



RD07-28.18

December 16, 2019

Chief Administrative Officer
Regional District of Central Okanagan
1450 K.L.O. Road
Kelowna BC V1W 3Z4

**Re: "Regional District of Central Okanagan Emergency Preparedness Service
Establishment Amendment Bylaw No. 1443, 2019"**

Enclosed is one copy of the above bylaw approved under the provisions of section 349 of the *Local Government Act* (Act). The Regional District Board may now adopt the bylaw.

Once the bylaw has been adopted by the Board, please forward one certified copy of the bylaw to our office as required under section 349(7) of the Act.

Sincerely,

Cody Willett
Governance Analyst



Statutory Approval

Under the provisions of sections _____ **349**

of the _____ **Local Government Act**

I hereby approve Bylaw No. _____ **1443**

of the _____ **Regional District of Central Okanagan**

a copy of which is attached hereto.

Dated this **13** ***day***

of **December** ***, 2019***

Deputy Inspector of Municipalities

REGIONAL DISTRICT OF CENTRAL OKANAGAN

BYLAW NO. 1443

Being a bylaw to amend the Regional District of Central Okanagan Preparation for Emergencies Bylaw No. 489, 1991.

WHEREAS a regional district may, under section 332(1) [*General authority for services*] of the *Local Government Act* operate any service that the board considers necessary or desirable for all or part of the regional district subject to certain limitations and conditions;

AND WHEREAS under section 338(1) [*Establishing bylaws required for most services*] of the *Local Government Act*, in order to operate a service the board of a regional district must first adopt an establishing bylaw for the service;

AND WHEREAS the Regional District of Central Okanagan is a local authority under the *Emergency Program Act*;

AND WHEREAS the Regional Board has established a service for the preparation for emergencies, through the adoption of the Regional District of Central Okanagan Preparation for Emergencies Bylaw No. 489, 1991;

AND WHEREAS the Regional Board wishes to amend Bylaw No. 489, 1991, to modernize the description of the service, update the participating areas to reflect municipal incorporations and expressly refer to additional cost recovery methods under the *Local Government Act*;

AND WHEREAS consent from the participating Municipalities and Electoral Areas has been obtained pursuant to Sections 346 and 347, respectively, of the *Local Government Act*.

NOW THEREFORE the Regional Board of the Regional District of Central Okanagan in open meeting assembled enacts as follows:

1. That the Regional District of Central Okanagan Preparation for Emergencies Bylaw No. 489, 1991, as amended be further amended by deleting Sections 1, 2, 3, 4, and 5 in their entirety and replacing them with the following:

"Service Description

1. The service of regional emergency management, planning and coordination, including:
 - a. developing or assisting in the development of strategies, plans and programs for:
 - i. the prevention of,
 - ii. preparation for,
 - iii. response to, and
 - iv. recovery from

regional emergencies, which, for the purposes of this bylaw, means an emergency or disaster that affects or threatens more than one of

the participating areas or that activates the Regional Emergency Operations Centre by the Emergency Program Coordinator and/or the Emergency Operations Centre Director ;

- b. supporting and coordinating or assisting in supporting and coordinating:
 - i. the management and implementation of the plans, strategies and programs referred to in subsection 1(a) of this bylaw, and
 - ii. the preparation for, response to and recovery from regional emergencies;
- c. establishing, operating and maintaining or assisting in the establishment, operation and maintenance of regional emergency facilities; and
- d. preparing for, responding to and recovering from or assisting in the preparation for, response to and recovery from emergencies that affect or may affect the delivery of services provided by the participating areas;

is hereby established.

Participating Areas

- 2. The participating areas for the service consist of all of Central Okanagan East Electoral Area (electoral area "I"), Central Okanagan West Electoral Area (electoral area "J"), the District of Peachland, the City of Kelowna, the District of Lake Country and the City of West Kelowna.

Service Area

- 3. The service area for the service is all of the area within the boundaries of the participating areas.

