



595

APPROVED AND ORDERED MAR 13.1980

*[Handwritten signature]*

Lieutenant-Governor

EXECUTIVE COUNCIL CHAMBERS, VICTORIA MAR 13.1980

On the recommendation of the undersigned, the Lieutenant-Governor, by and with the advice and consent of the Executive Council, orders that, having received the recommendation of the Minister of Municipal Affairs, supplementary Letters Patent in the form attached hereto do issue providing for an extension of the boundaries of the City of Prince Rupert and for the sharing of certain tax revenues between the City of Prince Rupert and the Village of Port Edward.

*lw*

*[Handwritten signature]*

Minister of Municipal Affairs

*[Handwritten signature]*

Presiding Member of the Executive Council

(This part is for administrative purposes and is not part of the Order.)

Authority under which Order is made:

Act and section Municipal Act - Sections 21 and 12(8)

Other (specify) \_\_\_\_\_

Statutory authority checked by

GARETH J. DAVIES *[Handwritten signature]*

(Signature and typed or printed name of Legal Officer)



*M. S. Brown*  
Lieutenant-Governor

C A N A D A

PROVINCE OF BRITISH COLUMBIA

ELIZABETH the SECOND, by the Grace of God, of the United  
Kingdom, Canada, and Her Other Realms and  
Territories, Queen, Head of the Commonwealth,  
Defender of the Faith.

To all to whom these presents shall come -

GREETING  
*C. A. Bennett*

Minister of Municipal  
Affairs.

( WHEREAS by section 21 of the  
( Municipal Act it is provided  
( that the Lieutenant-Governor  
( in Council may by supplementary  
( Letters Patent extend the area  
( of a municipality under the con-  
( ditions therein set out:

AND WHEREAS by section 12(8) of the "Municipal Act" it is provided that the Lieutenant-Governor in Council may by supplementary Letters Patent provide that the tax revenue from real property designated in the supplementary Letters Patent shall be shared by the municipality with any other municipality on a basis provided in the supplementary Letters Patent:

AND WHEREAS a petition has been received from the Council of the City of Prince Rupert praying that the area of the municipality be extended to include all and singular those certain parcels or tracts of land situate, lying and being as follows:

Commencing at the most northerly corner of Lot 7371, Range 5 Coast District; thence southeasterly and northeasterly along the southwesterly and southeasterly boundaries of said Lot 7371 to the point of intersection with a line drawn parallel to and 152.4 metres perpendicularly distant westerly from the highwater mark of Porpoise Harbour on the easterly shore thereof; thence in a general southerly direction 152.4 metres perpendicularly distant westerly from the said highwater mark of Porpoise Harbour to the point of intersection with a line drawn parallel to and 152.4 metres northerly from the highwater mark of Lot 501 (Lelu Island) on the northerly shore thereof; thence in a general westerly direction parallel to and 152.4 metres northerly from the highwater mark of Lot 501 (Lelu Island) to a point which lies due west of the most westerly corner of Lot 501 (Lelu Island); thence west to the point of intersection with a north, south line, said line being 1420 metres west of the most northerly corner of Lot 6357; thence north to the point of intersection with the southwesterly boundary of the City of Prince Rupert as described in the

British Columbia Gazette under date of April 21, 1966; thence in a general southeasterly, easterly and southerly direction along said boundary of the City of Prince Rupert as described in the British Columbia Gazette under date of April 21, 1966 to the aforesaid most northerly corner of Lot 7371, being the point of commencement and containing by admeasurement 457.91 hectares of land, more or less and 1557.4 hectares of foreshore and land covered by water, more or less.

