

**REGIONAL DISTRICT OF NORTH OKANAGAN
BYLAW NO. 834, 1990**

CONSOLIDATED FOR CONVENIENCE

This document is an office consolidation of the above-noted Bylaw and includes the amendments listed below. This Bylaw has been consolidated for convenience and is intended for information and reference purposes only. This document is not the official version of the Bylaw. Be advised that plans, pictures, other graphics or text in the official version may be missing or altered in this consolidated version. Where accuracy is critical, please contact the Corporate Services Department at the Regional District of North Okanagan.

AMENDMENTS

Bylaw No.	Adopted	Amendment
1385	Nov. 13, 1996	– To include Enderby, Lumby and Electoral Areas D, E and F and to establish terms for recovery of costs
1396	Jan. 22, 1997	– To include representation by Alternate Directors
2110	June 7, 2006	– City of Armstrong property value tax
2232	July 7, 2010	– Provide for additional voting members and recognize RD Central Kootenay does not participate
2293	Aug. 4, 2010	– Provide for additional voting members
2298	Mar. 18, 2009	– To remove Enderby, Lumby and Electoral Areas D, E and F as participants

REGIONAL DISTRICT OF NORTH OKANAGAN

BYLAW No. 834

(Consolidated for Convenience Only – Refer to Original Bylaw)

Being a Bylaw to establish and operate the extended service
of a Sterile Insect Release Program for all areas
of the Regional District of North Okanagan

WHEREAS Section 789 of the Municipal Act provides for the establishment and operation of extended services within a regional district;

AND WHEREAS Section 283 of the Municipalities Enabling and Validating Act, R.S.B.C. 1960 provides for the establishment of the Okanagan/Kootenay Sterile Insect Release Board for the purpose of providing a Sterile Insect Release Service;

AND WHEREAS the Sterile Insect Release Service is designed to control destructive insect pests by means of a program that includes the release of sterile insects;

~~**AND WHEREAS** the Regional Districts of Okanagan-Similkameen, Central Okanagan, North Okanagan, Columbia-Shuswap and Central Kootenay shall participate and share in the service;~~

AND WHEREAS the Regional Districts of Okanagan-Similkameen, Central Okanagan, North Okanagan, and Columbia Shuswap shall participate and share in this service;

(B/L 2232/2007) ^E

AND WHEREAS the Okanagan/Kootenay Sterile Insect Release Board shall act as agent for the participating Regional Districts for the provision of this service;

AND WHEREAS the assent of the District of Coldstream, City of Vernon, City of Armstrong, Township of Spallumcheen and Electoral Areas "B" and "C" have been waived and consent has been given pursuant to the authority of Section 283(3) of the Municipalities Enabling and Validating Act;

NOW THEREFORE the Regional Board of the Regional District of North Okanagan in open meeting assembled enacts as follows:

1. In this bylaw, unless the context otherwise requires:

~~a. "Regional District of North Okanagan" shall mean the Regional District of North Okanagan as described in the Letters Patent or subsequent amendments thereto incorporating the said regional district including the municipality of the Corporation of the District of Coldstream, the Corporation of the City of Vernon, the Corporation of the City of Armstrong, and the Corporation of the Township of Spallumcheen;~~ (B/L 1385/1996) ^A

~~b.~~ **a.** "Regional Board" means the Regional Board of the Regional District of North Okanagan.

~~2. Pursuant to Section 283(2) of the Municipalities Enabling and Validating Act, the Regional District of North Okanagan in conjunction with the Okanagan-Similkameen, Central Okanagan, Columbia-Shuswap, and Central Kootenay Regional Districts, hereby establishes the~~

~~Okanagan/Kootenay Sterile Insect Release Board (SIR Board) which, as agent for the participating Regional Districts, will provide for the Sterile Insect Release Program.~~

2. **The Regional District of North Okanagan, in conjunction with the Regional Districts of Okanagan-Similkameen, Central Okanagan, and Columbia Shuswap hereby establish the Okanagan-Kootenay Sterile Insect Release Board (SIR Board) which, as agent for the participating regional districts, will provide the Sterile Insect Release Program.”** (B/L 2232/2007) ^E

