



The Corporation of the District of North Cowichan  
**Chemainus Business Improvement Area Bylaw, 2021**

Bylaw 3823

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The Council of The Corporation of the District of North Cowichan, in open meeting assembled, enacts as follows:

**Citation**

- 1 This bylaw may be cited as Chemainus Business Improvement Area Bylaw No. 3823, 2021.

**Definitions and interpretation**

- 2 (1) In this Bylaw:
  - "applicant"** means the Chemainus B.C. Business Improvement Association, or a successor organization;
  - "business improvement area"** means the local service area designated in section 2.
  - "business promotion scheme"** means
    - (a) advertising and promotion,
    - (b) beautification of streets, sidewalks or municipally-owned land, buildings or structures in the business improvement area,
    - (c) special events, and
    - (d) related administration.
- (2) For the purposes of this Bylaw, the business improvement area to which this Bylaw applies is comprised of those tracts of land within the areas designated as Sub-Areas 1, 2, and 3 on Schedule 1.

### **Annual grant**

- 3 Council is empowered to grant to the applicant the sum of approximately \$110,000, on or before August 1, 2021, 2022 and 2023.

### **Grant restrictions**

- 4 The money granted under this Bylaw must be expended only
- (a) by the applicant,
  - (b) in accordance with the conditions and limitations set out in this Bylaw,
  - (c) for the business promotion scheme, and
  - (d) for projects and expenditures provided for in the applicant's annual budget.

### **Grant recovery**

- 5 (1) The money granted to the applicant under this Bylaw must be recovered within the business improvement area from the owners of land within that area.
- (2) For the purpose of recovering the monies granted to the applicant under this Bylaw, the Council must impose a property value local service tax on all properties within the business improvement area, as set out in Schedule 2.

### **Financial statements**

- 6 The applicant must account for the money granted to it by submitting to the Municipality annual financial statements, prepared in accordance with generally accepted accounting principles.

### **Insurance**

- 7 The applicant must take out, maintain and provide the Municipality with proof of its comprehensive general liability insurance in the amount of at least \$2 million dollars, naming North Cowichan as an additional insured.

### **Schedules**

- 8 Schedules 1 and 2 form part of this Bylaw.

### **Expiry**

- 9 This Bylaw must cease to have effect on the 1<sup>st</sup> day of May, 2024.

### **Repeal**

- 10 Chemainus Business Improvement Area Bylaw, 2018, No. 3698, is repealed.

READ a first time on March 23, 2021

READ a second time on March 23, 2021

READ a third time on March 23, 2021

NOTICE of intention to proceed with this Bylaw was published on March 25, 2021 and April 1, 2021 in the Cowichan Valley Citizen newspaper, pursuant to Section 94 of the *Community Charter*.

ADOPTED on May 11, 2021

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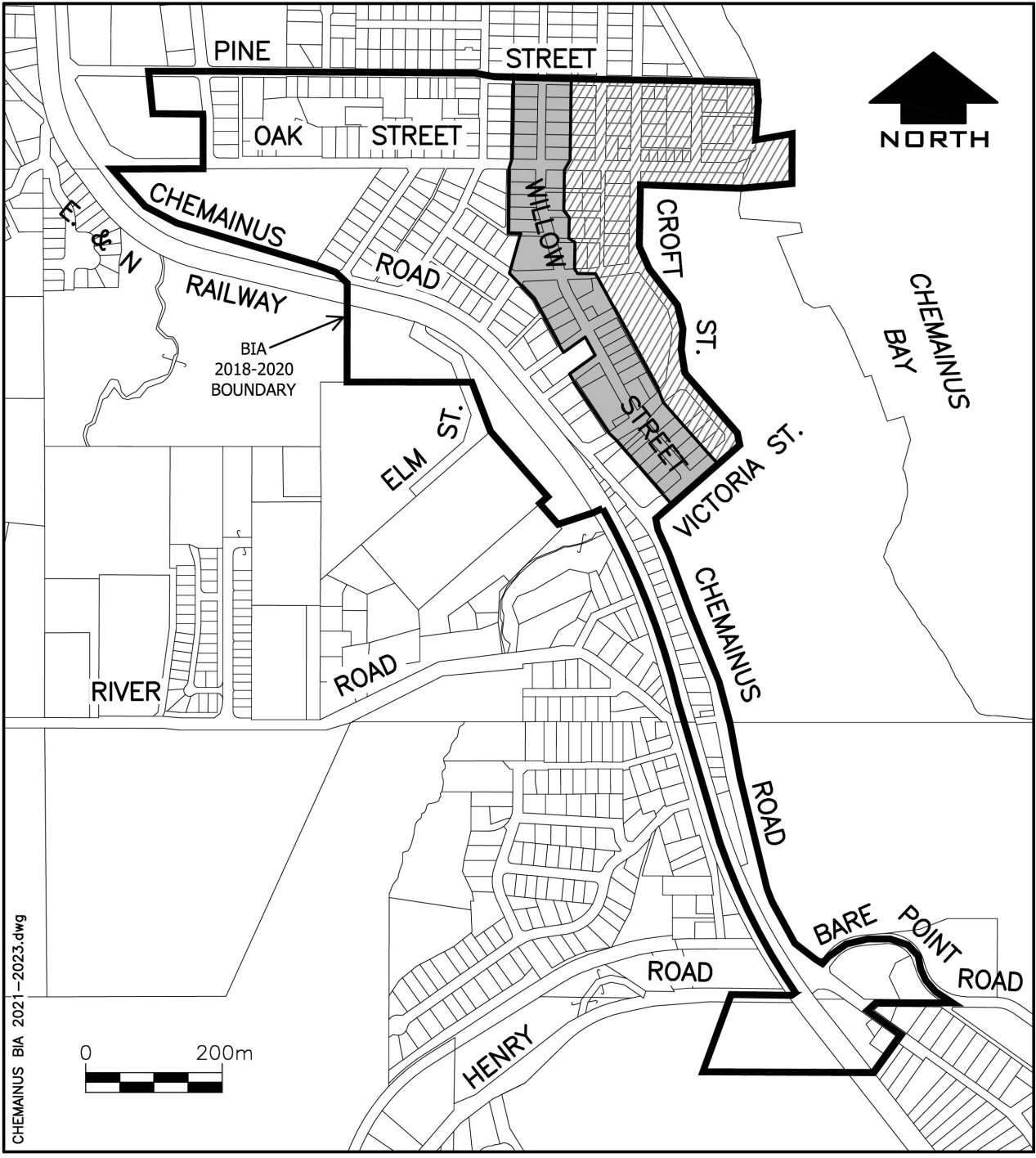
CORPORATE OFFICER

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PRESIDING MEMBER

# Schedule 1

## CHEMAINUS BIA 2021-2023



CHEMAINUS BIA 2021-2023.dwg

**Schedule 2**

**Chemainus Business Improvement Area**

**Annual Charges**

For the years 2021 - 2023, the owners of properties liable to be specially charged will be charged rates per thousand dollars of assessed value as follows:

<b>Sub-Area</b>	<b>Ratio Charged on Assessed Value</b>
1	\$ 4.25
2	3.50
3	2.50

**Note:**

The tax will be applied only to properties within the BIA area outlined on Schedule "1" that have both land and improvements classified by the B.C. Assessment Authority as "business and other" (Class 6). For certainty, residential (Class 1) land and improvements will not be subject to the tax.