



Regional District of  
**Kitimat-Stikine**

**Thornhill Water System Service Area Establishment Bylaw No. 542, 2007**

ADOPTED December 7, 2007

**This Regulation Bylaw is consolidated for convenience only.**

*This Consolidated version includes amendments to August 24, 2018  
up to and including Bylaw No. 618*

List of Amendments to the Thornhill Water System Service Area Establishment Bylaw No. 542, 2007		
Bylaw No.	Date of Adoption	Purpose of Amendment
618	October 19, 2012	replacing Section 6 in its entirety with the new Section 6

**NOTE:**

Where there is a discrepancy between this consolidated Version and the Amending Bylaw, then the original Bylaw No. 542 and the Amending Bylaws shall be deemed to be the true and correct version.

## REGIONAL DISTRICT OF KITIMAT-STIKINE

### BYLAW NO. 542

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**A bylaw to convert a water supply system specified area and a fire hydrant services specified area to a service, and to merge and amend the service and make changes to the boundaries of the service area.**

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**WHEREAS** under the provisions of section 774.2(3) of the *Local Government Act*, a regional district providing a continued service under a specified area establishment bylaw may by bylaw convert the service to one exercised under the authority of an establishing bylaw and by the same bylaw amend the power to the extent that it could if the power were in fact exercised under the authority of a bylaw establishing the service, provided that the bylaw meets the requirements of section 800.1 and is adopted in accordance with section 802 of the *Local Government Act*;

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine established by the "Thornhill Water Specified Area and Loan Authorization Bylaw No. 100, 1978", a specified area for the installation and operation of a water supply system within portions of Electoral Areas "C" and "E";

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine adopted the "Regional District of Kitimat-Stikine Thornhill Water Specified Area Frontage Tax Bylaw No. 155, 1980", for the purpose of imposing a frontage tax to meet certain costs incurred in providing water services to lands within the Thornhill Water Specified Area;

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine wishes to convert the said water supply system specified area to a service;

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine established by the "Regional District of Kitimat-Stikine Woodlands Utilities Fire Hydrant Service Specified Area Establishment Bylaw No. 170, 1981", a specified area for the purpose of providing fire hydrant services within a portion of Electoral Area E;

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine wishes to convert and merge the said fire hydrant services specified area with the said water supply system specified area into one service area;

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine established by the "Woodlands Water System Acquisition Service Area Establishment Bylaw No. 540, 2007" a service for the purpose of acquiring the Woodlands Utilities Water System, to integrate operations with the Thornhill Water System and to provide a capital contribution to the Thornhill Water System for a portion of Electoral Area E;

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine wishes to extend the boundaries of the service area to include those properties within the boundaries of the Woodlands Utilities Fire Hydrants Specified Area and the Woodlands Water System Acquisition Service Area and to integrate operations with the Thornhill Water System;

**AND WHEREAS** the Board of the Regional District of Kitimat-Stikine wishes to extend the boundaries of the service area to include properties previously connected to the water system, but not included within the boundaries of the specified area:

- a) Block A and Block B, Plan 10503, District Lot 351, Range 5 Coast District;
- b) Lot A, Plan 12142, District Lot 351, Range 5 Coast District;
- c) Lot 1, Plan 10504, District Lot 351, Range 5 Coast District, Except Plan 12142;
- d) Block B, District Lot 370, Range 5 Coast District, Except Plan 3649, 4200, 4201, 4451 and 9417;
- e) Lot A, Plan BCP 24438, District Lot 1906, Range 5 Coast District; and
- f) District Lot 5131, Range 5 Coast District;

**AND WHEREAS** the Directors for Electoral Areas "C" and "E" have consented to the adoption of this Bylaw;

**AND WHEREAS** the approval of the Inspector of Municipalities is required under section 802 of the *Local Government Act*;

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

#### **Service Being Established**

1. The water supply system provided within the specified area created under "Thornhill Water Specified Area and Loan Authorization Bylaw No. 100, 1978" is hereby established as a service for the supply, distribution and maintenance of a water system to be known as the "Thornhill Water System Service Area."
2. The fire hydrant services provided within the specified area created under "Regional District of Kitimat-Stikine Woodlands Utilities Fire Hydrant Service Specified Area Establishment Bylaw No. 170, 1981" is hereby established as a service and merged with the Thornhill Water System Service Area.
3. The boundaries of the service area thus established are hereby extended to include those properties within the boundaries of the Woodlands Water System Acquisition Service Area established under "Woodlands Water System Acquisition Service Area Establishment Bylaw No. 540, 2007" and the following properties:
  - a) Block A and Block B, Plan 10503, District Lot 351, Range 5 Coast District;
  - b) Lot A, Plan 12142, District Lot 351, Range 5 Coast District;
  - c) Lot 1, Plan 10504, District Lot 351, Range 5 Coast District, Except Plan 12142;
  - d) Block B, District Lot 370, Range 5 Coast District, Except Plan 3649, 4200, 4201, 4451 and 9417;
  - e) Lot A, Plan BCP 24438, District Lot 1906, Range 5 Coast District; and
  - f) District Lot 5131, Range 5 Coast District.

## **Service Area**

4. The participating areas in the Thornhill Water System Service Area are portions of Electoral Areas "C" and "E". The boundaries of the service area are shown outlined on the map attached as Schedule "A" and forming part of this bylaw.

## **Cost Recovery and Maximum Requisition**

5. As provided in section 803 of the Local Government Act, the annual cost of providing the service shall be recovered by one or more of the following:
  - a) property value taxes imposed in accordance with Division 4.3 of the *Local Government Act*;
  - b) parcel taxes imposed in accordance with Division 4.3 of the *Local Government Act*;
  - c) fees and charges imposed under section 363 of the *Local Government Act*;
  - d) revenues raised by other means authorized by the *Local Government Act* or another Act;
  - e) revenues received by way of agreement, enterprises, gift, grant or otherwise.
6. In accordance with Section 800.1(1)(e) of the Local Government Act, the maximum amount that may be requisitioned annually for the cost of the service shall not exceed the total of \$125,000 imposed by parcel taxes and property value taxes applied to the net taxable value of land and improvements included in the Service Area. (Amended by Bylaw No. 618, 2012)

## **General Powers**

7. The Regional District is hereby empowered and authorized to undertake and carry out or cause to be carried out, water supply, distribution and maintenance service in and for the said service area and to do all things necessary or convenient in connection therewith.

## **Repeal**

8. "Regional District of Kitimat-Stikine Thornhill Water Specified Area Frontage Tax Bylaw No. 155, 1980" is hereby repealed.

This bylaw may be cited as the "Thornhill Water System Service Area Establishment Bylaw No. 542, 2007".



