

The following is a consolidated copy of the Comox Valley Water Supply Capital Improvement Charge Bylaw No. 2350, 2001 and includes the following bylaws:

Bylaw No.	Bylaw Name	Adopted	Purpose
2350	Regional District of Comox-Strathcona Water Supply Capital Improvement Charge Bylaw No. 2350, 2001.”	February 26, 2001	To charge for capital improvements
3007	Comox Valley Water Supply Capital Improvement Charge Bylaw No. 2350, 2001. Amendment No. 1	March 1, 2007	To amend the fees and charges, replacing Section 1, 2 and 3, schedule A and adding schedule B.
339	Comox Valley Water Supply Capital Improvement Charge Bylaw No. 2350, 2001, Amendment No. 2	June 24, 2014	To amend the Comox Valley water supply capital improvement charge bylaw to allow specified properties in the Marsden Road area to pay their water system capital improvement cost charge at time of future service connection
497	Comox Valley Water Supply Capital Improvement Charge Bylaw No. 2350, 2001, Amendment No. 3	Readings rescinded. Bylaw not adopted	To amend the Comox Valley water supply system capital improvement cost charges and to update the listing of properties eligible to pay certain capital improvement cost charges
574	Comox Valley Water Supply Capital Improvement Charge Bylaw No. 2350, 2001, Amendment No. 4	April 30, 2019	To amend the Comox Valley water supply system capital improvement cost charges and to update the listing of properties eligible to pay certain capital improvement cost charges

This bylaw may not be complete due to pending updates or revisions and therefore is provided for reference purposes only. THIS BYLAW SHOULD NOT BE USED FOR ANY LEGAL PURPOSES. Please contact the corporate legislative officer at the Comox Valley Regional District to view the complete bylaw when required.

COMOX VALLEY REGIONAL DISTRICT**BYLAW NO. 2350****A Bylaw to Impose Capital Improvement Charges for the
Comox Valley Water Supply**

AND WHEREAS by Supplementary Letters Patent dated February 17, 1967, Division VI – Water Supply, the Regional District was empowered to design, construct, reconstruct, purchase, maintain and operate facilities for the purpose of supplying bulk water to the City of Courtenay and to the Town of Comox and to individual customers not within the boundaries of a municipality or improvement district having water supply as an object;

AND WHEREAS by way of Bylaw No. 1783 being “Water Local Service Establishment Bylaw 1995”, the Regional District converted the water supply service to a local service to be known as the “Comox Valley Water System” for the supply of bulk water to:

- a) the City of Courtenay and the Town of Comox (the “Participating Municipalities”); and
- b) within Electoral Areas ‘A’, ‘B’ and ‘C’ of the Regional District, the water local service areas of Comox Valley, Arden, Marsden/Camco, Greaves Crescent and England Road (the “Local Service Areas”);

AND WHEREAS by Bylaw No. 2342, being “Regional District Comox-Strathcona Water Supply Development Cost Charges, 2001” the Board imposed development cost charges on the Participating Municipalities and Local Service Areas for the purpose of providing funds to assist the Regional District to pay the capital costs of providing, altering or expanding water facilities to service directly or indirectly, development in respect of which the charges are imposed;

AND WHEREAS section 363 of the Local Government Act, made applicable to regional districts by way of Section 797.2, authorizes a board to, by bylaw, impose a fee or charge in respect of all or part of a service of the Regional District;

AND WHEREAS capital improvements will be required to provide the service to additional customers or additional capacity purchased if an expansion of the COMOX VALLEY WATER SYSTEM boundaries occurs and therefore the Board desires to impose a capital improvement charge on each parcel added to the COMOX VALLEY WATER SYSTEM under a boundary expansion in an amount equivalent to the development cost charges;

NOW THEREFORE, the Regional Board of the Regional District of Comox-Strathcona in open meeting assembled enacts as follows:

1. (a) Every parcel owner whose parcel is added to the Comox Valley water supply system subsequent to the enactment of this bylaw must pay to:
 - (i) The member municipality to which the parcel is added; or
 - (ii) The regional district if the property is in a local service area;the applicable charge set out in column 2 of schedule ‘A’ of this bylaw.
- (b) Those parcels identified in schedule ‘B’ of this bylaw are considered “in-stream boundary extensions” and shall pay the reduced capital improvement cost charge set out in column 3 of schedule ‘A’ of this bylaw.

