

DISTRICT OF LAKE COUNTRY

BYLAW 97-161

A BYLAW TO ESTABLISH A SPECIFIED AREA FOR THE PURPOSE OF PROVIDING STREET LIGHTING TO THE KEL-WIN ROAD AREA

WHEREAS pursuant to the provisions of Part 19, Division 2 of the Municipal Act, the Council of the District of Lake Country is empowered by bylaw to undertake any work or service coming within the powers of the municipality for the special benefit of a specified area of the municipality;

AND WHEREAS Letters Patent of the District of Lake Country establish the Kel-Win Road Street Lighting as a separate municipal specified area, pursuant to Section 674 of the Municipal Act, for the purpose of providing street lighting service;

AND WHEREAS the Regional District of Central Okanagan enacted “Regional District of Central Okanagan Kel-Win Subdivision Streetlighting Specified Area Establishment Bylaw No. 159, 1978”;

NOW THEREFORE the Council of the District of Lake Country in open meeting assembled, enacts as follows:

1. A portion of the District of Lake Country, more particularly described in Schedule “A” attached hereto and as shown outlined in heavy dark line on the plan contained in Schedule “A”, shall be the area of the District of Lake Country benefited by the services hereinafter set forth, which area is hereinafter referred to as the “Kel-Win Street Lighting Service Benefiting Area”;
2. The Council is hereby empowered and authorized to provide, operate, maintain and to undertake and carry out, or cause to be carried out, street lighting services and to do all things necessary in connection therewith for the special benefit of the Benefiting Area and without limiting the generality of the foregoing.
3. The entire costs of the service provided pursuant to the authorization of this bylaw shall be borne by the Benefiting Area and shall be raised by Council, and for that purpose the Council may levy and impose a rate on land and improvements within the Benefiting Area, pursuant to Section 646 of the Municipal Act.

4. Should the sums recovered through the levy of a rate on land and improvements at any time be insufficient to meet the costs of the service, the Council may levy and impose within the Benefiting Area a rate on land and improvements over and above all other rates sufficient to meet such deficit in the same manner and time as other general municipal levies.
5. The Council may, by bylaw, merge this benefiting area with any other specified area created to provide street lighting services, whether contiguous or not, for the purpose of providing, consolidating and completing necessary services for such merged area.
6. This bylaw shall be cited as "District of Lake Country Kel-Win Street Lighting Specified Area Establishment Bylaw 97-161".

READ A FIRST TIME this *30th* day of *October*, 1997.

READ A SECOND TIME this *30th* day of *October*, 1997.

READ A THIRD TIME this *30th* day of *October*, 1997.

RECONSIDERED AND ADOPTED this *13th* day of *November*, 1997.

"Bob McCoubrey"
Mayor

"Lynda Shykora"
Clerk, Deputy

I hereby certify the foregoing to be a true and correct copy of the Bylaw cited as the "District of Lake Country Kel-Win Street Lighting Specified Area Establishment Bylaw 97-161" as adopted by the Municipal Council on *November 13th*, 1997.

Dated at Lake Country, B. C.

Clerk, Deputy