3. ~~The SIR Board will be comprised of one member appointed annually by each participating regional district from its elected directors. The Minister of Agriculture and Fisheries, the Minister of Agriculture Canada and the British Columbia Fruit Growers Association may each appoint one person as a non-voting member on the SIR Board.~~

- ~~a. *The Sterile Insect Release Board will be comprised of one member appointed annually by each participating Regional District from its participating municipal/electoral area Directors or Alternate Directors. The Regional District may, from the same group of Directors or Alternate Directors, designate an alternate to its appointed member to take the place of, vote and generally act in all matters for the absent member. The non-voting members of the Board shall be those provided by Regulation made by the Lieutenant Governor in Council and appointed in accordance with the said Regulation.*~~ (B/L 1396/1996) ^B
(B/L 2232/2007) ^E

- ~~a. *The Sterile Insect Release Board will be comprised of one (1) voting member appointed annually by each participating Regional District from among its Directors or Alternate Directors and one grower representative of the three representatives appointed to the SIR Board by the BC Fruit Growers' Association. The Regional District may, from the same group of Directors and Alternate Directors, designate an alternate to its appointed member to take the place of, vote, and generally act in all matters for voting members who may be absent. The BC Fruit Growers' Association may also designate an Alternate to take the place of, vote, and generally act in all matters for the voting representative who may be absent. The non-voting members of the SIR Board shall be the two other grower representatives appointed by the BC Fruit Growers' Association including one certified organic representative, as well as two appointed Ministry of Agriculture and Lands representatives, two appointed Agriculture/Agri-Food Canada representatives, and an SIR Grower Industry Advisory Committee Chair.*~~ (B/L 2232/2007) ^E
(B/L 2293/2007) ^F

a. The Sterile Insect Release Board will be comprised of:

- i. One (1) member appointed annually by each participating Regional District, being the Regional District of Okanagan Similkameen, Regional District of North Okanagan, and Columbia Shuswap Regional District from its participating Municipal / Electoral Area Directors or Alternate Directors.**

Two (2) members appointed annually by the Regional District of Central Okanagan from its participating Municipal / Electoral Area Directors or Alternate Directors.

The Regional Districts may, from the same group of Directors, or Alternate Directors, designate an alternate to its appointed members to take the place of, vote, and generally act in all matters for the absent member.

- ii. The BC Fruit Growers' Association shall nominate three (3) grower representatives for appointment to the Sterile Insect Release Board by the Regional District partners. The BC Fruit Growers' Association shall determine the method used to make the nominations. There must be at least one (1) grower representative nominated from each of the original three (3) program zone areas. One (1) of those growers nominated must be a certified organic grower. All three (3) nominated growers must be property owners subject to the SIR Parcel Tax.**

The nominee for the Okanagan Similkameen (Zone 1) would be appointed by the Board of the Regional District of Okanagan Similkameen. The nominee for the Central Okanagan (Zone 2) would be appointed by the Board of the Regional District of Central Okanagan. The nominee for the Salmon Arm / North Okanagan / Lake Country (Zone 3) would be confirmed and appointed by agreement of the Boards of the Columbia Shuswap, North Okanagan, and Central Okanagan Regional Districts. The BC Fruit Growers' Association may also nominate an alternate to take the place of, vote, and generally act in all matters for each of the voting representatives who may be absent.

- iii. Other non-voting representatives, other than BC Fruit Growers' Association representatives, shall be those provided by Regulation made by the Lieutenant Governor-in-Council and appointed in accordance with said regulation.**
- iv. All matters are decided by simple majority of the nine (9) voting members other than as set out in Section 3.a.v.**
- v. In addition to the majority of the overall SIR Board, decisions of the SIR Board that are financial require at least three (3) of the five (5) Regional District voting Board members to be in the affirmative. Financial matters for this purpose include approval of the financial plan; authorization to enter into contracts; acquisition and disposal of real property; and authorization of borrowing and liabilities.**

