



Making a difference...together

BYLAW NO. 3510

CAPITAL REGIONAL DISTRICT CLIMATE ACTION AND ADAPTATION SERVICE ESTABLISHMENT BYLAW, 2008

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

ORIGINALLY ADOPTED JANUARY 14, 2009
(Consolidated with Amending Bylaws 4058, 4468)

For reference to original bylaws or further details, please contact the Capital Regional District,
Legislative Services Department, 625 Fisgard St., PO Box 1000, Victoria BC V8W 2S6
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CAPITAL REGIONAL DISTRICT

BYLAW NO. 3510

A BYLAW TO ESTABLISH AND PROVIDE THE SERVICE OF CLIMATE ACTION AND ADAPTATION IN THE CAPITAL REGIONAL DISTRICT

WHEREAS:

- A. The Capital Regional District may, under Section 796 of the *Local Government Act*, establish and provide any service that the Board considers necessary or desirable for all or part of the Capital Regional District;
- B. The Board of the Capital Regional District wishes to establish a service to provide for climate action and adaptation coordination in the Capital Regional District;
- C. The Regional Board has obtained Participating Area approval in accordance with Section 801.4 and Section 801.5 of the *Local Government Act* pursuant to Section 801 of the *Local Government Act*;
- D. The approval of the Inspector of Municipalities has been obtained under Section 801(1)(a) of the *Local Government Act*.

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

Service

- 1. The Service being established and to be operated is a service for the purpose of regional climate action coordination, including:
 - (a) monitoring and reporting on air quality, energy consumption and greenhouse gas emissions;
 - (b) collaboration and cooperation with members on climate action and adaptation; and
 - (c) information dissemination and public education.

Boundaries

- 2. The boundaries of the service are coterminous with the boundaries of the Capital Regional District.

Participating Area

- 3. All municipalities and electoral areas within the Capital Regional District are the participating areas for this service.

Cost Recovery and Apportionment of Costs

4. As provided in Section 803 of the *Local Government Act*, the annual cost of providing the service 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) fees and charges imposed under Section 363 of the *Local Government Act*;
 - (c) revenues raised by other means authorized by the *Local Government Act* or another Act;
 - (d) revenues received by way of agreement, enterprise, gift, grant or otherwise.
5.
 - (a) The annual costs for the service, net of grants and other revenues, shall be apportioned among the participating area as follows:
 - (i) Fifty (50) per cent of the costs shall be recovered on the basis of population of the participating areas; and
 - (ii) Fifty (50) per cent on the converted value of land and improvements in the participating areas.
 - (b) Population, for the purpose of this section, is the population estimate determined annually by the Regional Planning Services Department of the Capital Regional District.

Maximum Requisition

6. In accordance with Section 339(1)(e) of the *Local Government Act*, the maximum amount that may be requisitioned annually for the cost of the Service is the greater of:
 - (a) One-million, seven-hundred-thirty-seven thousand, six-hundred-thirty-five Dollars (\$1,737,635); or
 - (b) A property value tax rate of \$0.0130 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 4468)

Withdrawal from Service

7. After two years from the date of adoption of this bylaw, a participating area may withdraw from the service provided that written notice that the participating area intends to withdraw is delivered to the CRD officer responsible for corporate administration on or before July 1st in any year to be effective as of January 1st the following year.

Citation

8. This bylaw may be cited as the "Capital Regional District Climate Action and Adaptation Service Establishment Bylaw, 2008."

READ A FIRST TIME THIS	13 th	day of	February	2008
READ A SECOND TIME THIS	13 th	day of	February	2008
READ A THIRD TIME THIS	9 th	day of	July	2008
APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS	19 th	day of	December	2008
ADOPTED THIS	14 th	day of	January	2009

Original Signed _____
CHAIR

Original Signed _____
SECRETARY

FILED WITH THE INSPECTOR OF MUNICIPALITIES THIS	19 th	day of	January	2009
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