

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

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Keremeos Fire Protection Service Establishment Bylaw No. 2178, 2002

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Consolidated for convenience purposes.  
Includes all amendments to the text up to May 17, 2018

Summary of Amendments

<b>Bylaw No.</b>	<b>Adopted</b>	<b>Amendment</b>	<b>Purpose</b>
2178.01	July 20, 2006	Replace Section 6	Adjust the requisition limit.
2178.02	August 20, 2009	Amend Schedule A	To extend boundary of the service area.
2178.03	November 19, 2009	Amend Schedule A	To extend the boundary of the service area.
2178.04	May 17, 2018	Section 1 Section 2 Section 4 Section 6	Replace description of service; Revise description of boundaries; List methods of cost recovery method; Adjust the requisition limit.

**REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN**

**BYLAW NO. 2178, 2002**

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A bylaw to convert the fire protection function provided and operated in the Village of Keremeos and defined areas of rural Keremeos and Cawston and amend the service area.

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**WHEREAS** the Board of Directors (the "Board") of the Regional District of Okanagan-Similkameen (the "Regional District") may, under section 774.2 [*continuation of regional district services*] of the *Local Government Act*, adopt a bylaw to convert a continued service that it exercises a power to provide to a service provided under the authority of an establishing bylaw;

**AND WHEREAS** the Board may also, under section 774.2 of the *Local Government Act*, amend by the same bylaw the power to the extent that it could if the power were in fact exercised under the authority of an establishing bylaw;

**AND WHEREAS** the Provincial government, by order in council no. 677/66, incorporated the Regional District by letters patent on March 4, 1966 that enabled it authorize, by Bylaw No. 86, 1969, the provision of fire protection to a specified area comprising benefiting areas of Electoral Areas B and G;

**AND WHEREAS** the Provincial government, by order in council no. 893/76, issued supplementary letters patent to the Regional District on March 16, 1976 according to which The Corporation of the Village of Keremeos ("Keremeos") and defined areas of Electoral Areas B and G participate and share in the cost of providing fire protection facilities;

**AND WHEREAS** the Provincial government, by order in council no. 3026/79, issued supplementary letters patent to the Regional District on December 6, 1979 that amended the defined area of Electoral Area G;

**AND WHEREAS** the owners of the parcels outlined in heavy black on the schedule have asked the Regional District in writing to include the parcels in the defined area of Electoral Area G;

**AND WHEREAS** the Board must adopt a bylaw under section 774.2 of the *Local Government Act* in relation to a continued service if any changes are made to a service area;

**AND WHEREAS** a bylaw adopted under section 774.2 of the *Local Government Act* must meet the requirements of section 800.1 [*required content*] for an establishing bylaw, must be adopted in accordance with section 802 [*amendment or repeal or establishing bylaw*] as if it were a bylaw amending an establishing bylaw, and is considered to be an establishing bylaw for the service in respect of which it is adopted;

**AND WHEREAS** Keremeos' council and the directors for Electoral Areas B and G have consented in accordance with the *Local Government Act* to amending the service area;

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

**1. CONVERSION OF THE SERVICE<sup>1</sup>**

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. SERVICE AREA<sup>2</sup>**

The boundaries of the service area are

- (a) Boundaries of the Village of Keremeos;
- (b) A portion of Electoral Area “B”, as defined on the map in Schedule 1 attached to this bylaw
- (c) A portion of Electoral Area “G”, as defined on the map in Schedule 1 attached to this bylaw.

**3. PARTICIPATING AREAS**

Keremeos and Electoral Areas B and G include participating areas for the service.

**4. METHOD OF COST RECOVERY<sup>3</sup>**

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. APPORTIONMENT**

The annual costs of the service must be apportioned in the service area on the basis of the converted value of land and improvements.

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<sup>1</sup> Bylaw No. 2178.04, 2017

<sup>2</sup> Bylaw No. 2178.04, 2017

<sup>3</sup> Bylaw No. 2178.04, 2017

6. **LIMIT**<sup>4</sup>

The annual maximum amount that may be requisitioned for the cost of the service shall not exceed \$1.22 per \$1,000 of the net taxable value of land and improvements within the service area.

7. **REPEAL**

Bylaw No. 86, 1969, and amending Bylaw Nos. 159, 1972 and 454, 1979 are repealed.

8. **CITATION**

This bylaw may be cited as the Keremeos Fire Protection Service Establishment Bylaw No. 2178, 2002.

