

CITY OF KELOWNA

BYLAW NO. 9323

Amendment No. 1 to Local Service Area (Sewer Specified Area) No. 28A Bylaw No. 9088 (Okaview)

WHEREAS under the provisions of the *Local Government Act*, the Council of the City of Kelowna adopted Bylaw No. 9088 establishing Local Service Area (Sewer Specified Area) No. 28A;

AND WHEREAS section 19 of the *Community Charter Transitional Provisions, Consequential Amendments and Other Amendments Act* deems such specified areas to be local service areas under Division 5 of Part 7 of the *Community Charter*;

AND WHEREAS section 218 of the *Community Charter* provides that Council may, by bylaw, reduce or enlarge the size of a local service area;

AND WHEREAS the Council of the City of Kelowna has proceeded on the initiative plan, in compliance with the provisions of the *Community Charter*, by providing public notice, and by mailing a notice to the owners of the parcels included in the enlarged area and liable to be specially charged, of the intention of the Council to enlarge the size of the Local Service Area No. 28A to undertake the installation of sewer mains and services to the property lines of the affected parcels;

AND WHEREAS any petition received against the proposed work was not sufficient, pursuant to the provisions of the *Community Charter*, to prevent Council from proceeding with the proposed enlargement of the area;

NOW THEREFORE the Municipal Council of the City of Kelowna, in open meeting assembled, enacts as follows:

1. THAT the servicing boundary of Local Service Area (Sewer Specified Area) No. 28A, established by Bylaw No. 9088, be amended by adding:
 - i) Lot 116, Section 23, Township 28, SDYD, Plan 32591;
 - ii) Lot 17, Section 23, Township 28, SDYD, Plan 18995;
 - iii) Lot 3, Section 23, Township 28, SDYD, Plan 15234;
 - iv) Lot 161, Section 23, Township 28, SDYD, Plan 32591; and
 - v) Lot 141, Section 24, Township 28, SDYD, Plan 32591.
2. This bylaw shall come into full force and effect and is binding on all persons as and from the date of adoption.
3. This bylaw shall be cited for all purposes as "Bylaw No. 9323, being Amendment No. 1 to Local Service Area (Sewer Specified Area) No. 28A Bylaw No. 9088 (Okaveiw)".

Read a first, second and third time by the Municipal Council this 1st day of November, 2004.

Adopted by the Municipal Council of the City of Kelowna this day of , 2004.

Mayor

City Clerk