



# REPORT

To: Chair and Directors

Report Number: ADM-BRD-220

From: Tyra Henderson, Corporate Officer

Date: August 12, 2021

**Subject: Gotta Go Roadside Facilities Service – Alternate Approval Process Results**

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## **RECOMMENDATION #1: [Corporate Unweighted]**

That the Regional Board receive the Alternate Approval Process results for the Gotta Go Roadside Facilities Service Establishment Bylaw, advising that only 19 valid responses were received; certified by the Corporate Officer as per the *Community Charter* Sec. 86 (8), for information.

## **RECOMMENDATION #2: [Corporate Unweighted]**

That the Regional Board adopt Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021.

## **BACKGROUND/RATIONALE:**

The Regional Board approved an Alternate Approval Process (AAP) as the method of obtaining elector consent for Bylaw 2440, 2021, at its Regular Regional Board Meeting held May 13, 2021.

The required public notification was issued in all newspapers in the service area boundary and posted to the PRRD web page. The District of Hudson's Hope also included notice of the AAP in their municipal newsletter, and all municipal offices posted notice of the AAP, copies of the bylaw, and the elector response forms, in their municipal offices. An information package was developed and made available online, and notice of the AAP was included on the postcard mailout sent to all homes in the PRRD in the first week of June, 2021.

On June 9th, an error in the bylaw was noted, requiring that third reading of the bylaw be rescinded and re-read as amended at the June 10<sup>th</sup> Regional Board meeting. Public notification was re-issued with a new deadline for responses of July 30, 2021, in place of the original deadline of July 5, 2021.

A public information meeting was held on June 22, 2021. Staff provided the public with a presentation on the proposed service.

The results of the AAP are as follows: (See the attached Certification of Results for more information)

- 26 response forms were submitted to the Corporate Officer prior to the July 30<sup>th</sup> deadline.
- 7 response forms were rejected.
- 19 response forms were accepted.
- 0.2% of the estimated electors validly submitted elector response forms.

## **ALTERNATIVE OPTIONS:**

1. That the Regional Board provide further direction.

Staff Initials:

Dept. Head:

CAO:

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**STRATEGIC PLAN RELEVANCE:**

- ☒ Partnerships
- ☒ Collaboration with Local and First Nations governments

**FINANCIAL CONSIDERATION(S):**

The expected residential tax rate for 2022 for this service, in the service area boundary which includes Electoral Area B, Hudson's Hope, Chetwynd, Tumbler Ridge, and Taylor, is \$0.0249/\$1,000.

**COMMUNICATIONS CONSIDERATION(S):**

Upon adoption, the bylaw must be forwarded to the Ministry of Municipal Affairs, and information provided to BC Assessment, following the 30 day quashing period, prior to October 1, 2021, to allow taxation to begin in 2022.

**OTHER CONSIDERATION(S):**

The Regional Board approved a Memorandum of Understanding regarding the shared responsibilities for the service, with the Northern Rockies Regional District, BC Ministry of Transportation and Infrastructure, Northern BC Tourism, and Public Services and Procurement Canada on March 11, 2021.

**Attachments:**

1. Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021
2. Certification of Alternate Approval Process Results, July 30, 2021

**External Links:**

1. [Report ADM-BRD-155, Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021 March 11, 2021 Meeting, Agenda Item 11.1](#)
2. [Report ADM-BRD-188, Gotta Go Roadside Facilities Alternate Approval Process, May 13, 2021 Board Meeting Agenda Item 10.6](#)
3. [Report ADM-BRD-Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021, June 10, 2021 Board Meeting, Agenda Item 13.2](#)

PEACE RIVER REGIONAL DISTRICT  
BYLAW NO. 2440, 2021

*A bylaw to establish a 'Gotta Go Roadside Facilities'  
Service in the Peace River Regional District*

WHEREAS, pursuant to the *Local Government Act*, a regional district may establish and operate any service that the Board considers necessary or desirable for all or part of the Regional District;

