



PEACE RIVER REGIONAL DISTRICT

**Recreation and Cultural Facilities and Services
Grants-in-Aid Conversion
Bylaw No. 669, 1990**

CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws listed below. The amending bylaw has been combined with the original bylaw for convenience only. This consolidation is not a legal document. A certified copy of the original bylaws should be consulted for all interpretations and applications of the bylaw on this subject.

Original Bylaw

Bylaw No. 669

Date of Adoption

May 24, 1990

Amending Bylaw

Bylaw No. 2424

September 27, 2021

PEACE RIVER REGIONAL DISTRICT
Bylaw No. 669, 1990

A bylaw to convert the function of Recreation and Cultural Facilities Grants-in-Aid to a local service.

WHEREAS, pursuant to the *Local Government Act*, a regional district exercising a power to provide a service other than a general service, is required to adopt a bylaw respecting that service;

AND WHEREAS the Board of the Peace River Regional District was granted the function of Recreation and Cultural Facilities Grant-in-Aid by supplementary Letters Patent, dated June 19, 1980 as amended, with Electoral Areas "B", "C", "D", and "E" as participating member municipalities;

AND WHEREAS the Board of the Peace River Regional District wishes to convert its Recreation and Cultural Facilities Grants-in-Aid function to a local service;

AND WHEREAS the participating member municipalities have consented, in writing, to the adoption of this bylaw;

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

SECTION 1 – GENERAL PROVISIONS

- 1.1 This bylaw shall be cited for all purposes as 'Recreation and Cultural Facilities and Services Grants in Aid Conversion Bylaw No. 669, 1990'.
- 1.2 If any portion of this bylaw is declared invalid by a court, the invalid portion shall be severed and the remainder of the bylaw is deemed valid.

SECTION 2 – DEFINITIONS

Community Organizations: not-for-profit societies registered and in good standing in the Province of BC, or a local government.

Recreation and Cultural Facilities: standalone buildings or grounds that are used solely and exclusively to host publicly available recreation and cultural activities; including but not limited to riding arenas, ice arenas, swimming pools, community halls, fair grounds, museums, art galleries, and campgrounds.

SECTION 3 – THE SERVICE

- 3.1 The function of Recreation and Cultural Facilities Grants-in-Aid, granted by supplementary Letters Patent dated June 19, 1980, as amended, is hereby established as the function of Recreation and Cultural Facilities and Services Grants-in-Aid.
- 3.2 The service shall include the authority to provide grants to *community organizations* to assist with the costs of operation and maintenance of *recreation and cultural facilities* serving the Electoral Areas of the Peace River Regional District.

- 3.3 The service shall include the authority to provide grants to *community organizations* that operate and provide recreational and cultural services in the Electoral Areas.
- 3.4 The service shall include the authority to provide grants to *community organizations* undertaking capital projects to enhance *recreational and cultural facilities* in the Electoral Areas, whether or not those facilities are owned or held by the Peace River Regional District, so long as no borrowing is required on the part of the Peace River Regional District, to fund any grants.
- 3.5 For clarity, the service of Recreational and Cultural Facilities and Services does not include the authority to borrow funds for the service.

SECTION 4 – SERVICE AREA BOUNDARY

- 4.1 The boundaries of the service area established in this bylaw are Electoral Area “B”, Electoral Area “C” and Electoral Area “E”.

SECTION 5 - PARTICIPATING AREAS

- 5.1 The participants in the Recreation and Cultural Facilities and Services Grants-in-Aid function established herein are Electoral Areas B, C, and E.

SECTION 6 – COST RECOVERY

- 6.1 The annual cost of providing Recreational and Cultural Facilities and Services Grants-in-Aid within the service area boundary as defined in Section 4 above, shall be recovered by one of more of the following:
- A property value tax imposed pursuant to the provisions of the *Local Government Act*, levied against the net taxable value of improvements only;
 - Revenues raised by other means authorized by the *Local Government Act*, or another Act;
 - Revenues raised by way of agreement, enterprise, gift, grant, or otherwise.

SECTION 7 – APPORTIONMENT OF COSTS

- 7.1 The annual net cost attributable to this service shall be borne directly by the participating electoral area(s) within which the Recreation and Cultural Facilities and Services Grant-in-Aid is provided and/or by the electoral area(s) that receive the benefit of the facility or service.
- 7.2 For clarity, Clause 7.1 requires that the cost of grants provided to *community organizations* operating and providing services in any one electoral area, and the cost of grants provided for the operation, maintenance, or capital improvement to recreational facilities in any one electoral area, shall be paid for through the cost recovery methods authorized in Section 6, applicable only in that electoral area; specifically, Electoral Area B facilities and services grants shall be funded by property taxes levied in Electoral Area B, Electoral Area C facilities and services grants shall be funded by property taxes levied in Electoral Area C, and finally, that Electoral Area E

facilities and services grants shall be paid for via property taxes levied in Electoral Area E; or by other revenues raised as authorized by Section 6 above.

7.3 Notwithstanding Clause 7.2, a grant may be provided to a *community organization* in any location, using revenue raised from any particular Electoral Area, provided that the *community organization* is providing a benefit to the Electoral Area from which the funds were requisitioned.

SECTION 8 – MAXIMUM REQUISITION

8.1 The maximum requisition limit that may be requisitioned in any one year for the service is the greater of \$480,000 or an amount equal to the amount that could be raised by a property value tax of \$0.075/\$1,000 when applied to the net taxable value of land and improvements in the service area.

READ A FIRST TIME this 22nd day of February 1990.

READ A SECOND TIME this 22nd day of February 1990.

READ A THIRD TIME this 27th day of April 1990.

Approved by the Inspector of Municipalities this 2nd day of May 1990.

Reconsidered, Finally Passed and Adopted this 24th day of May 1990.

CERTIFIED A TRUE AND CORRECT COPY of "Recreation and Cultural Facilities and Services Grants-in-Aid Conversion Bylaw No. 669, 1990".	THE CORPORATE SEAL of the Peace River Regional District was hereto affixed in the presence of:
<i>Original signed by</i>	<i>Original signed by</i>
Moray Stewart, Administrator	Ben Knutson, Chairman

I HEREBY CERTIFY THE FOREGOING to be a true and correct copy of Bylaw No. 669, 1990 cited as "Recreation and Cultural Facilities and Services Grants-in-Aid Conversion Bylaw No. 669, 1990" as read a third time by the Regional Board of the Peace River Regional District on the 27th day of April, 1990.

Dated at Dawson Creek, British Columbia this the 27th day of April, 1990.

Original signed by Phil Cove, Deputy Clerk Administrator
 Moray Stewart, Administrator