(B/L 2293/2007)^F

- b. Where the seat of a voting member becomes vacant through death, resignation or disqualification, the Chairperson shall promptly appoint another member in his place or her place in the manner set out in section 3.a. The Alternate may continue to take his or her place and vote until another representative has been appointed.**

- c. **The appointment of the voting members of the Board shall take effect on the first day of January in each calendar year and shall remain in effect for the duration of that calendar year or until such time as his or her successor has been appointed, whichever shall sooner occur.** (B/L 1396/1996)^B

4. That the Regional District of North Okanagan shall participate and share in the costs of this extended service with:

The Corporation of the City of Vernon
The Corporation of the District of Coldstream
The Corporation of the Township of Spallumcheen
The Corporation of the City of Armstrong
~~The Corporation of the City of Enderby~~
~~The Corporation of the Village of Lumby~~
~~Electoral Areas "D", "E" and "F",~~

(B/L 1385/1996)^A
(B/L 2298/2008)^B

and with the participating electoral areas as set out in Schedule "A" attached hereto;

5. The Sterile Insect Release Board shall not:

- a. borrow money
b. without the approval of the participating regional districts, incur liabilities.

6. The annual operating and debt servicing costs shall be recovered in the following manner:

- Firstly the Regional District of North Okanagan and all other participating regional districts shall levy a parcel tax imposed in accordance with the Municipal Act and Section 283 of the Enabling and Validating Act and accompanying regulations;
- Secondly, the amount of the annual operating and debt servicing costs that are apportioned to the Regional District of North Okanagan in accordance with Section 8 shall be raised by a property value tax on land only. The property value tax shall not exceed 34 cents per \$1,000.00 of the net taxable values for land only within the participating areas for Regional Hospital District purposes ***with the exception of the Corporation of the City of Enderby, the Corporation of the City of Armstrong, and the Corporation of the Village of Lumby, and Electoral Areas "D", "E" and "F".***

(B/L 1385/1996)^A
(B/L 2110/2005)^C
(B/L 2298/2008)^D


- Thirdly, the amount of the annual operating and debt servicing costs that are apportioned to the Regional District of North Okanagan in accordance with Section 8 shall be raised by a property tax on land only. The property value tax shall not exceed 10 cents per \$1,000. of net taxable values for land only within ~~the Corporation of the City of Enderby, the Corporation of the City of Armstrong, and the Corporation of the Village of Lumby, and Electoral Areas "D", "E" and "F"~~ for Regional Hospital District purposes.

(B/L 1385/1996)^A
(B/L 2110/2005)^C
(B/L 2298/2008)^D

ATTACHED TO AND FORMING PART OF "STERILE INSECT RELEASE EXTENDED AREA SERVICE ESTABLISHMENT BYLAW No. 834, 1989."

I hereby certify this to be a true and correct copy of Schedule "A" attached to and forming part of "STERILE INSECT RELEASE EXTENDED AREA SERVICE ESTABLISHMENT BYLAW No. 834, 1989".