Cost Recovery

- 4. The costs of the service shall be recovered by:
 - a. property value taxes imposed in accordance with *Part 11 – Regional Districts: Financial Management, Division 3 [Requisition and Tax Collection]* of the *Local Government Act*;
 - b. revenues raised by other means authorized under the *Local Government Act* or another Act; and
 - c. revenues received by way of agreement, enterprise, gift, grant or otherwise.

Cost Apportionment

5. The costs of the service, after deducting the revenues (if any) raised or received under subsections 4(b) and (c) above, shall be apportioned among the participating areas on the basis of converted value of land and improvements in those areas pursuant to Section 380(2) [Apportionment of costs] of the *Local Government Act*."
2. This bylaw may be cited for all purposes as the 'Regional District of Central Okanagan Emergency Preparedness Service Establishment Amendment Bylaw No. 1443, 2019'.

READ A FIRST TIME THIS	18 TH	DAY OF	JULY	, 2019
READ A SECOND TIME THIS	18 TH	DAY OF	JULY	, 2019
READ A THIRD TIME THIS	18 TH	DAY OF	JULY	, 2019
APPROVED BY INSPECTOR THIS		DAY OF		, 2019
ADOPTED THIS		DAY OF		, 2019

CHAIRPERSON

DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1443 cited as the "Regional District of Central Okanagan Emergency Preparedness Service Establishment Amendment Bylaw No. 1443, 2019" as read a third time by the Regional Board on the 18th day of July, 2019.

Dated at Kelowna, B.C. this
18th day of July, 2019



DIRECTOR OF CORPORATE SERVICES

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1443 cited as the "Regional District of Central Okanagan Emergency Preparedness Service Establishment Amendment Bylaw No. 1443, 2019" as adopted by the Regional Board on the ____ day of ____ 2019.

Dated at Kelowna, B.C. this
____ day of ____ 2019

DIRECTOR OF CORPORATE SERVICES

REGIONAL DISTRICT OF CENTRAL OKANAGAN

CONSENT

We, the undersigned Director of Central Okanagan West Electoral Area and Director of Central Okanagan East Electoral Area of the Regional District of Central Okanagan, hereby consent to the "Regional District of Central Okanagan Emergency Preparedness Service Establishment Amendment Bylaw No. 1443, 2019".



Wayne Carson
Central Okanagan West Electoral Area



Mark Bartyik
Central Okanagan East Electoral Area

Dated at Kelowna, B.C.
this 18th day of July, 2019.



Brian Reardon
Director of Corporate Services

Certified Resolution



Excerpt of Minutes of the Regular Meeting of Kelowna Municipal Council held on Monday, October 7, 2019:

THAT the City of Kelowna hereby consents to the Regional District adopting the Regional District of Central Okanagan Emergency Preparedness Service Establishment Amendment Bylaw No. 1443, 2019; and,

WHEREAS Council wishes to establish an emergency management organization, as required by the *Emergency Program Act* and to provide a framework for the municipality to develop its own operational emergency response protocols, Council hereby resolves that:

1. Pursuant to the *Emergency Program Act* (British Columbia), the emergency management organization established by under Regional District of Central Okanagan Emergency Management Program Bylaw No. 1444, 2019 is hereby established as the emergency management organization for the whole of the municipality; and,
2. All of Council's duties and powers under the *Emergency Program Act* (British Columbia) are hereby delegated to that emergency management organization, except for the power to make a declaration of a state of local emergency under that Act.

I hereby certify this to be a true copy of a Resolution passed by the Municipal Council of the City of Kelowna on the 7th day of October 2019.

A handwritten signature in black ink, appearing to read "H. H. H.", written over a horizontal line.

City Clerk of the Municipal Council of the City of Kelowna
Date: October 8, 2019

Office of the City Clerk
1435 Water Street
Kelowna, BC V1Y 1J4
TEL 250 469-8645
FAX 250 862-3315
kelowna.ca



Municipal Hall
Corporate Services Department
10150 Bottom Wood Lake Road
Lake Country, BC V4V 2M1
Tel: 250-766-6671
Fax: 250-766-2903
admin@lakecountry.bc.ca

CERTIFIED COUNCIL RESOLUTION

The following resolution was adopted by Council at its Regular Council Meeting held on September 17, 2019:

