



October 6, 2009
File No: 0110-02

Elsie Lemke
Chief Administrative Officer
District of Peachland
5806 Beach Avenue
Peachland, BC V0H 1X7

Randy Rose
Chief Administrative Officer
District of Lake Country
10150 Bottom Wood Lake Road
Lake Country, BC V4V 2M1

Jason Johnson
Chief Administrative Officer
Westside District Municipality
#4 – 2466 Main Street
Westbank, BC V4T 1Z1

Ron Mattiussi
Administrator
City of Kelowna
1435 Water Street
Kelowna, BC V1Y 1J4

Dear Administrators:

Re: Consent Required for Regional District of Central Okanagan Starling Control Program
Service Area Establishment Bylaw

In follow-up to presentations on the starling control program by the BC Grapegrowers' Association, the Regional Board's Governance and Services Committee adopted the following resolution:

"THAT the Board direct staff to prepare a service establishment bylaw for the purposes of providing funding to the Starling Control Program in the amount of \$25,000 per year up to and including the year 2012".

In 2008 and 2009, funding was provided for this program through the Regional District's Regional Grant in Aid fund. In order to provide consistent funding for the program over the next three years, it was recommended that the three regional districts adopt a service establishment bylaw. The Regional District of North Okanagan and the Regional District of Okanagan-Similkameen have approved a similar service establishment bylaw for the funding of the starling control program.

Office of the Administrator

1450 K.L.O. Road
Kelowna, B.C. V1W 3Z4

Telephone: (250) 763-4918
Fax: (250) 763-0606
www.regionaldistrict.com

CITY OF KELOWNA

OCT 13 2009

**ADMINISTRATION
DEPARTMENT**

Original to: ☒ Communications
Copied: ☒ Mayor
☒ City Manager
Councillors

File Number:

Initials:

KB

Date: 13 OCT 2009

There will be no increase to the Regional District's budget with the approval of the bylaw as the \$25,000 would be reallocated to this new service from the Regional Grant in Aid budget.

As this is an establishment bylaw, the *Local Government Act* requires consent from the participating partners. We would ask that your Council provide their consent for the bylaw in order for the Regional District to move forward with its approval. It is therefore recommended that the municipality adopt the following resolution:

THAT the ____*name of municipality*____ hereby consent to the Regional District of Central Okanagan adopting Regional District of Central Okanagan Starling Control Program Service Area Establishment Bylaw No. 1262.

A copy of the bylaw is attached for your consideration.

We look forward to a timely response to this request.

Yours truly,



Harold Reay
Chief Administrative Officer

Encl.

Regional District of Central Okanagan

Bylaw No. 1262

A bylaw to establish a local service area for the purposes of providing funding for a Starling Control Program in the Regional District of Central Okanagan

WHEREAS a Regional District may by bylaw establish a service under the provisions of the *Local Government Act – Section 796 (1)*.

AND WHEREAS the Regional Board of the Regional District of Central Okanagan wishes to establish a local area grant service for the purpose of providing funding to the Starling Control Program, as has been established in the Regional District of Okanagan Similkameen and the Regional District of North Okanagan;

AND WHEREAS the Directors of Central Okanagan East Electoral Area, Central Okanagan West Electoral Area, the City of Kelowna and the Corporation of the District of Peachland, District of Lake Country and the District of West Kelowna have consented to the establishment of the service of 'Starling Control Program' in the whole of their areas;

NOW THEREFORE THE REGIONAL BOARD OF THE REGIONAL DISTRICT OF CENTRAL OKANAGAN IN OPEN MEETING ASSEMBLED ENACTS AS FOLLOWS:

1. The Regional District of Central Okanagan hereby establishes within the Central Okanagan East Electoral Area, Central Okanagan West Electoral Area, the City of Kelowna and the Corporation of the District of Peachland, District of Lake Country and the District of West Kelowna a service for the purpose of providing funding to the "Starling Control Service".

Requisition Limit

2. The maximum amount that may be requisitioned annually for the service is \$25,000 for a maximum period of three years (2010-2012) and will expire on December 31, 2012.

Cost Recovery

3. The annual cost of providing the local area service outlined in this Bylaw shall be recovered by the following:
 - a) requisition of money under Sections 805 [*Requisition of funds from municipalities*] and Section 806 [*Requisition of funds for electoral areas*] of the *Local Government Act* to be collected by a property value tax to be levied and collected under Section 805.1 and Section 806.1 of the said Act.

Citation

4. This bylaw may be cited as the "Regional District of Central Okanagan Starling Control Program Service Area Establishment Bylaw No. 1262, 2009".

READ A FIRST TIME THIS DAY OF August 2009.

READ A SECOND TIME THIS DAY OF August 2009.

READ A THIRD TIME THIS DAY OF August 2009.

Approved by the Inspector of Municipalities this day of 2009.

RECONSIDERED AND ADOPTED THIS DAY OF 2009.

CHAIRPERSON

DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1262 cited as the "Regional District of Central Okanagan Starling Control Program Service Area Establishment Bylaw No. 1262", as read a third time by the Regional Board on the ____ day of _____ 2009.

Dated at Kelowna, B.C. this
____ day of _____ 2009

DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1262 cited as the "Regional District of Central Okanagan Starling Control Program Service Area Establishment Bylaw No. 1262 " as adopted by the Regional Board on the day of 2009.

Dated at Kelowna, B.C. this
day of 2009.

DIRECTOR OF CORPORATE SERVICES