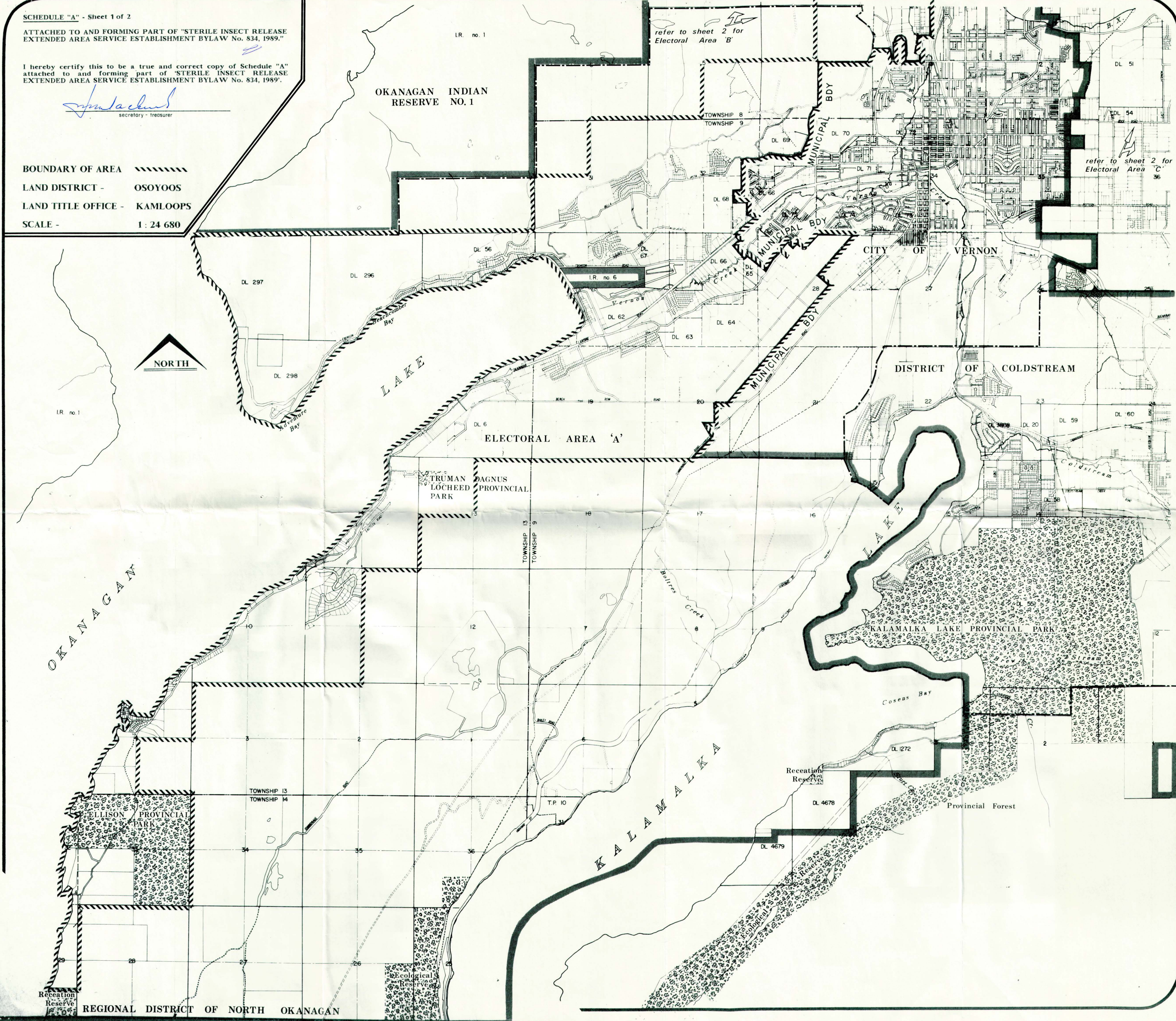
[Signature]
secretary - treasurer

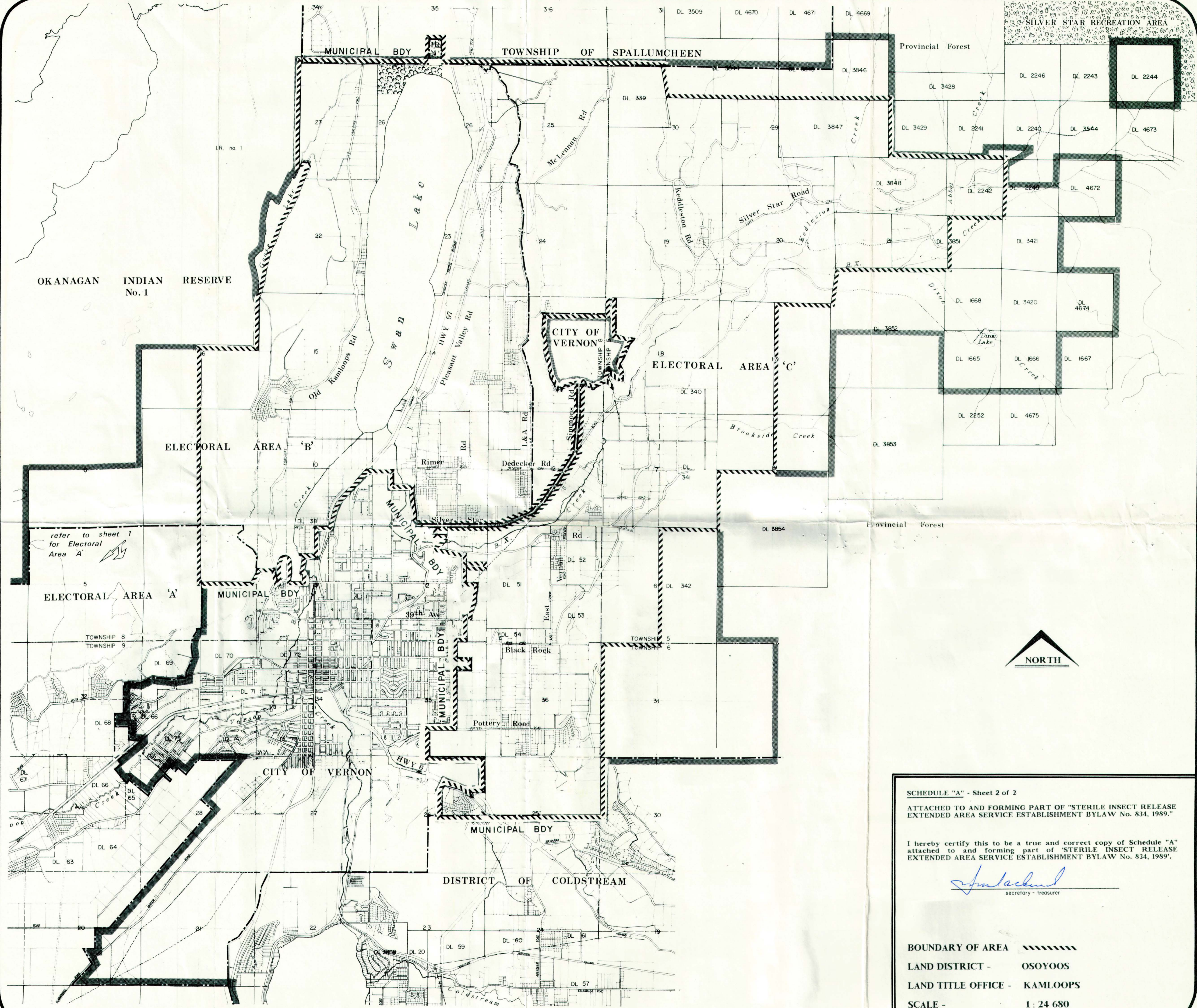
BOUNDARY OF AREA 
LAND DISTRICT - OSOYOOS
LAND TITLE OFFICE - KAMLOOPS
SCALE - 1 : 24 680

OKANAGAN INDIAN RESERVE NO. 1

refer to sheet 2 for Electoral Area 'B'

refer to sheet 2 for Electoral Area 'C'

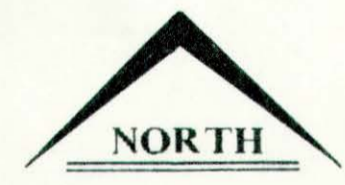




OKANAGAN INDIAN RESERVE No. 1

SILVER STAR RECREATION AREA

refer to sheet 1 for Electoral Area 'A'



SCHEDULE "A" - Sheet 2 of 2
 ATTACHED TO AND FORMING PART OF "STERILE INSECT RELEASE EXTENDED AREA SERVICE ESTABLISHMENT BYLAW No. 834, 1989."

I hereby certify this to be a true and correct copy of Schedule "A" attached to and forming part of "STERILE INSECT RELEASE EXTENDED AREA SERVICE ESTABLISHMENT BYLAW No. 834, 1989".

[Signature]
 secretary - treasurer

BOUNDARY OF AREA **////**
 LAND DISTRICT - **OSOYOOS**
 LAND TITLE OFFICE - **KAMLOOPS**
 SCALE - **1 : 24 680**