



**REGIONAL DISTRICT
of Fraser-Fort George**

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ITEM NO. **13.7** "DMM"
GM: _____

REPORT FOR CONSIDERATION

TO: Chair and Directors File No.: TET 1.2

FROM: Meredith Burmaster, Community Services Leader

DATE: November 5, 2012

SUBJECT SUMMARY: Item: Tete Jaune Community Cemetery Service Establishment Bylaw No. 2757, 2012 and Tete Jaune Community Cemetery Service Loan Authorization Bylaw No. 2758, 2012
Purpose: Consider Adoption

PREVIOUS REPORTS: Item #10.3, July 2012 (see Agenda for link)

ATTACHMENT(S): Bylaws No. 2757 and 2758

RECOMMENDATION(S):	<u>ENTITLEMENT</u>	HOW VOTE COUNTED
1. THAT the report be received.	All 1 Director/1 vote	Majority
2. THAT Tete Jaune Community Cemetery Service Establishment Bylaw No. 2757, 2012 be now reconsidered, finally passed and adopted.	All 1 Director/1 vote	Majority
3. THAT Tete Jaune Community Cemetery Service Loan Authorization Bylaw No. 2758, 2012 be now reconsidered, finally passed and adopted.	All Weighted	Majority

ISSUE(S):

On Saturday, November 3, 2012, the Tete Jaune Community Cemetery Service Establishment and Loan Authorization Referendum generated sufficient support to proceed in the development of a community cemetery for Tete Jaune and the surrounding area.

The Board is being asked to consider the adoption of Tete Jaune Community Cemetery Service Establishment Bylaw No. 2757, 2012 and Tete Jaune Community Cemetery Service Loan Authorization Bylaw No. 2758, 2012.

RELEVANT POLICIES:

1. *Local Government Act*, s. 796:
 - allows for the establishment of a service that is considered necessary or desirable.
2. *Local Government Act*, s. 801 and s. 801.2:
 - requirements for approval of service establishing bylaw.

SERVICE RELEVANCE:

N/A

FINANCIAL CONSIDERATION(S):

Tete Jaune Community Cemetery Service Area Establishment Bylaw No. 2757, 2012 authorizes a maximum annual requisition of \$15,970 which translates to a residential tax rate of \$.1482 per \$1,000 of assessments (based on 2012 assessment data).

Tete Jaune Community Cemetery Service Loan Authorization Bylaw No. 2758, 2012 authorizes the borrowing of not more than \$83,280 over a ten year term for the purpose of constructing a cemetery. This cost includes the expense of purchasing the proposed cemetery site from the Crown, although an application will be made to the Province for a Sponsored Crown Grant.

OTHER CONSIDERATION(S):

If Board approves the adoption of Tete Jaune Community Cemetery Service Loan Authorization Bylaw No. 2758, 2013, there is one month quashing period necessary before application can be made to the Ministry of Community and Rural Development for a Certificate of Approval.

DECISION OPTIONS:

1. Approve recommendations.
 - bylaws will be adopted to establish and construct the Tete Jaune Community Cemetery

Other Options:

- a. defeat Bylaws No. 2757 and 2758
 - cemetery development cannot proceed

COMMENTS:

The referendum results indicate 53.3% support for a community cemetery service for Tete Jaune and surrounding area. If the Board is supportive of proceeding with the service, it would now be in order to adopt Tete Jaune Community Cemetery Service Establishment Bylaw No. 2757, 2012 and Tete Jaune Community Cemetery Service Loan Authorization Bylaw No. 2758, 2012. The adoption of the establishment and loan authorization bylaws is the integral first step in developing a cemetery in Tete Jaune. A future report would be brought forward for Board's consideration to identify the necessary land application processes for the proposed cemetery site.

