

BY-LAW NO. 650

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A By-law to Establish A  
Sewage Commission

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WHEREAS, on the 11th day of January, 1979, the Regional District of Comox-Strathcona was granted supplementary Letters Patent for Sewage Interception, Treatment and Disposal;

AND WHEREAS, the Corporation of the City of Courtenay and the Town of Comox are participating member municipalities pursuant to the function of Sewage Interception, Treatment and Disposal;

AND WHEREAS, the Regional District of Comox-Strathcona has secured all permits, authorities and necessary financing in the name of the Regional District of Comox-Strathcona to allow the construction of Sewage Interception, Treatment and Disposal facilities;

AND WHEREAS, it is deemed appropriate to create a Sewage Commission to oversee the operation and maintenance of the Sewage Interception, Treatment and Disposal facilities;

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

1. There shall be and is hereby established, a Sewage Commission hereinafter referred to as the Commission.
2. The number of voting members comprising the Commission shall total seven (7) appointed as follows:
  - (a) three (3) members of the Municipal Council of the Corporation of the City of Courtenay, appointed by the said Council, one of whom shall represent the said Council on the Board of Directors of the Regional District of Comox-Strathcona;
  - (b) three (3) members of the Municipal Council of the Town of Comox appointed by the said Council, one of whom shall represent the said Council on the Board of Directors of the Regional District of Comox-Strathcona.
  - (c) one (1) member appointed by the Department of National Defence (DND).
3. The Commission shall from its members, at the first meeting and thereafter at the first meeting of each year, elect a Chairman who shall hold office until his successor has been elected.
4. Upon the death or resignation of the Chairman, the Commission shall elect a successor to complete the term.

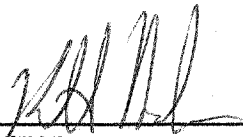
5. The Commission shall adopt its own rules of procedure not inconsistent with this by-law.
6.
  - (a) A quorum is a majority of the members of the Commission.
  - (b) A decision of the Commission shall be made by a majority of the members present at the meeting.
  - (c) The Chairman or any two members may call a meeting of the Commission upon giving at least seven (7) days notice to each member.
  - (d) Notice may be waived by consent of a majority of all the members.
7. The Senior Administrative Officer of the Regional District of Comox-Strathcona, or his deputy, shall be the Secretary of the Commission.
8. The Manager of the Sewage Interception, Treatment and Disposal facilities shall be appointed by the Regional District of Comox-Strathcona in accordance with the Waste Management Act.
9. With respect to the operation and maintenance of the Sewage Interception, Treatment and Disposal facilities, the following administrative powers are delegated to the Commission:
  - (a) determining the amount of manpower employed for the Sewage Interception, Treatment and Disposal facilities;
  - (b) determining rates to be charged for handling septic tank effluent in conjunction with Sewage Interception, Treatment and Disposal facilities;
  - (c) determining rates to be charged for any compost material produced by the Sewage Interception, Treatment and Disposal facilities;
  - (d) selection and procurement of operating and maintenance equipment used in conjunction with Sewage Interception, Treatment and Disposal facilities;
  - (e) administration of the "Sewer Regulation By-law", including penalties and offences.
10. Notwithstanding the provisions of the Municipal Act or Division XXXV of the Letters Patent of the Regional District of Comox-Strathcona, any proposal for the expansion of facilities and/or use of facilities related to Sewage Interception, Treatment and Disposal for any purpose whatsoever, shall be considered by the Commission and the Regional District Board shall be advised of those considerations.
11. Notwithstanding the provisions of the Municipal Act, the Commission may from time to time, recommend to the Regional Board of the Regional District of Comox-Strathcona, by-laws and amendments thereto for the disposition of any debt retirement funds which may be available to the function of Sewage Interception, Treatment and Disposal.


- 12. (a) At its first meeting of each year, the Commission shall prepare and adopt an estimate of expense of the Commission for that year, which estimate shall be submitted to the Board of the Regional District of Comox-Strathcona for consideration and inclusion in the annual budget of the Regional District of Comox-Strathcona.
- (b) The Commission shall not incur any expense in excess of the amount appropriated therefore by the Regional District Board.

13. This by-law is effective January 1, 1983.

14. This by-law may be cited for all purposes as "Sewage Commission By-law, 1983"

READ A FIRST AND SECOND TIME THIS	14th	DAY OF	December,	1982.
READ A THIRD TIME THIS	14th	DAY OF	December,	1982.
RECONSIDERED, FINALLY PASSED AND ADOPTED THIS	14th	DAY OF	December,	1982.

  
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 Chairman

  
 \_\_\_\_\_  
 Secretary

I hereby certify the foregoing to be a true and correct copy of "Sewage Commission By-law, 1983" as adopted by the Board of the Regional District of Comox-Strathcona on the 14th day of December, 1982.

  
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 Secretary