



**REPORT TO ELECTORAL AREA SERVICES COMMITTEE  
MEETING OF WEDNESDAY, 02 MAY 2007**

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**SUBJECT**                      **SOUTHERN GULF ISLANDS PARK LAND RESERVE BYLAW**

**PURPOSE**

The purpose of this report is to recommend to the Board adoption of Bylaw No. 3437 to create a park land reserve fund for the Southern Gulf Islands Electoral Area.

**HISTORY/BACKGROUND**

The community parks service covers the entire electoral area. A new reserve fund for the entire electoral area must be established to receive funds as cash-in-lieu.

**ALTERNATIVES**

- 1) Approve the bylaw to allow the creation of a new park land acquisition reserve fund.
- 2) Do not approve the bylaw to allow the creation of a new park land acquisition reserve fund.

**FINANCIAL IMPLICATIONS**

Cannot accept cash-in-lieu funds if no reserve fund established.

**SUMMARY/CONCLUSIONS**

The Director for the Southern Gulf Islands Electoral Area deems it desirable to create a park land acquisition reserve fund for the entire electoral area.

**RECOMMENDATION**

“That Bylaw No. 3437, “Southern Gulf Islands Electoral Area Community Park Land Acquisition Reserve Fund Bylaw No. 1, 2007” be introduced and read a first time, read a second time, and read a third time and adopted.”

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Rita M. Estock, Dip Bus Admin, FCGA  
Financial Services Division

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Diana E. Lokken, Dip Bus Admin, CMA  
General Manager Concurrence

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Lloyd Rushton, General Manager  
Parks and Community Services

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Kelly Daniels  
C.A.O. Concurrence

Attachment (bylaw)

**COMMENTS**

**CAPITAL REGIONAL DISTRICT**

**BYLAW NO. 3437**

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**A BYLAW TO ESTABLISH A SOUTHERN GULF ISLANDS ELECTORAL AREA COMMUNITY PARK  
LAND ACQUISITION RESERVE FUND**

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WHEREAS:

- A. By Supplementary Letters Patent dated 28<sup>th</sup> August 1975, as amended, the power to acquire, develop, operate and maintain community parks within the Electoral Areas was conferred on the Capital Regional District;
- B. Bylaw 1327 cited as "Community Parks Participating Electoral Areas Bylaw No. 1, 1975, Amendment Bylaw No. 2, 1985", named the Southern Gulf Islands Electoral Area as participating in the function of community parks;
- C. Bylaw 1601 cited as "Community Parks Participating Electoral Areas Bylaw No.1, 1988", defined North and South Pender Islands as a portion of the Electoral Area that would participate in community parks;
- D. Bylaw 1602 cited as "Community Parks Participating Electoral Areas Bylaw No. 2, 1988", defined Mayne Island as a portion of the Electoral Area that would participate in the function of community parks;
- E. Bylaw 2080 cited as "Community Parks Participating Electoral Areas Bylaw No.1, 1992", defined Saturna Island as a portion of the Electoral Area that would participate in the function of community parks;
- F. Bylaw 2294 cited as "Community Parks Participating Electoral Areas Bylaw No.1, 1995", defined Galiano Island as a portion of the Electoral Area that would participate in the function of community parks;
- G. Bylaw 3382 cited as "Community Parks Participating Electoral Areas Bylaw No.1, 2006", added the remaining areas of the Southern Gulf Islands not previously defined in the preceding bylaws that would participate in the function of community parks;
- H. Pursuant to Section 814(4) of the *Local Government Act*, the Board of the Regional District is empowered by Section 188(2)(b) of the *Community Charter*, to establish a reserve fund for capital expenditures for or in respect of community park land purchases or repayment of debt on park land purchases; and
- I. It is deemed desirable to establish a reserve fund for the Southern Gulf Islands Electoral Area Community Parks to provide for capital expenditures for or in respect of community park land acquisition and debt repayment incurred to acquire community park land in the Southern Gulf Islands Electoral Area.

NOW THEREFORE the Board of the Capital Regional District enacts as follows:

- 1. There shall be and is hereby established a land acquisition reserve fund pursuant to provisions of Section 814(4) of the *Local Government Act* and Section 188(2)(b) of the *Community Charter* to be known as the "Southern Gulf Islands Electoral Area Community Park Land Acquisition Reserve Fund".
- 2. The monies in the reserve fund and interest earned on it shall be expended only for the purchase of community park land or repayment of debt incurred to acquire community park land in the Southern Gulf Islands Electoral Area.
- 3. This bylaw may be cited as the "Southern Gulf Islands Electoral Area Community Park Land Acquisition Reserve Fund Bylaw No. 1, 2007".

READ A FIRST TIME THIS                                    day of                                    2007

READ A SECOND TIME THIS                                    day of                                    2007

READ A THIRD TIME THIS                                    day of                                    2007

ADOPTED THIS                                    day of                                    2007

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CHAIR

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SECRETARY