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## CITY OF KELOWNA

### MEMORANDUM

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**Date:** May 3, 2006  
**File Nos.:** 3370-20  
**To:** City Manager  
**From:** City Clerk  
**Subject:** Country Rhodes Boundary Extension for the Purpose of Sanitary Sewer System  
**Report Prepared by:** Corinne Boback, Legislative Coordinator

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#### **RECOMMENDATION:**

THAT Council receive the Declaration dated May 3, 2006, pertaining to the extension of the City of Kelowna boundaries to include the Country Rhodes Strata development as attached to the report of the City Clerk dated May 3, 2006;

AND THAT Council advance Bylaws No. 9575 and 9576, being the Establishment and Loan Authorization bylaws for Local Service Area No. 34 for the purpose of providing Sanitary Sewer to the Country Rhodes Strata development, for final adoption consideration.

#### **BACKGROUND:**

On December 19, 2005, Council received the Certificate of Sufficiency dated December 5, 2005 pertaining to the owner initiated Local Service Area of the Country Rhodes Strata development to obtain a sanitary sewer system from the City of Kelowna. In order to obtain this service from the City of Kelowna the boundary of the City of Kelowna must first be expanded to include the Country Rhodes Strata development.

As per Section 20 of the Local Government Act, a deadline for receipt of at least 10% elector responses against the proposal 30 days after the last publication of the notice was set to be 4:00 pm May 2, 2006. Notice of the Proposed Boundary Extension was advertised in the Kelowna Daily Courier on March 30<sup>th</sup> and 31<sup>st</sup>, 2006 and in the Capital News on March 29<sup>th</sup> and 31<sup>st</sup>, 2006. The notice was also advertised in The British Columbia Gazette in the March 23<sup>rd</sup>, 2006 issue. As of the deadline the City Clerk received 0 elector responses.

It is now in order to advance the Establishment and Loan Authorization bylaws for this Local Service Area for adoption consideration.

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A. Flack, City Clerk

cc. Wastewater Manager

**DECLARATION**

CANADA	)	IN THE MATTER OF
PROVINCE OF BRITISH COLUMBIA	)	the extension of the boundaries of
TO WIT:	)	the City of Kelowna

We, the Mayor and Corporate Officer, of the City of Kelowna in the Province of British Columbia

DO SOLEMNLY DECLARE THAT

There has been no petition received in response to the notice of Council's intention to petition the Minister of Community Services to extend the boundaries of the City of Kelowna as it appeared in the Gazette under issue of March 23, 2006 and in the Kelowna Daily Courier under issues of March 30<sup>th</sup> and 31<sup>st</sup>, 2006 and in the Capital News on March 29<sup>th</sup> and 31<sup>st</sup>, 2006.

AND WE make this solemn Declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath, and by virtue of the Canada Evidence Act.

DECLARED before me

At City of Kelowna  
In the Province of British Columbia

\_\_\_\_\_  
Sharon Shepherd, MAYOR

\_\_\_\_\_  
Allison Flack, CITY CLERK

This            day May, 2006.

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A Commissioner for taking  
Affidavits in and for the  
Province of British Columbia