

REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

BYLAW NO. 1894

A bylaw to impose and set development cost charges in the Faulder Community Water System Local Service Area.

WHEREAS the Regional Board may, pursuant to section 933 of the *Municipal Act*, R.S.B.C. 1996, c. 323, by bylaw, impose Development Cost Charges on every person who obtains approval of a subdivision, or who obtains a building permit authorizing the construction, alteration or extension of a building or structure;

AND WHEREAS Development Cost Charges may be imposed for the purpose of providing funds to assist the Regional Board in paying the capital costs of providing, constructing, altering or expanding water facilities to service, directly or indirectly, the development for which the charge is being imposed;

AND WHEREAS the Regional Board, in setting the Development Cost Charges in this Bylaw, has taken into considered future land use patterns and development, the phasing of works and services, and whether the Development Cost Charges:

- (a) are excessive in relation to the capital cost of prevailing standards of service;
- (b) will deter development; or
- (c) will discourage the construction of reasonably priced housing or the provision of reasonably priced serviced land;

in the Regional District of Okanagan-Similkameen;

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

CITATION

- 1.1 This Bylaw may be cited as the Regional District of Okanagan-Similkameen "Faulder Community Water System Development Cost Charges Bylaw No. 1894, 1998."

APPLICATION

- 2.1 This bylaw shall apply within the boundaries of the "Faulder Community Water System Local Service Area" as established by the "Faulder Community Water System Local Service Establishment Bylaw No. 1177, 1990", as amended.

INTERPRETATION

3.1 In this Bylaw:

“Development Cost Charge” means any charge required to be paid pursuant to this Bylaw; and

“Regional Board” means the Board of Directors of the Regional District of Okanagan-Similkameen.

CHARGES

- 4.1 A Development Cost Charge(s) shall be imposed on every person who obtains approval of a subdivision
- 4.2 The amount of the required Development Cost Charge(s) shall be that set out in Schedule “A” to this Bylaw.
- 4.3 The required Development Cost Charge(s) shall be paid in full to the Regional District at the time of approval of the subdivision.

EXEMPTIONS

- 5.1 No Development Cost Charge is payable under this Bylaw where:
- (a) the development does not impose new capital cost burdens on the Regional District; or
 - (b) a Development Cost Charge has previously been paid for the same development, unless, as a result of further development, new capital cost burdens will be imposed on the Regional District.
- 5.3 Amounts required as a Development Cost Charge shall be reduced in accordance with subsections 933 (7), and (8) of the *Municipal Act*, as amended, where applicable.

GENERAL

- 6.1 In the event that a portion of this Bylaw is set aside by a court of competent jurisdiction, that portion is deemed to be severed from the Bylaw such that the remaining portions of the Bylaw continue in force and effect.

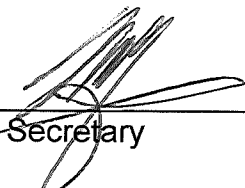
READ A FIRST, SECOND and THIRD TIME this 19th day of November, 1998.
THIRD READING RESCINDED this 17th day of December, 1998.

RE-READ A THIRD TIME AS AMENDED this 17th day of December, 1998.

Approved by the Inspector of Municipalities this 11th day of January, 1999.

ADOPTED this 21st day of January, 1999.


Chairperson


Deputy Secretary

SCHEDULE "A"

**Faulder Community Water System Development Cost Charges
Bylaw No. 1894, 1998**

DEVELOPMENT COST CHARGE SUMMARY

Subdivision Type	Development Cost Charge
<u>Single Family Residential</u>	<u>\$4,200/new lot</u>