Respectfully submitted,
"Meredith Burmaster"

Meredith Burmaster
Community Services Leader

MB:cp



REGIONAL DISTRICT
of Fraser-Fort George

BYLAW NO. 2757

A BYLAW TO ESTABLISH A COMMUNITY CEMETERY SERVICE WITHIN ELECTORAL AREA H OF THE REGIONAL DISTRICT OF FRASER-FORT GEORGE

WHEREAS the Regional District may, pursuant to Section 796 of the *Local Government Act*, establish a service that it considers necessary or desirable for all or part of the Regional District;

AND WHEREAS the Regional District has been requested to establish a community cemetery service within and for the purpose of funding a cemetery service;

AND WHEREAS the approval of the electors of the proposed Tete Jaune Community Cemetery Service Area has been obtained pursuant to Section 797.5 of the *Local Government Act*;

NOW THEREFORE the Board of Directors of the Regional District of Fraser-Fort George, in open meeting assembled, enacts as follows:

Service Establishment

1. There is hereby established the Tete Jaune Community Cemetery Service within the participating area of Electoral Area H.

Service Area

2. The service area for the Tete Jaune Community Cemetery shall constitute those portions of Electoral Area H shown outlined in bold on Appendix A, attached hereto and forming part of this bylaw.

Service Defined

3. The Regional District may undertake and carry out, or cause to be carried out, cemetery services in and for the said service area and do all things necessary or convenient in connection therewith.

Cost Recovery

4. The annual net cost of the service shall be recovered by a property value tax levied against the net taxable value of land and improvements and user fees.

Taxation Limit

5. The maximum amount which may be requisitioned annually for the purpose of funding a cemetery service within the Tete Jaune Community Cemetery Service Area shall be \$15,970 (Fifteen Thousand, Nine Hundred and Seventy Dollars).
6. This bylaw may be cited for all purposes as "Tete Jaune Community Cemetery Service Establishment Bylaw No. 2757, 2012"

READ A FIRST TIME ON THE 19TH DAY OF JULY, 2012

READ A SECOND TIME ON THE 19TH DAY OF JULY, 2012

READ A THIRD TIME ON THE 19TH DAY OF JULY, 2012

APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS 13TH DAY OF SEPTEMBER, 2012

