding Section 1 of Bylaw No. 1700, and Section 2 of Bylaw Nos. 1808, 1876 and 2118, any amount required to settle the liabilities of the former Naramata Irrigation District

¹ Naramata Water System Local Service Amendment Bylaw No. 2293, 2004, adopted October 21, 2004

² Naramata Water System Local Service Amendment Bylaw No. 2293, 2004, adopted October 21, 2004

shall continue to be apportioned only among those properties which were within the Naramata Irrigation District immediately prior to its dissolution on September 28, 1995. This section is not severable from the remainder of this bylaw.^{3,4,5,6}

READ A FIRST, SECOND AND THIRD TIME this 16th day of November, 1995.

I hereby certify that this is a true and correct copy of the "**Naramata Water System Local Service Establishment Bylaw No. 1620, 1995.**", as read a third time by the Regional Board of the Regional District of Okanagan-Similkameen, on the 16th day of November, 1995.

DATED this 16th day of November, 1995.

Administrator/Secretary

THE DIRECTOR OF ELECTORAL AREA "E" has consented in writing to the adoption of this bylaw.

APPROVED BY THE INSPECTOR OF MUNICIPALITIES this 8th day of December, 1995.

RECONSIDERED, PASSED AND FINALLY ADOPTED this 14th day of December, 1995.

Chairman

Administrator/Secretary

FILED WITH THE INSPECTOR OF MUNICIPALITIES this 21st day of December, 1995.

I hereby certify that this is a true and correct copy of the "**Naramata Water System Local Service Establishment Bylaw No. 1620, 1995.**", as adopted by the Regional Board of the Regional District of Okanagan-Similkameen, on the 14th day of December, 1995.

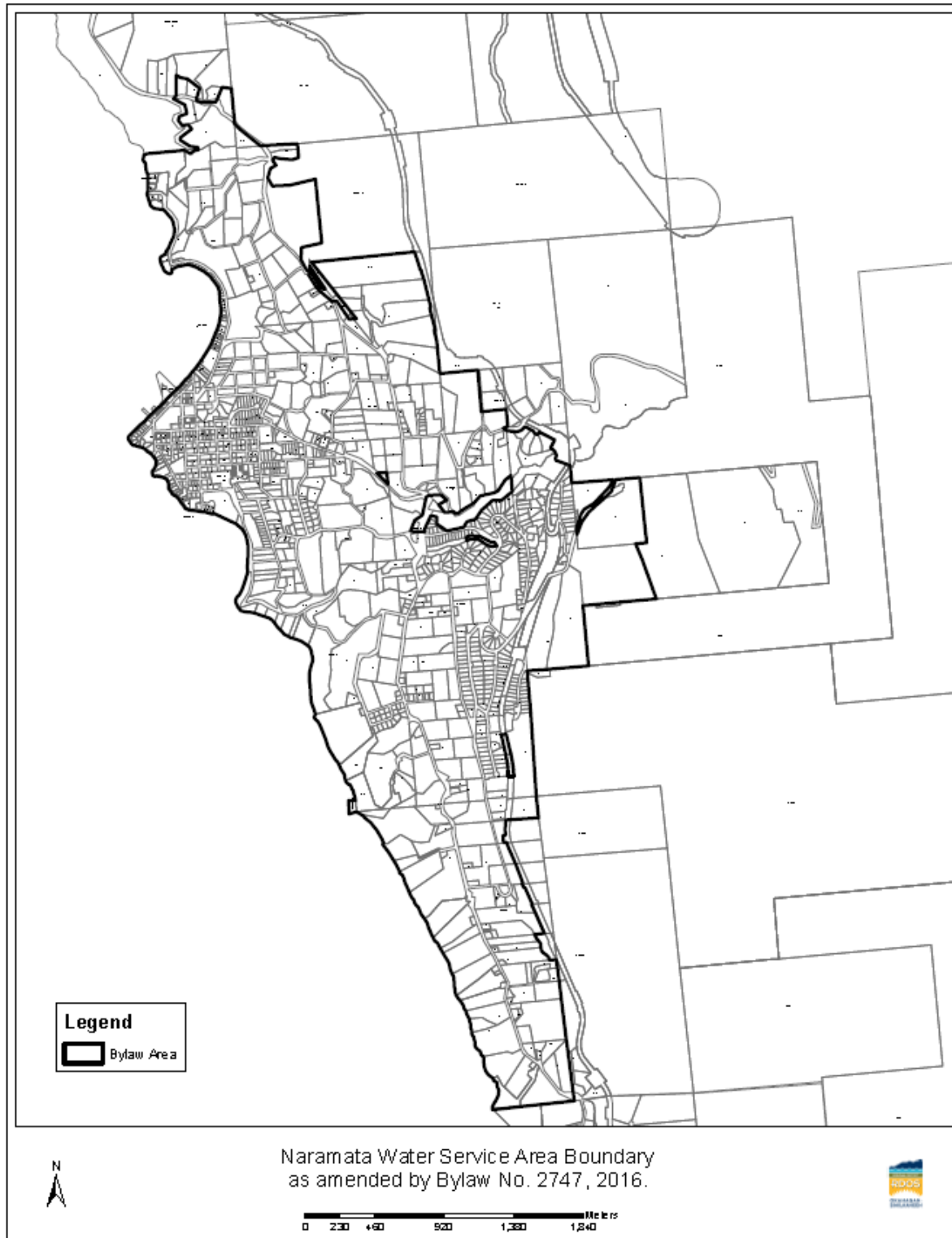
DATED this 21st day of December, 1995.

Administrator/Secretary

Reviewed by: "Vanessa Sutton"

3 Naramata Water System Local Service Boundary Extension Bylaw No. 1700, 1996, adopted December 19, 1996
4 Naramata Water System Local Service Amendment Bylaw No. 1808, 1997, adopted November 20, 1997
5 Naramata Water System Local Service Amendment Bylaw No. 1876, 1998, adopted March 18, 1998
6 Naramata Water Service Area Extension Bylaw No. 2118, 2001, adopted February 21, 2002

Schedule A ^{7,8,9,10,11,12,13,14,15,16}



- 7 Naramata Water System Local Service Boundary Extension Bylaw No. 1700, 1996, adopted December 19, 1996
- 8 Naramata Water System Local Service Amendment Bylaw No. 1808, 1997, adopted November 20, 1997
- 9 Naramata Water System Local Service Amendment Bylaw No. 1876, 1998, adopted March 18, 1998
- 10 Naramata Water Service Area Extension Bylaw No. 2104, 2001, adopted December 20, 2001
- 11 Naramata Water Service Area Extension Bylaw No. 2118, 2001, adopted February 21, 2002
- 12 Naramata Water Service Area Extension Bylaw No. 2290, 2004, adopted August 19, 2004
- 13 Naramata Water Service Area Extension Bylaw No. 2384, 2006, adopted July 20, 2006
- 14 Naramata Water Service Area Extension Bylaw No. 2478, 2008, adopted November 17, 2011
- 15 Naramata Water Service Area Extension Bylaw No. 2551, 2011, adopted January 8, 2015
- 16 Naramata Water Service Area Extension Bylaw No. 2747, 2016, adopted May 18, 2017