WHEREAS, pursuant to the *Local Government Act*, a regional district exercising a power to provide a service other than a general service, is required to adopt a bylaw respecting that service;

AND WHEREAS there is an identified need for additional investment in the rest area portions of the road infrastructure in the region,

AND WHEREAS the Board of the Peace River Regional District wishes to establish a service for the provision of constructing, operating, maintaining, and providing Grant-in-Aid for roadside facilities in the Peace River Regional District;

AND WHEREAS the Peace River Regional District has obtained consent for participating members to the adoption of this bylaw;

NOW THEREFORE the Board of the Peace River Regional District, in open meeting assembled, enacts as follows:

**SECTION 1 – GENERAL PROVISIONS**

1.0 This bylaw may be cited for all purposes as "Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021".

**SECTION 2 – DEFINITIONS**

2.0 In this Bylaw,

**"Act"** means the *Local Government Act*, [RSBC 2015], c.1;

**"Community Organizations"** include not-for-profit societies registered and in good standing in the Province of BC;

**"Government Agencies"** include local governments, provincial ministries, federal government agencies and First Nations;

**"Roadside Facilities"** include accessible washroom amenities, picnic benches, tourism kiosk, signage, and increased communication technologies;

**SECTION 3 – INTERPRETATION**

3.0 The headings used in this bylaw are for convenience only and do not form part of this bylaw, and are not to be used in the interpretation of this bylaw.

- 3.1 Schedule A is attached, and forms part of this Bylaw.
- 3.2 Any enactment referred to herein is a reference to an enactment of the Province of British Columbia and regulations thereto, as amended, revised, consolidated, or replaced from time to time.
- 3.3 Unless otherwise defined in this bylaw, terms used herein shall have the meanings as set out in the *Community Charter* or the *Local Government Act*, as applicable.
- 3.4 The *Interpretation Act* applies to this bylaw, and the singular includes the plural and the words in the plural include the singular.
- 3.5 If any portion of this bylaw is declared invalid by a court, the invalid portion shall be severed and the remainder of the bylaw is deemed valid.

#### **SECTION 4 – THE SERVICE**

- 4.0 The Peace River Regional District hereby establishes a service to be known as “Gotta Go Roadside Facilities”.
- 4.1 The service shall include the authority to construct, operate and maintain roadside facilities in the Peace River Regional District.
- 4.2 The service shall include the authority to provide grants to community organizations and government agencies to assist with the costs of operation and maintenance of roadside facilities in the Peace River Regional District.
- 4.3 The service shall include the authority to provide grants to community organizations and government agencies to assist with the capital costs of roadside facilities in the Peace River Regional District, whether or not those facilities are owned or held by the Peace River Regional District, so long as no borrowing is required on the part of the Peace River Regional District, to fund any grants.
- 4.4 For clarity, the service of Gotta Go Roadside Facilities does not include the authority to borrow for the service.

#### **SECTION 5 – BOUNDARY**

- 5.0 The service area boundary is all of the land within the District of Taylor, District of Hudson’s Hope, the District of Chetwynd, District of Tumbler Ridge, and Electoral Area B of the Peace River Regional District, as shown shaded in pink on Schedule ‘A’ – Service Area Boundary which is attached to and forms part of this bylaw.

#### **SECTION 6 – PARTICIPATING AREAS**

- 6.0 The participants in the Gotta Go function are the District of Taylor, District of Hudson’s Hope, the District of Chetwynd, District of Tumbler Ridge, and Electoral Area B of the Peace River Regional District, as shown shaded in pink on Schedule A – Service Area Boundary, attached hereto.