RECONSIDERED, FINALLY PASSED AND ADOPTED ON THE _____ DAY OF _____, 2012

Chair

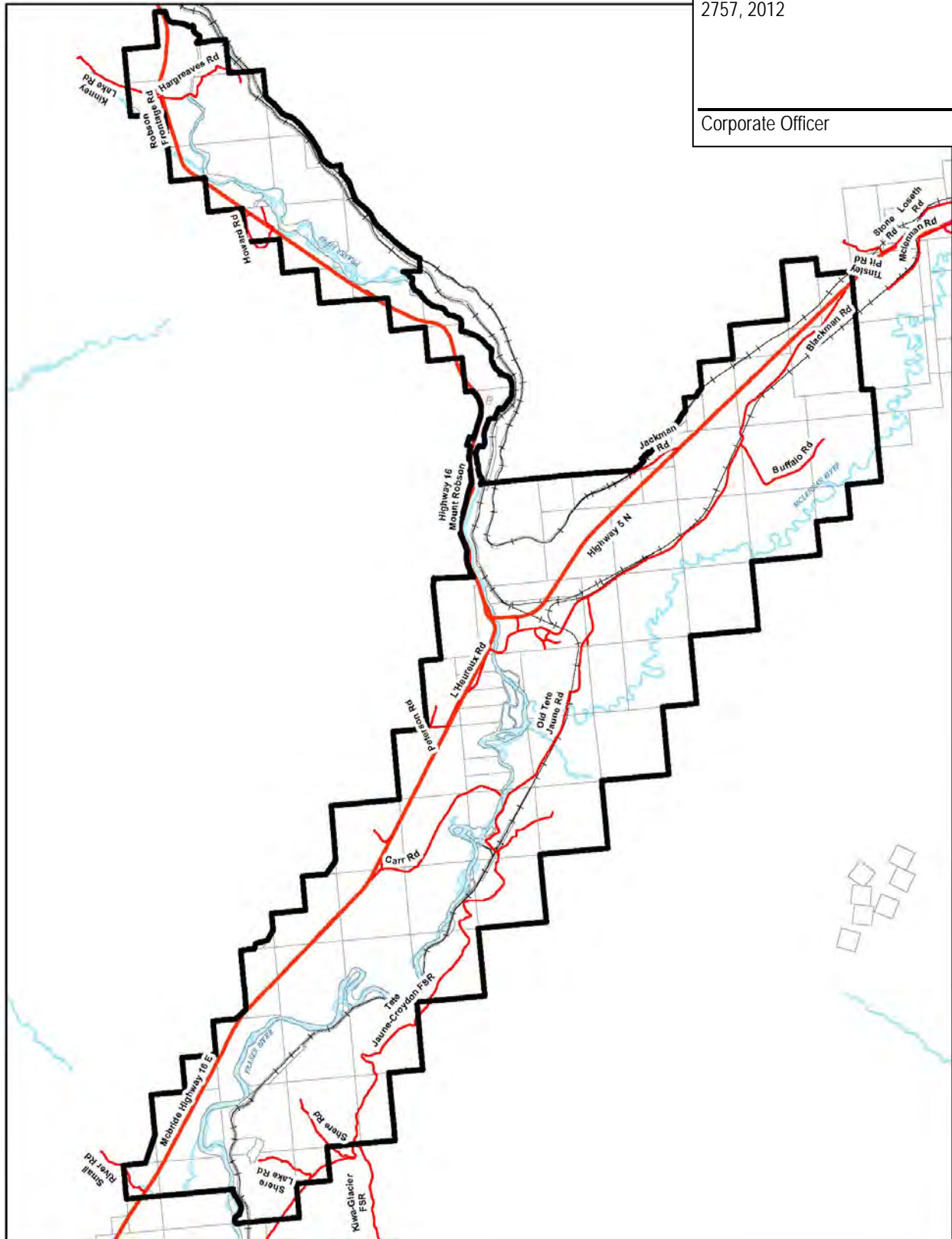
Corporate Officer

APPENDIX A



Certified as Appendix "A" to Bylaw No. 2757, 2012

Corporate Officer





REGIONAL DISTRICT
of Fraser-Fort George

BYLAW NO. 2758

A BYLAW TO AUTHORIZE THE BORROWING OF FUNDS FOR THE PURPOSE OF PROVIDING A LOCAL CEMETERY SERVICE WITHIN THE TETE JAUNE COMMUNITY CEMETERY SERVICE AREA

WHEREAS the Regional District has, by Bylaw No. 2757, established the Tete Jaune Community Cemetery Service;

AND WHEREAS the Regional District may, with the approval of the Inspector of Municipalities, incur a liability for any purpose of a capital nature;

AND WHEREAS to provide cemetery services for the Tete Jaune area, it is necessary to construct a cemetery, the estimated cost of which, including expenses incidental thereto, is the sum of \$83,280 (Eighty-Three Thousand, Two Hundred and Eighty Dollars) which is the amount of debt intended to be created by this bylaw;

AND WHEREAS approval of the electors has been obtained pursuant to Section 797.5 of the *Local Government Act*;

NOW THEREFORE the Board of Directors of the Regional District of Fraser-Fort George, in open meeting assembled, enacts as follows:

1. The Regional District is hereby authorized and empowered to borrow upon credit of the Regional District a sum not exceeding \$83,280 (Eighty-Three Thousand, Two Hundred and Eighty Dollars) for the purpose of constructing a cemetery within the Tete Jaune Community Cemetery service area.
2. The maximum term for which debentures may be issued to secure the debt created by this bylaw is 10 (Ten) years.

3. This bylaw may be cited for all purposes as "Tete Jaune Community Cemetery Loan Authorization Bylaw No. 2758, 2012".

READ A FIRST TIME ON THE 19TH DAY OF JULY, 2012

READ A SECOND TIME ON THE 16TH DAY OF AUGUST, 2012

READ A THIRD TIME ON THE 16TH DAY OF AUGUST, 2012

APPROVED BY THE INSPECTOR OF MUNICIPALITIES THIS 13TH DAY OF SEPTEMBER, 2012

RECONSIDERED, FINALLY PASSED AND ADOPTED ON THE DAY OF , 2012

Chair

Corporate Officer