

DISTRICT OF SALMON ARM

BYLAW NO. 2152

A bylaw of the District of Salmon Arm to establish an Airport Commission

WHEREAS the District has acquired property within the Municipality and developed same as an Airport;

AND WHEREAS the District has entered into an agreement with the Columbia Shuswap Regional District for sharing the cost of the annual operating deficit for the Airport, a condition of which requires the establishment of an Airport Commission;

AND WHEREAS Section 688 of the Municipal Act authorizes a Municipal Council to establish an Airport Commission by bylaw;

NOW THEREFORE Council of the District of Salmon Arm, in open meeting assembled, enacts as follows:

1. Definitions:

Wherever in this bylaw the following words and terms are used they shall have the meanings respectively assigned to them in this section unless the context otherwise requires:

- (a) "Airport" means the Airport facility located and operated on Lot 2, Plan KAP47072, SE¼ Section 7, Township 20, Range 9, W6M, K.D.Y.D., within the District of Salmon Arm;

(4300 - 20 Avenue S.E. Roll No. 1039.015)
- (b) "Board" means the Board of Directors of the Columbia Shuswap Regional District;
- (c) "Commission" means the Shuswap Regional Airport Commission established by this bylaw;
- (d) "Council" means the Council of the District of Salmon Arm;
- (e) "District" means the District of Salmon Arm;
- (f) "Regional District" means the Columbia Shuswap Regional District.

2. Establishment:

A Commission to be officially known as the "Shuswap Regional Airport Commission" is hereby established.

3. Composition:

- (a) The Commission shall consist of eight (8) members, namely:-
 - i. four (4) members nominated by Council;
 - ii. four (4) members nominated by the Board;

(b) The Commission shall select a Chairman from its membership.

4. Appointment:

(a) All members of the Commission shall be appointed by resolution of Council;

(b) All appointments except those required to fill interim vacancies, shall be for a two year term based on the calendar year, except that the first term of the Council appointees shall be one calendar year;

(c) All nominations shall be submitted to Council for consideration not later than November 30th of the year preceding the initial year of the term to be filled and shall be ratified by Council resolution not later than December 31st of the year submitted;

(d) In the event of an interim vacancy on the Commission, the nominating body whose member created the vacancy shall submit nomination(s) to Council to fill same within one (1) month of the vacancy occurring, and Council shall make an appointment to fill the vacancy for the balance of the term remaining within one (1) month of the nomination(s) being presented.

5. Termination:

Council may, at any time, by an affirmative vote of not less than two-thirds (2/3) of all its members, at a duly constituted meeting, terminate the appointment of any or all members of the Commission.

6. Remuneration:

All members of the Commission shall serve without remuneration.

7. Jurisdiction:

The jurisdiction of the Commission shall be limited to review and approval of the annual operating budget estimates for revenue and expenditure for the Airport as prepared by the Airport Operating Committee or District staff, including the preparation and submission of recommendations thereon to Council and the Board for consideration in conjunction with adoption of their annual budgets pertaining to the Airport.

8. Procedure:

- (a) The Commission shall have the power to regulate its own procedure, subject to the requirements of this bylaw and provided that such rules do not contravene any District or Regional District Bylaw or any applicable Statute of the Province of British Columbia.
- (b) All business of the Commission shall be conducted through the forum of a duly constituted meeting.
- (c) A quorum for a meeting shall consist of five (5) members.
- (d) The Chairman shall preside at meetings of the Commission when present.
- (e) In the absence of the Chairman an Acting Chairman may be appointed for that meeting, by and from the members present.
- (f) The Chairman or Acting Chairman, at any meeting, shall be entitled to vote on all matters before the Commission.

- (g) In the event of a tie vote the motion shall be lost.
- (h) Minutes shall be kept of all meetings of the Commission and shall be verified, subsequent to ratification by the Commission, by signature of the Chairman or Acting Chairman as appropriate.
- (i) A copy of the Minutes of each meeting, as prepared and certified by the Recording Secretary, shall be forwarded to the District and the Regional District within seven (7) days of the meeting.

9. District Responsibilities:

- (a) The District shall support the Commission in the fulfilment of its responsibilities pursuant to this bylaw by providing:
 - i. the services of a District Employee to act as Recording Secretary to the Commission;
 - ii. the Council Chamber of the District Office or other appropriate facility for meetings of the Commission;
 - iii. clerical services, equipment and supplies to carry out the functions of the Commission;

10. The Mayor and Clerk are hereby authorized to do all things necessary to give effect to this bylaw.

11. This bylaw shall come into full force and effect upon adoption hereof.

12. This bylaw may be cited for all purposes as "District of Salmon Arm Shuswap Regional Airport Commission Bylaw No. 2152".

READ A FIRST TIME THIS 16th DAY OF November, 1992.

READ A SECOND TIME 16th DAY OF November, 1992

READ A THIRD TIME THIS 16th DAY OF November, 1992

RECONSIDERED, FINALLY PASSED AND ADOPTED BY A TWO-THIRDS MAJORITY VOTE OF ALL COUNCIL MEMBERS THIS 30th DAY OF November, 1992

"D.E. Rogers"
Mayor

"G.W. Buchanan"

Clerk