

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

Kaleden Fire Department Fire Protection Local Service Establishment Bylaw No. 1238, 1991

Consolidated for convenience purposes.
Includes all amendments to the text up to February 4, 2021

Summary of Amendments

Bylaw No.	Adopted	Amendment	Purpose
1437	September 15, 1994	Amend Schedule A	Extend service area
1238.01	May 17, 2018	Replace Sections 1, 4, 5; Repeal Sections 6 (description of service) and 7 (authority to provide assistance outside of service area) and renumber following sections	Expand description of service; Expand options for cost recovery; Amend requisition limit
1238.02	March 7, 2019	Amend Schedule A	Extend service area
1238.03	August 15, 2019	Amend Schedule A	Extend service area
1238.04	February 4, 2021	Amend Schedule A	Extend service area

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

BYLAW NO. 1238, 1991

A bylaw to convert and expand the Kaleden fire protection specified area to a local service area within a portion of Electoral Area `D'.

WHEREAS under Section 767(4) of the Municipal Act, a Regional District exercising a power to provide a service other than a general service is required to adopt a bylaw respecting that service which:

- a) meets the requirements of Section 794 for an establishing bylaw, and
- b) is adopted in accordance with the requirement of Section 802 as if it were a bylaw amending an establishing bylaw.

AND WHEREAS the Regional Board of the Regional District of Okanagan-Similkameen established by Bylaw No. 138, 1972 cited as "Specified Area D4 Fire Protection Bylaw No. 138, 1972", a specified area for the provision of fire protection within a portion of Electoral Area `D'.

AND WHEREAS the Regional Board of the Regional District of Okanagan-Similkameen wishes to expand and convert the aforesaid specified area to a local service;

AND WHEREAS the Regional Board of the Regional District of Okanagan-Similkameen has been requested to expand and establish a local service for the purpose of providing fire protection and emergency services for a portion of Electoral Area `D'.

AND WHEREAS the Regional Board has received a sufficient petition under Section 801 of the Municipal Act requesting the expansion and establishment of the local service for fire protection and emergency services and has waived the assent requirement.

AND WHEREAS the Director of Electoral Area `D' has consented, in writing, to the adoption of this bylaw.

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

1. **THE SERVICE**¹

¹ Bylaw No. 1238.01, 2018

The Regional District hereby establishes a service to provide fire prevention and inspection services, and fire suppression and other emergency responses, including mutual aid and/or automatic aid with other fire service areas, subject in each case to bylaw, Board policy and/or agreements with other persons or entities as considered appropriate or necessary by the Board of Directors.

2. **BOUNDARIES OF THE SERVICE AREA**

The boundaries of the local service area are the boundaries of a portion of Electoral Area `D' as outlined on the attached Schedule `A' forming and being a part of the bylaw.

3. **PARTICIPATING AREA**

Electoral Area `D' as outlined on attached Schedule `A' includes the participating area.

4. **COST RECOVERY METHOD²**

As provided in the Local Government Act, the annual costs of the Service shall be recovered by one or more of the following:

- (a) property value taxes imposed in accordance with Division 3 [Requisition and Tax Collection];
- (b) subject to subsection (2) of section 378, parcel taxes imposed in accordance with Division 3;
- (c) fees and charges imposed under section 397 [imposition of fees and charges];
- (d) revenues raised by other means authorized under this or another Act;
- (e) revenues received by way of agreement, enterprise, gift, grant or otherwise.

5. **LIMIT³**

The annual maximum amount that may be requisitioned for the cost of the service shall not exceed \$2.49 per \$1,000 of the net taxable value of land and improvements within the service area.

6. **Citation⁴**

² Bylaw No. 1238.01, 2018

³ Bylaw No. 1238.01, 2018

⁴ Bylaw No. 1238.01, 2018

This bylaw may be cited as the **"Kaleden Fire Department Fire Protection Local Service Establishment Bylaw No. 1238, 1991"**.

7. Bylaw No. 138, 1972 cited as the **"Specified Area D4 Fire Protection Bylaw No. 138, 1972"** is hereby repealed.

READ A FIRST TIME this 20th day of June, 1991.

READ A SECOND TIME this 20th day of June, 1991.

RE-READ A THIRD TIME this 18th day of August, 1991.

Received the approval of the Inspector of Municipalities this 10th day of September, 1991.

