



**Heritage Conservation Extended Service Establishment
Bylaw No. 520, 2005**

ADOPTED December 10, 2005

This Regulation Bylaw is consolidated for convenience only.

*This Consolidated version includes amendments to August 28, 2018
up to and including Bylaw No. 554*

List of Amendments to the Heritage Conservation Extended Service Establishment Bylaw No. 520, 2005		
Bylaw No.	Date of Adoption	Purpose of Amendment
554	March 28, 2008	Section 1.1 under Establishment of the Service is repealed and replaced; Section 2.1 under Service Area is repealed and replaced; Section 3.1 under Participating Areas is repealed and replaced

NOTE:

Where there is a discrepancy between this consolidated Version and the Amending Bylaw, then the original Bylaw No. 520 and the Amending Bylaws shall be deemed to be the true and correct version.

REGIONAL DISTRICT OF KITIMAT-STIKINE BYLAW NO. 520

**A bylaw to establish Heritage Conservation as
an extended service for the benefit of the
electoral areas in the Regional District of
Kitimat-Stikine.**

WHEREAS the Regional District of Kitimat-Stikine, pursuant to the provisions of Section 800(1) of the Local Government Act, may, by bylaw, establish and operate an extended service relating to heritage conservation;

AND WHEREAS the Board of Directors has, under Section 801.5 of the Local Government Act, consented in writing to the adoption of this bylaw on behalf of the electors in the proposed participating area, and if the proposed participating area for the service includes all of the electoral areas, and if the service can be established without borrowing;

AND WHEREAS the Board of Directors wishes to establish and operate heritage conservation as an extended service for the benefit of the following Electoral Areas: Electoral Areas A, B, C, D, and E.

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

1. Establishment of the Service

- 1.1 In the Regional District of Kitimat-Stikine, heritage conservation is established as a service called the Regional District of Kitimat-Stikine Heritage Conservation Service. (Amended by Bylaw No. 554, 2008)
- 1.2 The Board may operate the service in the Regional District of Kitimat-Stikine Heritage Conservation Service Area and, without limitation, enter into a contract with a third party to implement the service.
- 1.3 For the purposes for providing heritage conservation, the following provisions in relation to heritage properties shall apply:
 - a) Local Government Act
Part 27 – Heritage Conservation
Section 176 - Delegation of authority
Section 183.1 - Exception for heritage conservation purposes
Section 302 - Power to reserve and dedicate regional district land for public purpose
Section 303 – Control of Crown land parks dedicated by subdivision
Section 304 – Exchange of park land
Section 306 - Establishment of municipal forest reserve
Section 314 – Power to accept property on trust
Section 799 – Additional powers and exceptions
Section 799.1 – Continuation of parks and trails
Section 923 – Tree cutting permit
 - b) Community Charter
Section 25 – General prohibition against assistance to business and exceptions
Section 225 - Partnering, heritage, riparian and other special exemption authority

c) Land Title Act
Section 219 - Registration of covenant as to use and alienation

d) Assessment Act
Section 19(10) - Valuation for purposes of assessment

- 1.4 The Board of Directors is hereby empowered and authorized to carry out, or cause to be carried out, heritage conservation services in and for the identified extended service area and do all things necessary or convenient in connection therewith in accordance with the requirements in the *Local Government Act, Community Charter, Land Title Act* and *Heritage Conservation Act*.

2. Service Area

- 2.1 The boundaries of the service area shall be coterminous with the boundaries of all the electoral areas, being Electoral Areas A, B, C, D, E, and F of the Regional District of Kitimat-Stikine. (Amended by Bylaw No. 554, 2008)

3. Participating Areas

- 3.1 The participants in the service are all the electoral areas, being Electoral Areas A, B, C, D, E, and F of the Regional District of Kitimat-Stikine.
(Amended by Bylaw No. 554, 2008)

4. Method of Cost Recovery

- 4.1 The costs of providing the service established in clause 1.1 shall be recovered by a requisition under Section 803.(1)(a) of the *Local Government Act*.
- 4.2 The amount requisitioned must be collected by a property value tax on the net taxable value of land and improvements according to Section 806.1 of the *Local Government Act*.

This bylaw may be cited as the “Heritage Conservation Extended Service Establishment Bylaw No. 520, 2005.”