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BYLAW NO. 3390

EAST SOOKE FIRE PROTECTION AND EMERGENCY RESPONSE SERVICE ESTABLISHMENT BYLAW NO. 1, 2006

**Consolidated for Public Convenience
(This bylaw is for reference purposes only)**

ORIGINALLY ADOPTED JANUARY 10, 2007
(Consolidated with Amending Bylaws 3702, 3862)

For reference to original bylaws or further details, please contact the Capital Regional District,
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**CAPITAL REGIONAL DISTRICT
BYLAW NO. 3390**

**A BYLAW TO ESTABLISH THE EAST SOOKE FIRE PROTECTION AND EMERGENCY
RESPONSE SERVICE AREA**

WHEREAS:

- A. By Supplementary Letters Patent dated 7th July 1983, the power to provide a program of fire regulation and fix the terms and conditions under which the program will be provided within the electoral areas was conferred on the Capital Regional District.
- B. The Regional Board of the Capital Regional District has, by Order in Council, been granted the power to establish, acquire and operate a service for fire protection in the East Sooke area of the Juan de Fuca Electoral Area.
- C. A Regional District must, by bylaw, establish and operate a service under Section 781(2) of the *Local Government Act* if an improvement district is dissolved under section 735.
- D. The Regional Board of the Capital Regional District wishes to establish a local service for the provision and operation of fire prevention and suppression services and assistance in response to requests for help.

NOW THEREFORE, the Board of the Capital Regional District in open meeting assembled, enacts as follows:

Service

- 1. The Capital Regional District hereby establishes a service of:
 - (a) fire prevention;
 - (b) fire suppression; and
 - (c) assistance in response to:
 - (i) requests from the Provincial Ambulance Service for extrication of persons from damaged motor vehicles;
 - (ii) requests for assistance in the extrication of persons from damaged buildings, structures or from situations involving natural hazards;
 - (iii) emergencies where police or ambulance personnel are unavailable or are unable to respond adequately and the equipment and personnel of the department is required to respond to the situation;

in situations where the Fire Chief determines that the personnel and equipment resources of the Fire department are capable of responding to the emergency.

Boundaries

2. The boundaries of the service area are shown in heavy outline on the plan attached to this Bylaw as Schedule "A".

Participating Area

3. Only the Electoral Area of Juan de Fuca is a participating area for this Service.

Cost Recovery

4. As provided in section 803 of the *Local Government Act*, the annual cost of providing the Service and including the provision of mutual aid services under an agreement signed by the Capital Regional District shall be recovered by one or more of the following:
 - (a) property value taxes imposed in accordance with Division 4.3 of Part 24 of the *Local Government Act*;
 - (b) by way of an annual parcel tax;
 - (c) fees and charges imposed under section 363 of the *Local Government Act*;
 - (d) revenues raised by other means authorized under this or another Act;
 - (e) revenues received by agreement, enterprise, gift, grant or otherwise.

Maximum Requisition

5. The maximum amount that may be requisitioned under Section 800.1(1)(e) for the Local Service will be the greater of:
 - (a) Five Hundred Fifty Thousand Dollars (\$ 550,000); or
 - (b) a property value tax rate of \$1.31 per One Thousand Dollars (\$1,000) that, when applied to the net taxable value of land and improvements in the Service Area, will yield the maximum amount that may be requisitioned for the Service.
(Bylaw 3862)

Service Outside Boundaries

6. Notwithstanding Section 2 of this bylaw, the fire department may provide fire suppression and emergency response outside the boundaries of the service area where the Capital Regional District has entered into an agreement for this purpose.

Citation

7. This bylaw may be cited as "East Sooke Fire Protection and Emergency Response Service Establishment Bylaw No. 1, 2006".

READ A FIRST TIME THIS 8th day of November 2006
READ A SECOND TIME THIS 8th day of November 2006
READ A THIRD TIME THIS 8th day of November 2006
CONSENTED TO BY THE DIRECTOR FOR THE ELECTORAL AREA OF JUAN DE FUCA
APPROVED UNDER LOCAL GOVERNMENT ACT SECTION 781,
ORDER IN COUNCIL DATED THIS 16th day of November 2006
APPROVED BY THE INSPECTOR
OF MUNICIPALITIES THIS 20th day of December 2006
ADOPTED THIS 10th day of January 2007

Original signed by D.Blackwell
CHAIR

Original signed by C.Thiel
SECRETARY

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS 15th day of January 2007

SCHEDULE A

(Bylaw 3702)

