

WESTBANK FIRST NATION
LOCAL REVENUE LAW 09-LRL-03

A Local Revenue Law providing for the expenditure of Development Cost Charges to fund the Westbank First Nation Master Stormwater Management Plan of the Tsinstikeptum Indian Reserves No.9.

WHEREAS: Westbank First Nation has enacted the *Westbank First Nation Subdivision Development and Servicing Law 2005-15* (the "WFN Subdivision, Development and Servicing Law");

AND WHEREAS: pursuant to the WFN Subdivision Development and Servicing Law, Westbank First Nation may levy Development Cost Charges against a parcel of land to be developed, which Development Cost Charges are intended to pay the cost of off-site infrastructure services that are required to accommodate growth;

AND WHEREAS: The Regional District has enacted the *1999 Westside Master Drainage Plan* for direction when addressing development-related stormwater management issues on the Westbank First Nation lands.

AND WHEREAS: Westbank First Nation has decided to develop a Master Stormwater Management Plan on Tsinstikeptum Indian Reserve No.9, (the "IR No.9 Master Stormwater Management Plan Project");

AND WHEREAS: Westbank First Nation has, by Westbank First Nation Local Revenue Law 09-LRL-03, provide that the cost of the IR No.9 Westbank First Nation Master Stormwater Management Plan Project, to a maximum of \$200,000.00 two hundred thousand dollars, will be funded from the IR No.9 Drainage Reserve collected under WFN Subdivision Development and Service Law 2005-15;

AND WHEREAS: The IR No.9 Development Cost Charges fund balance (unaudited) is currently approximately \$906,155, and the anticipated expenditure is \$200,000.00 as per the schedule, which would leave a balance of \$706,155 not accounting for future contributions from DCC's and earned interest.

NOW THEREFORE the Council of Westbank First Nation hereby enacts the following Local Revenue Law:

1. The Westbank First Nation Council hereby authorizes the expenditure of the Project Funds for the Tsinstikeptum Indian reserve No.9 Westbank First Nation Master Stormwater Management Plan Project.
2. This Local Revenue Law comes into full force and effect upon enactment in accordance with section 63.3(a) of the Westbank First Nation Constitution;

BE IT HEREBY RESOLVED AND AGREED that this Law, entitled "*Westbank First Nation Local Revenue Law 09-LRL-03*" is hereby:


Read a first time by the Council of Westbank First Nation at a duly convened meeting held on the 16th day of November, 2009.

Exempt from a second reading pursuant to section 60.9 of the Westbank First Nation Constitution.

Read a third time, and enacted as a Westbank Law, by Council of the Westbank First Nation at a duly convened meeting held on the 30th day of November, 2009.



Chief Robert Louie



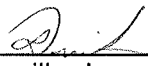
Councillor Brian Eli



Councillor Michael De Guevara



Councillor Loretta Swite



Councillor Larry Derrickson