



REGIONAL DISTRICT OF MOUNT WADDINGTON

BYLAW NO. 790

A Bylaw to establish a Management Committee for Malcolm Island Local Services

WHEREAS the Regional District of Mount Waddington has, by Bylaw, established local services for the community of Malcolm Island for the purpose of the collection, treatment, and disposal of sewage, providing a solid waste collection service, funding and providing for street lighting;

AND WHEREAS the Regional District of Mount Waddington desires to establish a standing committee pursuant to the provisions of Section 795 of the Local Government Act to advise upon the management of the local services within the community of Malcolm Island, Electoral Area "A";

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

1. To establish a Committee to be known as the **Malcolm Island Local Services Management Committee**, hereinafter referred to as the "Committee".
2. The Committee shall comprise the Director of Electoral Area "A" and not more than six (6) resident electors of Malcolm Island, as recommended by the Director of Electoral Area "A", and appointed by the Board of Directors of the Regional District of Mount Waddington. Committee members shall serve in this capacity until their successor is chosen.
3. A quorum shall be majority of the members of the Committee.
4. The Committee shall, at its first meeting each year, elect a Chairman from amongst its members who shall serve in such capacity until a successor is chosen.
5. All acts authorized or required by this bylaw to be done by the Committee and all other questions, including adjournment, that may come before the Committee shall be done and decided by a majority of the Committee members present at a meeting.
6. The Committee shall provide the Regional District of Mount Waddington with :
 - a) a copy of the minutes of each meeting signed by the Chairman;
 - b) any recommendations from each meeting in a letter addressed to the Board of Directors of the Regional District of Mount Waddington, and sent to the attention of the Regional District Administrator.
7. The powers and duties of the Committee shall be advisory in nature, pertaining to responsibility for making recommendations for the following services, in conjunction with the Area Director and any applicable parties noted :
 - 1) The Sointula Sewer Local Service Area established by Bylaw No. 355 and amendments thereafter for the purpose of providing for the collection, treatment, and disposal of sewage in the Community of Sointula on Malcolm Island;
 - a) the maintenance and operation of the Community Sewage Collection and Disposal System;
 - 2) the Malcolm Island Solid Waste Collection Local Service established by Bylaw No. 787 and amendments thereafter for the purpose of providing for the collection, haulage, recycling, and disposal of solid waste in and from the Community of Malcolm Island;

- a) the maintenance and operation of the Community Solid Waste Collection Service;
- 3) the Sointula Street Lighting Service established by Bylaw No. 606 and amendments thereafter for the purpose of providing for the night lighting of streets in the Community of Sointula;
 - a) the maintenance and operation of Sointula streetlights;

and, for each of the services noted above:

- i) advising the Board of Directors of the Regional District of Mount Waddington regarding the enactment of such policies as may be necessary for the efficient operation, maintenance, and improvement of the service;
 - ii) monitoring the expenditure of such funds shown on monthly financial statements as may be provided in the annual budget of the Regional District of Mount Waddington in respect of the service, or as may be lawfully expended for capital purposes;
 - iii) advising the Board of Directors of the Regional District of Mount Waddington regarding the provision of funds for capital purposes, or the undertaking of capital projects, or the contracting of debt, where applicable, for the above services;
 - iv) providing to the Regional District of Mount Waddington, Regional District Treasurer, no later than the end of December in each year, an estimate of the revenues and expenditures necessary to provide the above services for the ensuing year, including the expenses of the Committee; and
 - v) considering and making recommendations concerning such other questions as may be sent to the Committee by the Board of Directors of the Regional District of Mount Waddington from time to time regarding the above services.
8. The Committee shall adopt its own meeting rules of procedure not inconsistent with the Regional District of Mount Waddington, Procedure Bylaw No. 603, 2000 and any amendments thereto.
 9. All Committee meetings shall be open to the public.
 10. The Committee Chairman shall prior to a Management Committee meeting ensure that a meeting notice, stating the date, time, and place of the meeting, is posted on a Community Notice Board in Malcolm Island at least forty-eight (48) hours prior to a said meeting.
 11. If any provision of this Bylaw is found to be invalid by any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Bylaw.
 12. This Bylaw may be cited for all purposes as "Malcolm Island Services Management Committee Bylaw No. 790, 2009".
 13. Regional District of Mount Waddington Bylaw 609 is hereby repealed.

READ A FIRST TIME THIS 20 DAY OF OCTOBER, 2009

READ A SECOND TIME THIS 20 DAY OF OCTOBER, 2009

READ A THIRD TIME THIS 20 DAY OF OCTOBER, 2009

RECONSIDERED AND ADOPTED THIS 17 DAY OF AUGUST, 2010

Original bylaw signed in file

SECRETARY

CHAIRMAN