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- (c) The charge imposed under subsection (a) must be paid to the:
- (i) Participating municipality prior to the parcel being connected to the Comox Valley water supply system if the property is located in a participating municipality; or
 - (ii) Regional district prior to the adoption of a bylaw amending the boundaries of the local service areas if the parcel is located in a local service area.
 - (iii) Regional district for those parcels identified in schedule ‘C’ of this bylaw at the time the parcel is connected to the Comox Valley water system
2. Where a charge is collected under section 1 of this bylaw by a participating municipality, the participating municipality shall by the twentieth (20th) business day of the following month, pay the capital improvement cost charges imposed and collected under this bylaw to the regional district and the participating municipality shall, at the time of payment to the regional district, provide the regional district with an accounting of the source and amount of the capital improvement cost charge.
3. This Bylaw No. 2350 may be cited for all purposes as “Comox Valley Water Supply System Capital Improvement Cost Charge Bylaw No. 2350, 2001”.”

Schedule ‘A’

Capital improvement cost charges payable under this bylaw are:

Column 1	Column 2	Column 3
Type of property	Capital improvement cost charge	Reduced capital improvement cost charge for those properties listed in schedule ‘B’
Single family residential	\$3,389 per parcel	\$1,000 per parcel
Multi-family residential	\$2,772 per dwelling unit	\$705 per dwelling unit
Congregate care facility	\$1,492 per unit	\$353 per unit
Commercial	\$12.00 per square meter of gross building area	\$2.60 per square meter of gross building area
Institutional	\$13.10 per square meter of gross building area	\$2.60 per square meter of gross building area
Industrial/public utility	\$10.31 per square meter of gross building area	\$16,700 per hectare of lot area under development

Schedule ‘B’

Properties identified as in-stream boundary extensions and eligible to pay the reduced capital improvement cost charge as set out in column 3 of schedule ‘A’ of this bylaw:

JUR	FOLIO	Area
412	01100.060	Butchers
412	01100.062	Butchers
412	01100.066	Butchers
412	01100.072	Butchers
412	01100.074	Butchers
412	01100.076	Butchers
412	01100.078	Butchers
412	01100.080	Butchers
412	01100.082	Butchers
412	01100.084	Butchers
412	01100.086	Butchers
412	01100.088	Butchers
412	01100.090	Butchers
412	01100.108	Butchers
412	01100.434	Colby
412	00712.055	Hawkins
412	00806.000	Knight
412	00806.002	Knight
771	422.000	Meadowbrook Huband
412	01100.502	Point Holmes
412	01100.504	Point Holmes
412	01100.506	Point Holmes
412	01100.512	Point Holmes
412	01100.518	Point Holmes
412	01100.530	Point Holmes
412	01100.532	Point Holmes
412	01100.534	Point Holmes
412	01100.536	Point Holmes
412	01100.564	Point Holmes
412	01100.572	Point Holmes
412	01100.586	Point Holmes
412	01100.592	Point Holmes
412	01100.594	Point Holmes
412	01100.596	Point Holmes
412	01100.599	Point Holmes
412	01100.600	Point Holmes
412	01100.606	Point Holmes

Schedule ‘C’

Regional district properties eligible to pay capital improvement cost charges at time of connection as set out in column 2 of schedule ‘A’ of this bylaw:

JUR	FOLIO	AREA
771	02241.000	
771	02239.000	Marsden Road
771	03698.000	Marsden Road
771	03697.000	Marsden Road
771	03696.000	Marsden Road
771	03695.000	Marsden Road
771	03694.000	Marsden Road
771	03699.110	Marsden Road
771	03693.000	Marsden Road
771	03699.005	Marsden Road
771	03699.015	Marsden Road
771	03699.030	Marsden Road
771	05847.110	Marsden Road
771	02076.100	Marsden Road
771	02067.000	Marsden Road
771	03699.035	Cumberland Road
771	03699.040	Cumberland Road
771	02242.276	Conrad Road
771	02242.275	Conrad Road
771	02066.000	Baird Road
771	02077.005	Baird Road
771	02063.000	Baird Road
771	02242.285	Marsden Road
771	02242.260	Marsden Road