

CITY OF PRINCE GEORGE
BYLAW NO. 8872

A Bylaw of the City of Prince George to repeal Snow Control Special Reserve Bylaw No. 6914, 1998, to establish a new Snow Control Reserve Fund in its place, and to authorize the transfer of all monies held in the old Snow Control Special Reserve to the new Snow Control Reserve Fund.

WHEREAS the Council imposes certain tax rates upon lands and improvements pursuant to a tax rates bylaw adopted annually by Council, including a rate for the purposes of snow control costs;

AND WHEREAS the Snow Control Special Reserve Bylaw No. 6914, 1998, as amended, established the Snow Control Costs Reserve fund, for expenditures for the purposes of snow control costs, pursuant to the *Municipal Act* provisions in force at that time;

AND WHEREAS the applicable provisions of the said *Municipal Act* regarding reserve funds have been repealed and ultimately replaced with provisions under Division 4 [*Reserve Funds*] of Part 6 of the *Community Charter*;

AND WHEREAS Council wishes to repeal and replace Snow Control Special Reserve By-Law No. 6914, 1998 to reflect current legislative authority and terminology applicable to the reserve fund, and to expand the permitted uses of money in the reserve fund related to snow control costs;

NOW THEREFORE the Council of the City of Prince George in open meeting assembled, **ENACTS AS FOLLOWS:**

1. There is hereby established a reserve fund, entitled the "Snow Control Reserve Fund".
2. In this Bylaw:
 - (a) "City" means the City of Prince George;
 - (b) "Civic Facility" means land, with or without improvements, owned or used by the City;
 - (c) "Park" has the same meaning as in *City of Prince George Zoning Bylaw No. 7850, 2007*, as amended or replaced from time to time; and
 - (d) "snow control costs" means:
 - i. costs incurred to clear snow from highways (including sidewalks and pathways), Civic Facilities and Parks, and to apply sand, salt, or other materials thereon, in order to make highways (including sidewalks and

pathways), Civic Facilities and Parks usable, together with associated costs such as hauling, treating and disposing of snow which has been removed from highways, sidewalks, pathways, Civic Facilities and Parks, removing accumulations of sand and grit from the above mentioned areas, repairing damage caused during the course of snow control operations, and maintaining appropriate crews and equipment in a state of readiness to deal with snow or ice conditions; and

- ii. capital costs related to any of the activities described in paragraph (d)(i) above, including without limitation expenditures to acquire, construct, alter, demolish, expand or remediate a snow disposal site or facility, or to acquire snow removal machinery or equipment.
3. The purpose of the Snow Control Reserve Fund is to hold monies received in respect of rates imposed and levied for the purposes of snow control costs.
4. Funds deposited into the Snow Control Reserve Fund, and interest earned thereon, may only be used for the purposes of snow control costs.
5. If any portion of this Bylaw is held to be invalid by a court of competent jurisdiction, such invalidity shall not affect the validity of the remaining portions of this Bylaw.
6. All money held in the Snow Control Costs Reserve fund established under the *Snow Control Special Reserve Bylaw No. 6914, 1998*, shall be transferred to the Snow Control Reserve Fund established under this Bylaw.
7. *Snow Control Costs Special Reserve Bylaw No. 6914, 1998*, as amended, is hereby repealed.
8. This Bylaw may be cited for all purposes as "Snow Control Reserve Fund Bylaw No. 8872, 2017".

READ A FIRST TIME THIS 29th DAY OF MAY , 2017.

READ A SECOND TIME THIS 29th DAY OF MAY , 2017.

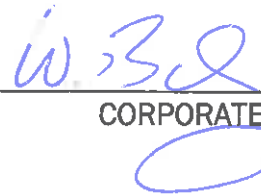
READ A THIRD TIME THIS 29th DAY OF MAY , 2017.

All three readings passed by a **UNANIMOUS** decision of Members of City Council present and eligible to vote.

ADOPTED THIS 12th DAY OF JUNE 2017,
BY A **UNANIMOUS** DECISION OF ALL MEMBERS OF CITY COUNCIL PRESENT
AND ELIGIBLE TO VOTE.



MAYOR



CORPORATE OFFICER