**SECTION 7 – COST RECOVERY**

7.0 The annual cost of providing the Service within the service area boundary as defined in Section 5 above, shall be recovered by one of more of the following:

- a) A property value tax imposed pursuant to the provisions of the Act, levied against the net taxable value of land and improvements;
- b) Revenues raised by other means authorized by the Act, or another Act;
- c) Revenues raised by way of agreement, enterprise, gift, grant, or otherwise;
- d) The imposition of user fees and other charges that may be specified by a separate bylaw.

**SECTION 8 – MAXIMUM REQUISITION**

8.0 The maximum requisition limit that may be requisitioned in any one year for the Service is the greater of \$300,000 or an amount equal to the amount that could be raised by a property value tax of \$0.068/\$1,000 when applied to the net taxable value of land and improvements in the service area.

READ A FIRST TIME this	<u>11<sup>th</sup></u>	day of	<u>March</u>	2021.
READ A SECOND TIME this	<u>11<sup>th</sup></u>	day of	<u>March</u>	2021.
READ A THIRD TIME this	<u>11<sup>th</sup></u>	day of	<u>March</u>	2021.

I HEREBY CERTIFY THE FOREGOING to be a true and correct copy of Bylaw No. 2440, 2021 cited as "Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021" as read a third time by the Regional Board of the Peace River Regional District at a meeting held on the 11<sup>th</sup> day of March, 2021.

**ORIGINAL SIGNED BY**

Tyra Henderson, Corporate Officer

APPROVED by the Inspector of Municipalities this	<u>15<sup>th</sup></u>	day of	<u>April</u>	2021.
THIRD READING RESCINDED this	<u>10<sup>th</sup></u>	day of	<u>June</u>	2021.
READ A THIRD TIME AS AMENDED this	<u>10<sup>th</sup></u>	day of	<u>June</u>	2021.

I HEREBY CERTIFY THE FOREGOING to be a true and correct copy of Bylaw No. 2440, 2021 cited as "Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021" as read a third time as amended by the Regional Board of the Peace River Regional District at a meeting held on the 10<sup>th</sup> day of June, 2021.

**ORIGINAL SIGNED BY**

Tyra Henderson, Corporate Officer

APPROVED as amended by the Inspector of  
Municipalities this                      18<sup>th</sup>                      day of                      June                      2021.  
RECEIVED the assent of the electors on the                                           day of                                           2021.  
ADOPTED this                                           day of                                           2021.

\_\_\_\_\_  
Brad Sperling, Chair

(Corporate Seal has been affixed to the original  
bylaw)

