

CITY OF WEST KELOWNA

BYLAW NO. 0239

A Bylaw to Merge the West Kelowna Estates Water Service Area, the Sunnyside Water Service Area, and the Lakeview Irrigation District Water Service Area

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<p style="text-align: center;"><b>CONSOLIDATED FOR CONVENIENCE TO INCLUDE BYLAW 0239.01, 0239.02</b></p>
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WHEREAS the Council of the District of West Kelowna established the West Kelowna Estates Water Service Area under the provisions of Bylaw No. 0074, cited as “District of West Kelowna Local Area Water Service Establishment (West Kelowna Estates) Bylaw 2009 No. 0074”;

AND WHEREAS the Council of the District of West Kelowna established the Sunnyside Water Service Area under the provisions of Bylaw No. 0076, cited as “District of West Kelowna Local Area Water Service Establishment (Sunnyside) 2009 No. 0076”;

AND WHEREAS the Council of the District of West Kelowna established the Lakeview Irrigation District Water Service Area under the provisions of Bylaw No. 0079, cited as “District of West Kelowna Local Area Water Service Establishment (Lakeview Irrigation District) Bylaw 2009 No. 0079”;

AND WHEREAS pursuant to Section 219 of the *Community Charter*, a Council may, by bylaw, merge together two or more local service areas into one service area;

AND WHEREAS pursuant to Section 219(3) of the *Community Charter*, Section 211(1) of the *Community Charter* does not apply to a merger bylaw where there is no outstanding debt of the local area services being merged;

AND WHEREAS the Council of the City of West Kelowna wishes to merge:

- the West Kelowna Estates Water Service Area, and
- the Sunnyside Water Service Area, and
- the Lakeview Irrigation District Water Service Area;

AND WHEREAS there is no outstanding debt of those local services;

THEREFORE BE IT RESOLVED that the Council of the City of West Kelowna in open meeting assembled, hereby enacts as follows:

1. Title

This Bylaw may be cited as the “CITY OF WEST KELOWNA ROSE VALLEY WATER SYSTEM MERGER BYLAW NO. 0239, 2017”.

2. Service Being Established

The West Kelowna Estates Water Service Area established by Bylaw No. 0074, cited as “District of West Kelowna Local Area Water Service Establishment (West Kelowna Estates) Bylaw 2009 No. 0074”; the Sunnyside Water Service Area established by Bylaw No. 0076, cited as “District of West Kelowna Local Area Water Service Establishment (Sunnyside) 2009 No. 0076”; and the Lakeview Irrigation District Water Service Area established by Bylaw No. 0079, cited as “District of West Kelowna Local Area Water Service Establishment (Lakeview Irrigation

District) Bylaw 2009 No. 0079", are hereby merged into one service for the operation and maintenance of a water system service. The service shall be known as the Rose Valley Water System.

3. Service Area Boundaries

The boundaries of the merged service area are as shown on Schedule A, attached to and forming part of this bylaw. The service area shall be known as the Rose Valley Water System.

4. The annual costs for the service established in Section 2 shall be recovered by:

4.1 the imposition of a parcel tax under Section 200 of the *Community Charter* on the basis of a single amount for each parcel as per Section 202(2)(a) and/or

4.2 the imposition of local area service charges under Section 210 and 194 of the *Community Charter* that may be set by separate bylaw for the purpose of recovering these costs.

READ A FIRST, SECOND AND THIRD TIME THIS 14<sup>TH</sup> DAY OF NOVEMBER, 2017  
ADOPTED THIS 28<sup>TH</sup> DAY OF NOVEMBER, 2017

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MAYOR

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CITY CLERK

Bylaw No. 0239.01, adopted January 23, 2018, extended the service area to include Lot A District Lots 2045 and 4227, ODYD Plan EPP75023:  
Bylaw No. 0239.02, adopted October 2, 2018, extended the service area to include Lot A, District Lot 434, ODYD, Plan KAP69814:



