

**REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN**

**BYLAW NO. 2978, 2022**

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A bylaw to convert and continue the Okanagan Falls Water Service as a service of the Regional District of Okanagan-Similkameen.

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**WHEREAS** the Trustees of the Okanagan Falls Irrigation District resolved to transfer ownership and governance of the water service to the Regional District of Okanagan-Similkameen;

**AND WHEREAS** the Lieutenant Governor, pursuant to sections 680 and 681 of the *Local Government Act*, revoked the Letters Patent of the Okanagan Falls Irrigation District and transferred the rights, property and assets of the Okanagan Falls Irrigation District to the Regional District of Okanagan-Similkameen;

**AND WHEREAS** the Lieutenant Governor ordered that the acquisition, maintenance and operation of works for waterworks purposes and for irrigation purposes, and all matters incidental to those purposes, are continued as a service of the Regional District of Okanagan-Similkameen;

**AND WHEREAS** the Regional District of Okanagan-Similkameen wishes to convert the Okanagan Falls Water Service to a service exercised under the authority of a service continuation bylaw;

**AND WHEREAS** consent on behalf of the participating area has been given by the Director of Electoral Area "D" pursuant to section 347 of the *Local Government Act*;

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

**1 CITATION**

This Bylaw shall be cited as the Regional District of Okanagan-Similkameen Okanagan Falls Water Service Establishment Bylaw No. 2978, 2022.

**2 SERVICE**

The Okanagan Falls Water Service is continued for the purpose of the acquisition, maintenance and operation of works for waterworks purposes and for irrigation purposes, and all matters incidental to those purposes.

**3 SERVICE AREA**

The boundaries of the Okanagan Falls Water Service area, shown outlined on Schedule A attached to and forming part of this bylaw, are the boundaries of the Okanagan Falls Irrigation District immediately before it was dissolved.

**4 PARTICIPATING AREAS**

The Okanagan Falls Water Service is located entirely within the boundaries of Electoral Area "D".

**5 METHODS OF COST RECOVERY**

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) 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 the *Local Government Act* or another Act;
- (e) Revenues received by way of agreement, enterprise, gift, grant or otherwise.

**6 LIMIT**

The annual maximum amount that may be requisitioned under section 378 of the *Local Government Act* for the Okanagan Falls Water Service shall not exceed the greater of \$650,000 or \$0.98638 per thousand dollars of net taxable value of land and improvements in the Okanagan Falls Water Service Area.

**7 EFFECT**

This bylaw comes into full force and effect on January 1, 2023.

**READ A FIRST, SECOND, AND THIRD TIME** this 22<sup>nd</sup> day of September, 2022.

**ELECTORAL AREA DIRECTOR CONSENT OBTAINED** this 22<sup>nd</sup> day of September, 2022.

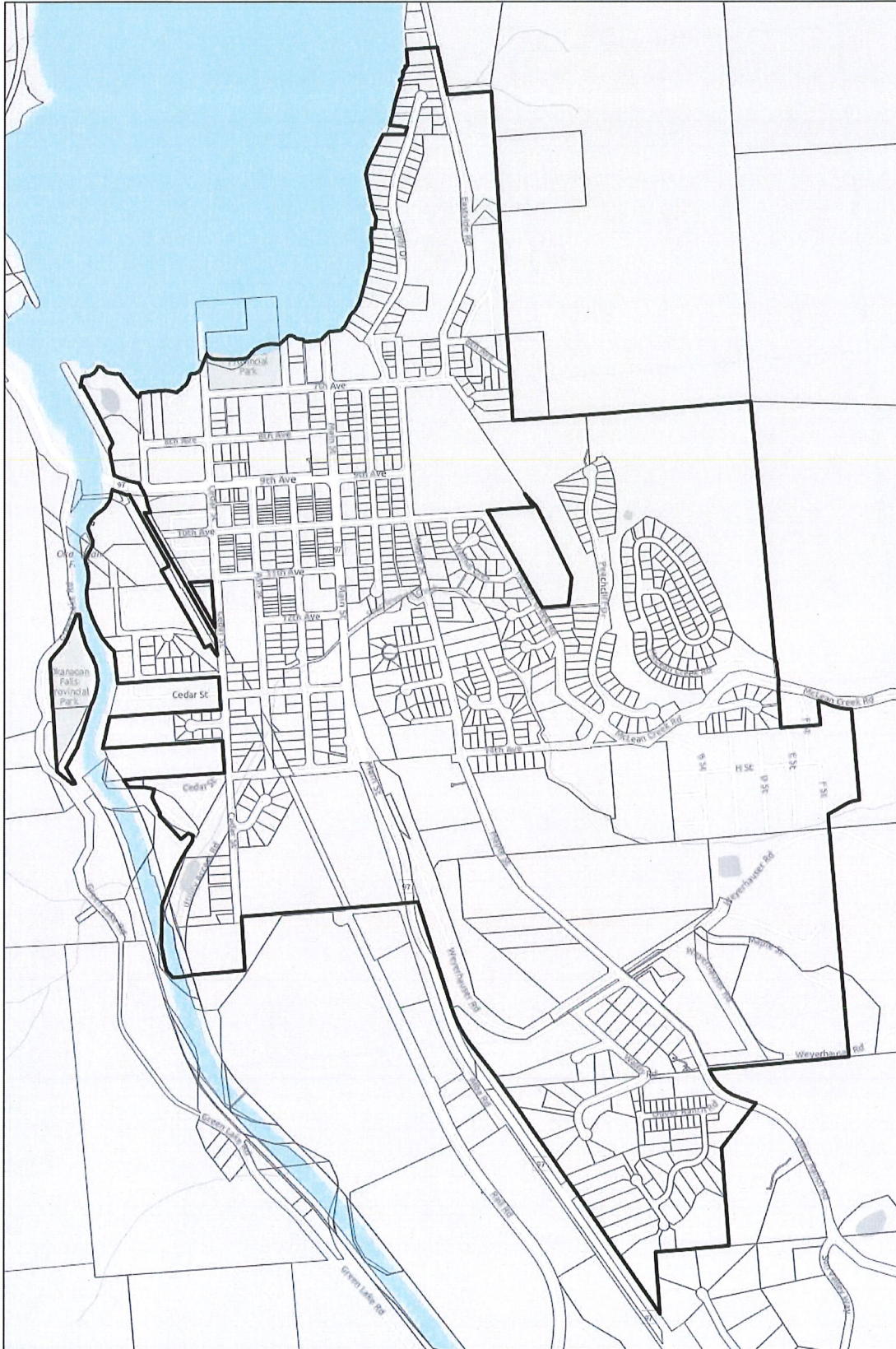
**APPROVED** by the Inspector of Municipalities this 20<sup>th</sup> day of December, 2022.

**ADOPTED** this 5<sup>th</sup> day of January, 2023

  
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 RDS Board Chair

  
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 Corporate Officer

Schedule A



Okanagan Falls Water Service Conversion  
and Continuation Bylaw 2978