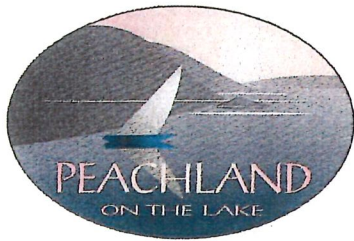
THAT the District of Lake Country hereby consents to the Regional District adopting the Regional District of Central Okanagan Emergency Preparedness Service Establishment Amendment Bylaw No. 1443, 2019; AND THAT whereas Council wishes to establish an emergency management organization, as required by the Emergency Program Act and to provide a framework for the municipality to develop its own operational emergency response protocols, Council hereby resolves that:

- 1. Pursuant to the Emergency Program Act (British Columbia), the emergency management organization established by under Regional District of Central Okanagan Emergency Management Program Bylaw No. 1444, 2019 is hereby established as the emergency management organization for the whole of the municipality and*
- 2. All of Council's duties and powers under the Emergency Program Act (British Columbia) are hereby delegated to that emergency management organization, except for the power to make a declaration of a state of local emergency under that Act.*

I hereby certify the above to be a true copy of the resolution adopted by Council of the District of Lake Country on the 17th day of September, 2019.

Dated at Lake Country, British Columbia, this 18th day of September, 2019.

Reyna Seabrook
Corporate Officer



The Corporation of the District of Peachland

5806 Beach Avenue
Peachland, BC
V0H 1X7

Phone: 250-767-2647
Fax: 250-767-3433
www.peachland.ca

August 27, 2019

Regional District of Central Okanagan
1450 KLO Road
Kelowna, BC V1W 3Z4

Attention: Mary Jane Drouin

Re: Bylaw No. 1443, 2019 and Bylaw No. 1444, 2019

The District of Peachland Council passed the following resolution at their August 13, 2019 Regular Council Meeting:

RC-13/08/19-005 THAT the District of Peachland hereby consents to the Regional District adopting the Regional District of Central Okanagan Emergency Preparedness Service Establishment Amendment Bylaw No. 1443, 2019, and further;

Whereas Council wishes to establish an emergency management organization as required by the Emergency Program Act and to provide a framework for the municipality to develop its own operational emergency response protocols, Council hereby resolves that:

1. Pursuant to the Emergency Program Act (British Columbia), the emergency management organization established under Regional District of Central Okanagan Emergency Management Program Bylaw No. 1444, 2019 is hereby established as the emergency management organization for the whole of the municipality and;
2. All of Council's duties and powers under the Emergency Program Act (British Columbia) are hereby delegated to that emergency management organization, except for the power to make a declaration of a state of local emergency under that Act.

Please contact me if you have any questions.

Yours truly,

Polly Palmer
Director of Corporate Services



Office of the Mayor

2760 Cameron Road, West Kelowna, British Columbia V1Z 2T6

Tel (778) 797.2210 Fax (778) 797.1001

mayorandcouncil@westkelownacity.ca

September 16, 2019

Mary Jane Drouin
Regional District of Central Okanagan
1450 KLO Road
Kelowna, BC V1W 3Z4

Dear Mary Jane,

At its August 27th meeting, Council passed the following motion.

THAT the City of West Kelowna hereby consents to the Regional District adopting the Regional District of Central Okanagan Emergency Preparedness Service Establishment Amendment Bylaw No. 1443, 2019; and,

WHEREAS Council wishes to establish an emergency management organization, as required by the *Emergency Program Act* and to provide a framework for the municipality to develop its own operational emergency response protocols, Council hereby resolves that:

1. Pursuant to the *Emergency Program Act* (British Columbia), the emergency management organization established by under Regional District of Central Okanagan Emergency Management Program Bylaw No. 1444, 2019 is hereby established as the emergency management organization for the whole of the municipality; and,
2. All of Council's duties and powers under the *Emergency Program Act* (British Columbia) are hereby delegated to that emergency management organization, except for the power to make a declaration of a state of local emergency under that Act.

Sincerely, on behalf of Council,

A handwritten signature in black ink, appearing to read "Gord Milsom".

Gord Milsom
Mayor

cc West Kelowna Council