

**REGIONAL DISTRICT OF KITIMAT-STIKINE
BYLAW NO. 520**

**A bylaw to establish to establish Heritage
Conservation as an extended service for the
benefit of the electoral areas in the Regional
District of Kitimat-Stikine.**

WHEREAS the Regional District of Kitimat-Stikine, pursuant to the provisions of Section 800(1) of the Local Government Act, may, by bylaw, establish and operate an extended service relating to heritage conservation;

AND WHEREAS the Board of Directors has, under Section 801.5 of the Local Government Act, consented in writing to the adoption of this bylaw on behalf of the electors in the proposed participating area, and if the proposed participating area for the service includes all of the electoral areas, and if the service can be established without borrowing;

AND WHEREAS the Board of Directors wishes to establish and operate heritage conservation as an extended service for the benefit of the following Electoral Areas: Electoral Areas A, B, C, D, and E.

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

1. Establishment of the Service

- 1.1 In the Regional District of Kitimat-Stikine, heritage conservation is established as an extended service called the Regional District of Kitimat-Stikine Heritage Conservation Service.
- 1.2 The Board may operate the service in the Regional District of Kitimat-Stikine Heritage Conservation Service Area and, without limitation, enter into a contract with a third party to implement the service.
- 1.3 For the purposes for providing heritage conservation, the following provisions in relation to heritage properties shall apply:
 - a) Local Government Act
Part 27 – Heritage Conservation
Section 176 - Delegation of authority
Section 183.1 - Exception for heritage conservation purposes
Section 302 - Power to reserve and dedicate regional district land for public purpose
Section 303 – Control of Crown land parks dedicated by subdivision
Section 304 – Exchange of park land
Section 306 - Establishment of municipal forest reserve
Section 314 – Power to accept property on trust
Section 799 – Additional powers and exceptions
Section 799.1 – Continuation of parks and trails
Section 923 – Tree cutting permit
 - b) Community Charter
Section 25 – General prohibition against assistance to business and exceptions
Section 225 - Partnering, heritage, riparian and other special exemption authority

c) Land Title Act
Section 219 - Registration of covenant as to use and alienation

d) Assessment Act
Section 19(10) - Valuation for purposes of assessment

1.4 The Board of Directors is hereby empowered and authorized to carry out, or cause to be carried out, heritage conservation services in and for the identified extended service area and do all things necessary or convenient in connection therewith in accordance with the requirements in the *Local Government Act, Community Charter, Land Title Act and Heritage Conservation Act*.

2. Service Area

2.1 The boundaries of the extended service area are the entire Regional District of Kitimat-Stikine excluding the member municipalities.

3. Participating Areas

3.1 The participants in the extended service established in clause 1.1 are the following: Electoral Areas A, B, C, D, and E.

4. Method of Cost Recovery

4.1 The costs of providing the service established in clause 1.1 shall be recovered by a requisition under Section 803.(1)(a) of the *Local Government Act*.

4.2 The amount requisitioned must be collected by a property value tax on the net taxable value of land and improvements according to Section 806.1 of the *Local Government Act*.

This bylaw may be cited as the "Heritage Conservation Extended Service Establishment Bylaw No. 520, 2005."

READ a first time this 20th day of August, 2005.

READ a second time this 20th day of August, 2005.

READ a third time this 20th day of August, 2005.

APPROVED by the Inspector of Municipalities on the 21 day of November, 2005

ADOPTED this 10 day of December, 2005

Chair

Administrator

Certified a true copy of Bylaw
No.520 as adopted.

Robert Marcellin
Administrator