

**GREATER VANCOUVER WATER DISTRICT
BYLAW NO. 239, 2005**

A Bylaw to Amend “Greater Vancouver Water District
Officers and Delegation Bylaw No. 232, 2002.”

WHEREAS The *Greater Vancouver Water District Act*, S.B.C. 1924, Chapter 22, as amended (the “GVWD Act”) provides that the officers and officials of Greater Vancouver Regional District are the officers and officials of the Administration Board of the Greater Vancouver Water District (the “Corporation”);

AND WHEREAS the GVWD Act authorizes the Administration Board to delegate by bylaw to the duly appointed Commissioner of the Corporation such of its executive or administrative powers of the Corporation as the Administration Board deems expedient;

AND WHEREAS the Board of Directors of the Greater Vancouver Water District has adopted “Greater Vancouver Water District Officers and Delegation Bylaw No. 232, 2002”;

AND WHEREAS the Board of Directors of the Greater Vancouver Water District wishes to amend “Greater Vancouver Water District Officers and Delegation Bylaw No. 232, 2002”;

NOW THEREFORE the Board of Directors of the Greater Vancouver Water District, in open meeting assembled, ENACTS AS FOLLOWS:

1. This bylaw shall be cited as “Greater Vancouver Water District Officers and Delegation Amending Bylaw No. 239, 2005.”
2. “Greater Vancouver Water District Officers and Delegation Bylaw No. 232, 2002” is amended by removing Schedule B and replacing with Schedule B which is attached hereto and forms part of “Greater Vancouver Water District Officers and Delegation Amending Bylaw No. 239, 2005.”

READ A FIRST, SECOND, AND THIRD TIME this 27th day of May, 2005.

RECONSIDERED, PASSED, AND FINALLY ADOPTED this 27th day of May, 2005.

Chairperson

Secretary

Schedule “B”

Amended GVRD Property Acquisition and Disposal Policy

1. Application

The following policy applies to the acquisition and sale or other disposition of fee simple or other interests in land (including, but not limited to, permits, licences, easements, statutory rights of way and leases) on behalf of the Greater Vancouver Regional District, the Greater Vancouver Water District and the Greater Vancouver Sewerage and Drainage District.

This policy does not apply to residential month to month tenancies under Housing or Park operations or to Park Use Permits, Commercial Use Permits or Concession Licences for Park operations.

In this schedule,

- (a) “Board” or “Board of Directors” means the applicable board of the relevant district;
- (b) a reference to “district” shall be deemed to be a reference to whichever of the districts referred to above is applicable; and
- (c) a reference to the Chief Administrative Officer or the Assistant Chief Administrative Officer where applicable shall be deemed to be a reference to the Commissioner or Assistant Commissioner respectively.

2. Authorities and Signing Officers

Subject to the statutory authority to delegate and assign certain powers, duties and functions, legislation and letters patent vest the authority to acquire and dispose of interests in land with the Boards of Directors. The Local Government Act requires the alternate elector approval process prior to alienating any fee simple interest in land within a regional park.

Agreements are reviewed and recommended following internal procedures. Agreements must be approved by the Board of Directors or its delegate. All agreements must be executed by persons authorized to sign.

3. Policy

All acquisitions and sales of fee simple and other interests in land (including, but not limited to, permits, licences, easements, statutory rights of way, and leases) must be referred to the Administrator, Property Division and the Manager of the department

acquiring or disposing of the interest for comments and recommendations prior to seeking (if required) the approval of the applicable Committee and Board of Directors or its delegate.

If a lease or other agreement involves a change in land use or is considered by the Chief Administrative Officer or Assistant Chief Administrative Officer to be potentially controversial, the Chief Administrative Officer or Assistant Chief Administrative Officer may refer the agreement to the mayor and council of the municipality in which the property is located for comment prior to making a decision on approval.

All acquisition and grant or disposal of interests in land will be at fair market value unless the acquisition or grant or disposal at a value other than fair market is supported by the Chief Administrative Officer or Assistant Chief Administrative Officer and authorized under the Local Government Act.

All agreements related to the acquisition and grant or disposal of interests in land will be in writing and will conform to Property Acquisition and Disposal Procedures.

4. Implementation

Property Acquisition and Disposal Procedures may from time to time be approved by the Chief Administrative Officer or Assistant Chief Administrative Officer and published and shall be known as “Property Acquisition and Disposal Procedures”.

5. Acquisition and Alienation of Interests in Land

- (a) The Chief Administrative Officer or the Assistant Chief Administrative Officer are hereby authorized to negotiate, make, enter into and execute and deliver on behalf of a district, agreements, contracts and instruments to acquire permits, licences, easements, statutory rights of way, leases, fee simple interests and other interests in land not exceeding \$250,000 in value in respect of any single transaction.
- (b) The Chief Administrative Officer or the Assistant Chief Administrative Officer are hereby authorized to negotiate, make, enter into and execute and deliver on behalf of a district, agreements, contracts and instruments to grant permits, licences, easements, statutory rights of way and leases (except grants of lease with terms in excess of three years) not exceeding \$250,000 in value in respect of any single transaction.
- (c) The Chief Administrative Officer or the Assistant Chief Administrative Officer are hereby authorized to negotiate, make, enter into and execute and deliver on behalf of a district any agreement, contract or instrument relating to land not referred to in paragraphs (a) or (b) if the approval of the Board has been obtained for the transaction.
- (d) The provisions in paragraphs (a), (b), and (c) are subject to applicable enactments and regulations.

- (e) The Chief Administrative Officer and the Assistant Chief Administrative Officer may do or cause to be done all such other things and to execute and deliver or to cause the execution and delivery of all such other agreements, instruments and documents as may be necessary or desirable to give effect to the transactions set out above.