

DISTRICT OF WEST KELOWNA

BYLAW NO. 0111

A BYLAW TO ESTABLISH A LOCAL SERVICE AREA FOR THE
CONSTRUCTION OF A SANITARY SEWER COLLECTION SYSTEM FOR
THE PARTICULAR BENEFIT OF AN AREA OF THE MUNICIPALITY KNOWN
AS THE MCGINNIS ROAD SEWER AREA - PHASE 5

**CONSOLIDATED FOR CONVENIENCE TO INCLUDE
BYLAW 0111.01**

WHEREAS Section 210 of the *Community Charter* authorizes a municipality to establish a local area service for the particular benefit of a part of the municipality; and

WHEREAS the Council of the District of West Kelowna wishes to establish a local area service for the construction of a sanitary sewer system for the particular benefit of an area within the municipality known as the McGinnis Road Sewer Area – Phase 5; and

WHEREAS the establishment of the service and its cost recovery methods have been proposed by a petition process in accordance with Section 212 of the *Community Charter*;

NOW THEREFORE the Council of the District of West Kelowna in open meeting assembled enacts as follows:

1. Title

1.1. This bylaw shall be cited for all purposes as the “District of West Kelowna Local Area Sewer Service Establishment (McGinnis Road) Bylaw 2010 No. 0111”.

2. Service

2.1. The design and construction of a sanitary sewer collection system is hereby established as a local area service.

3. Boundaries

3.1. The boundaries of the local service area to particularly benefit from the local area service established under this bylaw are shown in heavy black line on the plan attached as Schedule ‘A’ which forms part of this bylaw, and are within those boundaries of the service area.

4. Cost Recovery

4.1. The cost of designing and constructing the sanitary sewer collection system that is the subject of the local service area under this bylaw shall be recovered as follows:

4.1.1. By way of a parcel tax under Division 4 of Part 7 of the *Community Charter* imposed only within the local service area on the basis of one or more of the following:

- (a) A single amount for each parcel;
- (b) The taxable are of the parcel;
- (c) The taxable frontage of the parcel.

PASSED FIRST READING, MAY 11, 2010
PASSED SECOND READING, MAY 11, 2010
PASSED THIRD READING, MAY 11, 2010
ADOPTED, May 25, 2010

MAYOR

CORPORATE SERVICES COORDINATOR