

**AN ACT TO AMEND THE CULTUS LAKE PARK ACT
(1932, c. 63; 1939, c. 9; 1943, c. 15; 1950, c. 81; 1962, c. 74)**

CHAPTER 61

[Assented to August 22, 1980.]

Preamble

WHEREAS the Cultus Lake Park Board has presented a petition praying that The Cultus Lake Park Act be amended;

AND WHEREAS it is expedient to grant the prayer of the said petition:

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

Short title

1. This Act may be cited as The Cultus Lake Park Act Amendment Act, 1980.

Amends section 4

2. Section 4 of The Cultus Lake Park Act, being Chapter 63 of the Statutes of British Columbia, 1932, is repealed and the following substituted therefor:

4. The Board shall be and is constituted a body politic and corporate and shall consist of seven members, five of whom shall represent the District of Chilliwack, and two of whom shall represent the residents of Cultus Lake Park and referred to hereafter as "Cultus Lake representatives".

By way of transition, the members representing the District of Chilliwack as of the date of Royal Assent to this bill shall remain in office for the balance of their respective terms; and the first two Cultus Lake representatives shall be elected for one year and two year terms respectively on the date of the municipal elections next following the date of Royal Assent to this bill and in all subsequent elections the Cultus Lake representatives shall be elected for two year terms at the expiration of the terms of office of the first two representatives.

Amends section 5

3. Section 5 of the said Chapter 63 is repealed and the following substituted therefor:

5. (a) The qualification for a member of the Board representing the District of Chilliwack shall be the qualification of a member of the Council of a Municipality as provided by the "Municipal Act".

5. (b) The two Cultus Lake representatives shall be qualified by being such persons who are leaseholders of the Board or who reside within Cultus Lake Park; and who in all other respects would be qualified for, and not disqualified from, being nominated, elected, or holding office as a member of the Council of a municipality as provided by the Municipal Act.

5. (c) No person shall be qualified to be a member of the Board or sit thereon unless the member possesses the qualifications set forth either in Section 5 (a) or Section 5 (b).

Amends section 6

4. Section 6 of the said Chapter 63 is repealed and the following substituted therefor:

6. (a) As the term of office of each member of the Board representing the District of Chilliwack expires the electors of the District of Chilliwack shall elect his or her successor in office. Candidates for such election shall be nominated and elected at the same time and in the same manner as Councillors are elected under the provisions of the Municipal Act.

6. (b) The two Cultus Lake representatives shall be elected to the Board by such persons who are leaseholders of the Board or who reside within Cultus Lake Park, and shall be nominated and elected at the same time and in the same manner as Councillors are elected under the provisions of the Municipal Act. The polling place, or places, and the Returning Officer shall be such as are designated by the Board, and except as otherwise provided the provisions of Parts II and III of The Municipal Act apply mutatis mutandis, to the election of the two Cultus Lake representatives, the Court of Revision being comprised of the Park Board chairman plus two other members of the Board, at least one of whom shall be a Cultus Lake representative.

Amends section 9

5. Section 9 of the said Chapter 63 is amended by striking out "city or municipality whom the vacating member represented" and substituting "District of Chilliwack".

Amends section 14 (a) (i)

6. Section 14 of the said Chapter 63 is amended:

(a) In subsection (a) (i) by striking out "concurrent approval of the Councils of The City of Chilliwack and The Corporation of the Township of Chilliwack" and substituting "approval of the Council of the District of Chilliwack".

Amends section 14 (b)

(b) By repealing subsection (b) and substituting the following:

(b) To lease campsites for any period not exceeding one year and to lease for a period not exceeding twenty-one (21) years, building sites for private or public use and make charges therefor; provided that no lot of less than 7,500 square feet shall be granted more than a one-year lease unless that lot is adequately sewered to acceptable standards.

Amends section 14 (i)

(c) By repealing subsection (i) and substituting the following:

(i) To make such arrangements and to incur such financial obligations for the provision of sewage disposal and treatment facilities within the Park, or a portion or portions of the Park, including arrangements with other governmental bodies, as the Board may from time to time deem advisable and to impose such charges upon the leaseholders benefitting from such system as may be necessary to defray the construction, maintenance, operation, or replacement costs of such facilities.

Amends section 14 (j)

(d) In subsection (j) by striking out "concurrent approval of the Councils of the city and township" and substituting "approval of the Council of the District of Chilliwack".

Amends section 15 (1)

7. Section 15 (1) of the said Chapter 63 is amended by striking out "concurrent by-laws adopted by the Councils of the city and township" and substituting "by-law adopted by the Council of the District of Chilliwack".

Amends section 18 (1)

8. Section 18 of the said Chapter 63 is amended:
- (a) In subsection (1) by striking out "municipalities aforesaid; and the Board shall, within one month after the expiry of each year, furnish each Council" and substituting "District of Chilliwack; and the Board shall within one month after the expiry of each year furnish the District of Chilliwack".

Amends section 18 (2) (c)

- (b) By repealing subsection (2) (c) and substituting the following:

(2) (c) That the total of the liability so incurred shall not at any time exceed the sum of \$50,000.00 without the express permission of the District of Chilliwack, which permission may be given in all cases where the said municipality deems it fitting and proper.