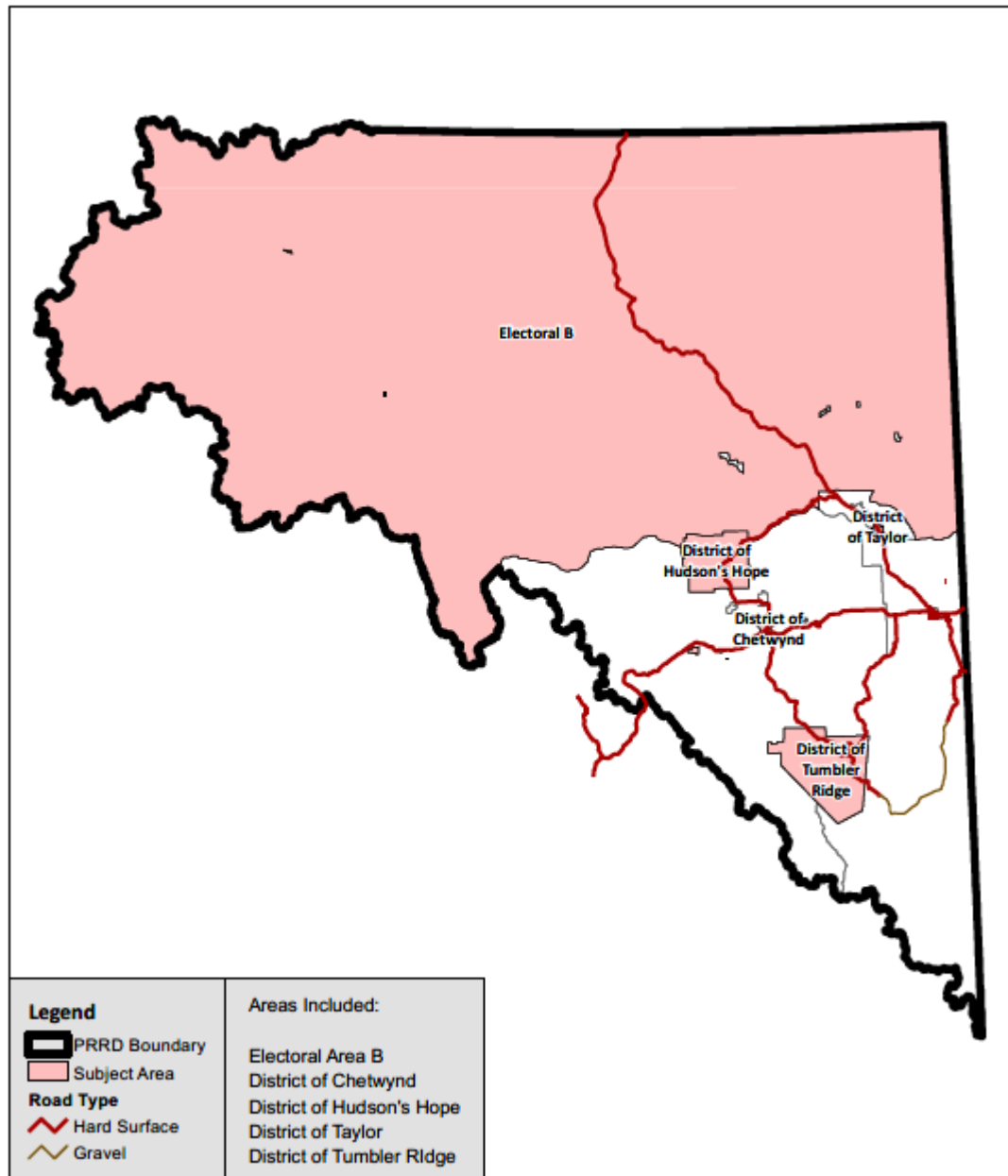
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Tyra Henderson,  
Corporate Officer

(Schedule 'A')

I hereby certify the foregoing to be a true and correct copy of  
"Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021"  
as adopted by the Peace River Regional District Board on  
\_\_\_\_\_, 2021.

\_\_\_\_\_  
Corporate Officer

## SCHEDULE 'A' – SERVICE AREA BOUNDARY





**Certification of Results of Alternative Approval Process**

Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021

Peace River Regional District

I, the undersigned, as Corporate Officer of the Peace River Regional District, the person assigned responsibility for corporate administration under Section 236 of the *Local Government Act*, certify the results of the Alternate Approval Process that was conducted to obtain the approval of the electors for the Gotta Go Roadside Facilities Service Establishment Bylaw No. 2440, 2021, given third reading as amended on June 17, 2021, as follows:

7,965	Estimated number of eligible electors in the Service Area Boundary consisting of Electoral Area B, Hudson's Hope, Chetwynd, Tumbler Ridge, and Taylor.
26	Number of response forms submitted by the deadline
7	Number of elector response forms rejected
19	Number of elector response forms accepted
0.2%	Percentage of estimated electors who validly submitted elector response forms

diverse. vast. abundant.

**PLEASE REPLY TO:**

☒ Box 810, 1981 Alaska Ave, Dawson Creek, BC V1G 4H8 Tel: (250) 784-3200 or (800) 670-7773 Fax: (250) 784-3201 Email: prrd.dc@prrd.bc.ca  
☐ 9505 100 St, Fort St. John, BC V1J 4N4 Tel: (250) 785-8084 Fax: (250) 785-1269 Email: prrd.fsj@prrd.bc.ca