**READ A FIRST, SECOND, AND THIRD TIME** this 23<sup>rd</sup> day of January, 2003.

**ELECTORAL AREA B DIRECTOR CONSENT OBTAINED** this 23<sup>rd</sup> day of January, 2003.

**ELECTORAL AREA G DIRECTOR CONSENT OBTAINED** this 23<sup>rd</sup> day of January, 2003.

**MUNICIPAL CONSENT OBTAINED** this 3<sup>rd</sup> day of February, 2003.

**APPROVED BY THE INSPECTOR OF MUNICIPALITIES** this 18<sup>th</sup> day of February, 2003

**ADOPTED** this 27<sup>th</sup> day of March, 2003.

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Chair of the Board

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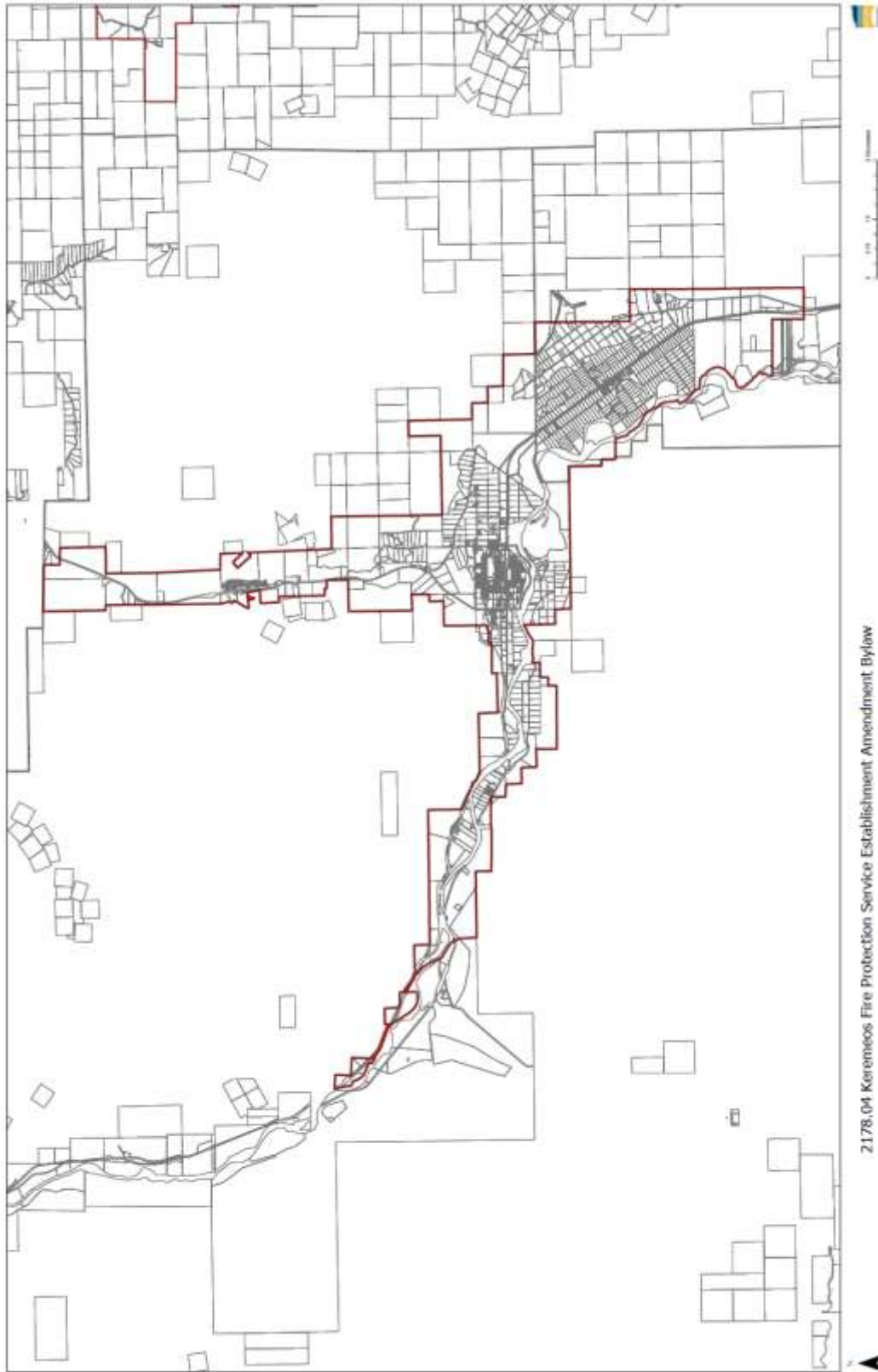
Legislative Services Manager

**FILED WITH THE INSPECTOR OF MUNICIPALITIES** this 10<sup>th</sup> day of April, 2003.

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<sup>4</sup> Bylaw No. 2178.04, 2017

**SCHEDULE 1<sup>56</sup>**



<sup>5</sup> Bylaw No. 2178.02, 2009

<sup>6</sup> Bylaw No. 2178.03, 2009