

REGIONAL DISTRICT OF NORTH OKANAGAN

BYLAW No. 2226

A bylaw to impose a parcel tax on owners of land subject to a Sterile Insect Release Service under the Sterile Insect Release Program and to direct the preparation of an assessment roll

WHEREAS the Okanagan-Kootenay Sterile Insect Release Service (S.I.R.) was established under Section 283(2) of the *Municipalities Enabling and Validating Act*;

AND WHEREAS the Regional Districts of Okanagan-Similkameen, Central Okanagan, North Okanagan, and Columbia Shuswap have each established an extended service of sterile insect release;

AND WHEREAS the *Okanagan-Kootenay Sterile Insect Release Service Regulation* established that participating regional districts for a sterile insect release service may recover a portion of the annual costs of the service by means of a parcel tax;

AND WHEREAS it has been deemed desirable to impose a parcel tax on parcels benefiting from the program according to the quantity of apple and/or pear trees growing on the parcel;

AND WHEREAS Section 806 (1) [*Requisition of funds for electoral areas*] and Section 806.1 [*Collection in electoral areas*] of the *Local Government Act* provide for the imposing of a parcel tax in electoral areas, and the preparation of an assessment roll (which requires the appointment of a collector) for the purpose of imposing a parcel tax;

NOW THEREFORE, the Board of the Regional District of North Okanagan, in open meeting assembled, hereby ENACTS AS FOLLOWS:

Title

1. This Bylaw shall be cited for all purposes as the “**S.I.R. Parcel Tax Bylaw No. 2226, 2007**”.

Definitions

2. In this bylaw:

“**annual costs**” means the annual operating and debt servicing costs of providing a sterile insect release service minus any grants or donations received towards those costs;

“**collector**” means the person assigned responsibility as collector to prepare and amend the parcel tax assessment roll in accordance with the *Local Government Act*;

“**parcel**” means any lot, block or other area that is 0.3 acres or greater in size and on which 20 or more codling moth host trees (apple, pear, crab apple and/or quince) are under cultivation; and

“**under cultivation**” means any lot, block or other area on which fruit bearing or non-fruit bearing apple, pear, crab apple and/or quince trees or stumps exist.

Establishment

3. Within Electoral Areas “B”, “C”, “D”, “E” and “F”, a Sterile Insect Release (S.I.R.) parcel tax shall be imposed on all parcels deemed as benefiting from the sterile insect release service.

4. The S.I.R. parcel tax shall be imposed on each parcel that is 0.3 acre or greater in size with 20 or more codling moth host trees (apple, pear, crab apple and/or quince) under cultivation on it, with the minimum taxable acreage being one (1) acre.
5. The parcel tax will be used to cover a portion of the cost of operating the Okanagan-Kootenay Sterile Insect Release service as provided for in the Sterile Insect Release Board's final annual budget.
6. The Corporate Officer of the Regional District, or such other person as may be appointed annually by resolution of the Regional Board, shall be appointed as the collector for the preparation and amendment of the S.I.R. Parcel Tax Assessment Roll.
7. A S.I.R. Parcel Tax Assessment Roll shall be prepared by the collector annually for each year that the service operates, setting out all the parcels to be assessed the S.I.R. parcel tax, the name and address of the owner of each parcel and the number of taxable acres.
8. The Board shall, by resolution, establish a Parcel Tax Review Committee, and shall set the time and place for the sitting of the Parcel Tax Review Committee.

REPEAL

9. Bylaw No. 1836 cited as "S.I.R. Parcel Tax Bylaw No. 1836, 2003" is hereby repealed.

Read a First, Second, and THIRD Time

this 7th day of February, 2007

Reconsidered, Finally Passed and ADOPTED

this 7th day of February, 2007



Chair



Corporate Officer