

PENTICTION INDIAN BAND

839 Westhills Drive Penticton BC V2A 0E8

Telephone: (250) 493-0048 Ext. 232

Facsimile: (250) 493-2882

NOTICE OF PROPOSED DEVELOPMENT COST CHARGES LAW AND INVITATION TO MAKE REPRESENTATIONS

NOTICE IS GIVEN, pursuant to section 6 of the *First Nations Fiscal Management Act* (Canada) (hereafter referred to as the “FNFMA”), that the Penticton Indian Band (“The First Nation”) proposes to enact the *Penticton Indian Band Development Cost Charges Law, 2020* (hereafter referred to as the “Proposed Law”).

DESCRIPTION OF PROPOSED LAW: Chief and Council have adopted a long-term capital plan dated February 2, 2018 (the “Capital Plan”). To help finance the capital infrastructure expenditure program in the plan, Chief and Council previously enacted the *Penticton Indian Band Development Cost Charges Law, 2018*.

The Proposed Law will update the previous law to reflect the development and subdivision approval processes recently established in the *Penticton Indian Band Subdivision, Development and Servicing Bylaw No. 2020-01*. The Proposed Law will establish on Penticton Indian Band IR #'s 1, 2 and 3, a system of development levies to be imposed on new development at the time of the issuing of subdivision approval or development approval, including providing for the amount of levies to be imposed on different types of development. The proposed levies are unchanged from the previous law. The Proposed Law will be enacted further to sub-paragraph 5(1)(a)(v) of the FNFMA. The Proposed Law establishes defined areas in the reserve where the Proposed Law will apply. The Proposed Law also provides for the possibility of agreements with developers to obtain credits in regard to development cost charges otherwise payable under the Proposed Law where developers provide capital improvements that advance the goals of the long-term capital plan. The Proposed Law also provides for a complaint procedure where a developer believes that the calculation of development levies for a particular development was made in error. A description of the key elements of the Proposed Law may be viewed on the First Nation’s website at www.pib.ca.

COUNCIL OF THE FIRST NATION INVITES WRITTEN REPRESENTATIONS regarding the Proposed Law for the next 45 days as set out below:

Persons wishing to make a written representation must deliver the document containing the representations to First Nation to the attention of Carlene George,
839 Westhills Drive Penticton BC V2A 0E1

- Representations should be made on or before 4 pm, October 19, 2020 in order to ensure consideration by Council. Before making the Proposed Law, Council will consider all written representations received in accordance with this Notice.

CONTACT INFORMATION: To obtain a copy of the Proposed Law, the Capital Plan, or for further information regarding the Proposed Law, this Notice, or the making of written representations to Chief and Council, please contact Carlene George, by telephone at (250) 493-0048 Ext. 232

This Notice Dated: September 4, 2020