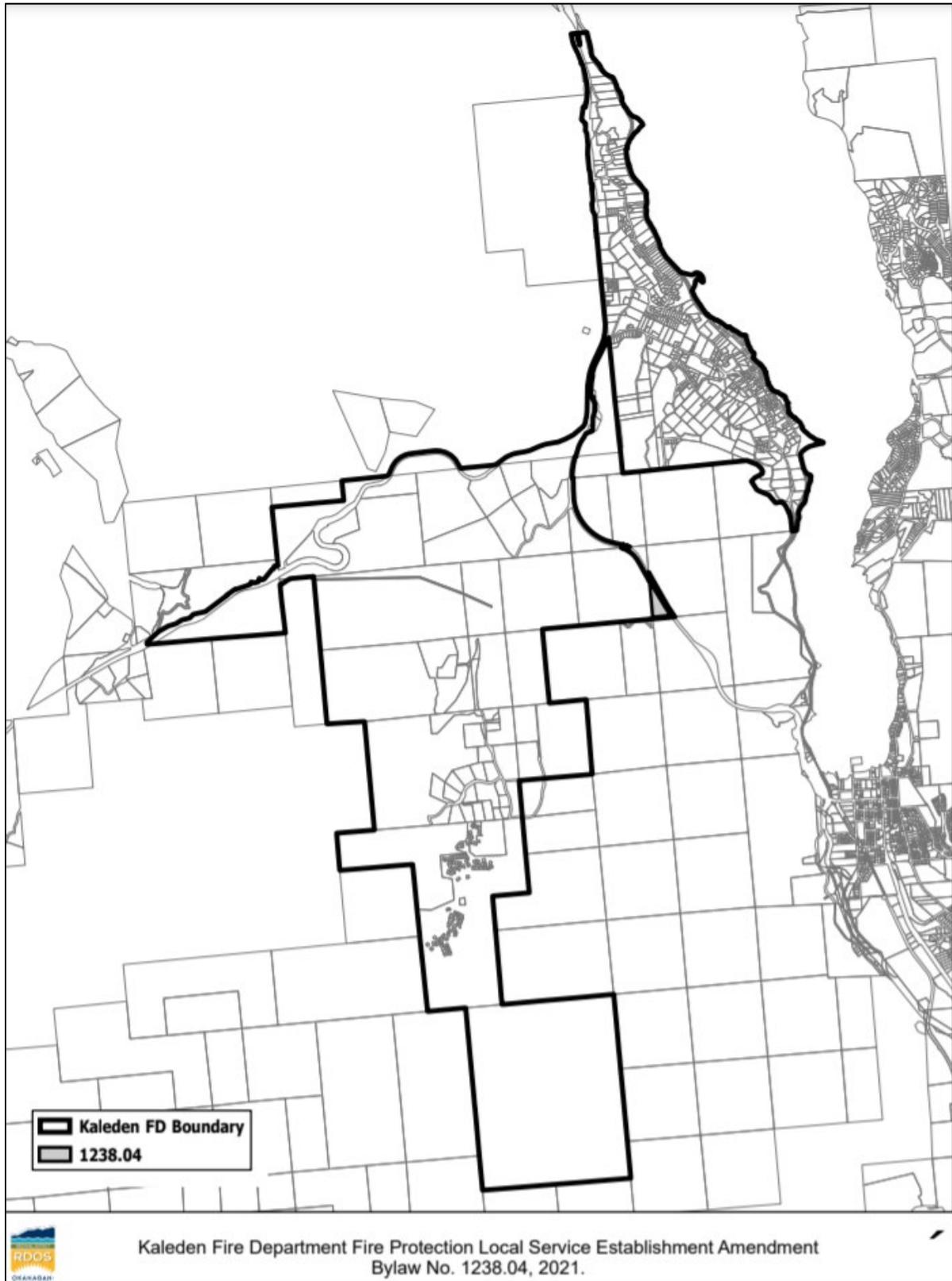
RECONSIDERED, PASSED AND FINALLY ADOPTED this 12th day of September, 1991.

Original signed
Chairman

Original signed
Administrator/Secretary-Treasurer

Filed with the Inspector of Municipalities this 16th day of September, 1991.

Schedule A⁵



⁵ Bylaw No. 1238.04, 2021