

**WESTBANK FIRST NATION**  
**LOCAL REVENUE LAW 13-LRL-02**

A Local Revenue Law providing for the expenditure of Local Government Services Operations Reserve Fund 59 to fund the Boucherie Road Sonoma Storm Retention Pond Project on the Tsinstikeptum Indian Reserve No.09.

**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:** Westbank First Nation has decided to construct the Boucherie Road Sonoma Storm Retention Pond Project on Tsinstikeptum Indian Reserve No.09 (the "IR No.09 Boucherie Road Sonoma Storm Retention Pond Project");

**AND WHEREAS:** Westbank First Nation has, by Westbank First Nation Local Revenue Law No. 13-LRL-02, provided that the cost of the IR No.09 Boucherie Road Sonoma Storm Retention Pond Project, to a maximum of \$300,000 three hundred thousand dollars, will be funded from the Local Government Services Operations Reserve Fund 59 (the "LGS Operations Reserve Fund 59 Expenditure");

**AND WHEREAS:** Through this Local Revenue Law 13-LRL-02, Westbank First Nation wishes to authorize the expenditure of LGS Operations Reserve Funds.

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


1. Westbank First Nation Council hereby authorizes the expenditure of the Project Funds for the Tsinstikeptum Indian Reserve No.09 Boucherie Road Sonoma Storm Retention Pond 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 13-LRL-02*" is hereby:

Read a first time by the Council of Westbank First Nation at a duly convened meeting held on the 11th day of March, 2013.


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 27th day of March 2013.

  
Chief Robert Louie

  
Councillor Michael De Guevara

  
Councillor Mickey Werstuik

  
Councillor Lorrje Hogaboam

  
Councillor Christopher Derickson

**SCHEDULE "A"**

<b>BUDGET FOR PROPOSED IR NO.09 Boucherie Road Sonoma Storm Retention Pond Project 13-LRL-02</b>	<b>COST</b>	<b>FUNDING SOURCE</b>
Engineering – Design, Tender and Construction Costs	\$261,500.00	WFN, Local
Environmental Management Plan and monitoring	\$ 6,000.00	Government Services
Geo Tech	\$ 7,500.00	(LGS) Operations
Contingency	\$ 25,000.00	Reserve Fund 59
	\$ 300,000.00	WFN, LGS
<b>TOTAL</b>	\$ 300,000.00	WFN, LGS



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**Westbank First Nation**  
*Community. Leadership. Pride.*

**Minutes**  
**ADVISORY COUNCIL**  
 s7aslásq'et, pæckttán / Tuesday, March  
**12, 2013**

	<p><b>(WFN Misc ("Miscellaneous") LGS Operations Reserves Fund 59 Report is attached to these minutes as Exhibit "F.")</b></p>
<p><i>B. Conner</i></p>	<p>Suggested that perhaps the surplus from "Road Repairs or O&amp;M" on the WFN Misc LGS Operations Reserves Fund 59 could be used for this project.</p>
<p><b>MOTION</b></p> <p style="text-align: center;">✓</p>	<p><b>MOVED BY G. COUCH</b>  <b>Seconded by B. Semeniuk</b>  <b>THAT</b> the Advisory Council hereby recommends approval of the expenditure of up to <b>\$300,000</b> for the construction of a <b>stormwater retention facility</b> to attenuate the peak flow and provide treatment prior to discharge to Okanagan Lake but recommended that the funds be sourced <b>Local Government Services Operations Reserves Fund 59</b> rather than from the Capitalization Fund.  <b>CARRIED</b></p> <p><b>First Reading of Local Revenue Laws for Sidewalk</b></p>

"W25"  
 13-TX-03

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To become  
 13-2RL-02



# WESTBANK FIRST NATION

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Telephone: (250) 769-4999 – Fax: (250) 769-4377

## WESTBANK FIRST NATION Council Meeting

**Date:** Monday, March 27, 2013  
**Time:** 8:30 AM  
**Location:** Board Room, Lindley Building  
#310-515 Hwy. 97 South

**AT THIS MEETING, THE FINAL DRAFT OF THE *LOCAL REVENUE LAW 13-LRL-02* WILL BE READ AND CONSIDERED FOR ENACTMENT.**

### **SUMMARY OF THE LOCAL REVENUE LAW 13-LRL-02**

Under *Westbank First Nation Subdivision Development and Servicing Law 2005-15*, Westbank First Nation may levy Development Cost Charges (DCC's) against a parcel of land to be developed; which DCC's are intended to pay the cost of off-site infrastructure services that are required to accommodate growth;

Under *Local Revenue Law 13-LRL-02*, WFN will be empowered to expend IR N0.09 Local Government Services Operations Project Reserve Fund 59 up to \$300,000.00 to fund the Boucherie Road Sonoma Storm Retention Pond Project (the "**IR N0.09 Boucherie Road Sonoma Storm Retention Pond Project**").

First reading of the draft *Law 13-LRL-02* was given by Council March 11, 2013, third and final reading will be given on March 27, 2013. A Local Revenue Law is exempted from second reading by section 60.9 of the *WFN Constitution*.

**A COPY OF THE FINAL DRAFT LAW CAN BE OBTAINED IN THE DEPARTMENT OF TAXATION AT WFN ADMINISTRATION OFFICE AT 515 HWY 97 SOUTH, WESTBANK, BC.**