AND WHEREAS the conditions and requirements of said section 21 have been duly complied with:

AND WHEREAS the Council of the City of Prince Rupert and the Council of the Village of Port Edward have agreed on a tax sharing formula for the taxes collected from the extension area hereinbefore described:

NOW KNOW YE THAT by these presents We do order and proclaim that the tax revenue received from the levy for general municipal purposes established by the City of Prince Rupert within the extension area hereinbefore described shall be apportioned between the City of Prince Rupert and the Village of Port Edward in the following manner:

- (1) The first \$25,000. generated annually shall be divided equally between both municipalities.
- (2) After the division under (1) above all costs attributable to municipal servicing within the extension area shall be deducted from the remaining tax revenue and shall become the revenue of the municipality providing such services. Costs of such servicing shall be accounted for and audited separately from other municipal services and the information thus obtained shall be made available by the municipality providing the service to the other municipality.

- (3) The balance of tax revenue remaining after (1) and (2) above shall be divided in the ratio of 80% to the City of Prince Rupert and 20% to the Village of Port Edward.
- (4) The apportionment detailed under (1), (2) and (3) above shall be subject to review three years after the first year of levy of taxation on improvements and thereafter at five year intervals.
- (5) Any adjustments made to the apportionment as a result of such review in (4) above shall be ratified by both Councils, shall be subject to approval by the Minister of Municipal Affairs and shall take effect without further issuance of supplementary Letters Patent.

AND THAT the area of the City of Prince Rupert be extended by the inclusion therein of the lands and lands covered by water hereinbefore described, and that on, from, and after the date of these supplementary Letters Patent the boundaries of the City of Prince Rupert be defined as follows:

Commencing at a point in Fern Passage, Range 5, Coast District, said point being north  $43^{\circ}$  east and 263.94 metres distant from the most easterly corner of Section 9, Prince Rupert Townsite, as shown on Registered Plan 923 on file in the Land Title Office, Prince Rupert; thence north  $36^{\circ} 15'$  west for a distance of 777.74 metres; thence north  $15^{\circ} 45'$  east for a distance of 490.73 metres; thence north  $45^{\circ} 30'$  west for a distance of 1030.22 metres; thence south  $61^{\circ} 30'$  west for a distance of 5986.27 metres; thence south for a distance of 4471.42 metres; thence south  $27^{\circ}$  east to the point of intersection with a north, south line, said line being 1420 metres west of the most northerly corner of Lot 6357; thence south to a point which lies due west of the most westerly corner of Lot 501 (Lelu Island); thence east to the point of intersection with a line drawn parallel to and 150 metres perpendicularly distant westerly from the natural highwater mark on Lot 501 (Lelu Island) on the westerly shore thereof; thence in a general easterly direction parallel to and 150 metres northerly from the said natural highwater mark on Lot 501 (Lelu Island) to the point of intersection with a line drawn parallel to and 152.4 metres perpendicularly distant westerly from the natural highwater mark of Porpoise Harbour

on the easterly shore thereof; thence in a general northerly direction parallel to and 152.4 metres perpendicularly distant westerly from the said natural highwatermark of Porpoise Harbour on the easterly shore thereof to the point of intersection with the southerly boundary of Lot 7371; thence westerly, northwesterly and southeasterly along the southerly, southwesterly and northeasterly boundaries of said Lot 7371 to the most southerly corner of Block A of Lot 7381; thence north  $71^{\circ} 53'$  east a distance of 45.72 metres, more or less, to the southwesterly boundary of a 3.21 acre parcel as shown on Registered Plan 2096; thence southeasterly and northeasterly along the southwesterly and southeasterly boundaries of the said 3.21 acre parcel, Plan 2096, to the most easterly corner thereof, being a point on the easterly limit of the right-of-way of the Canadian National Railway Plan 1167; thence southerly along the said easterly limit of the right-of-way of the Canadian National Railway Plan 1167, to the northwest corner of that part of Lot 446 as shown on Registered Plan 3005; thence in a general easterly direction along the northerly boundary of the said part of Lot 446, Plan 3005, to the most northerly corner thereof, being a point on the easterly boundary of Block B of Lot 7382; thence in a general northerly direction along the said easterly boundary of Block B to the northeast corner thereof; thence westerly along the northerly boundary of said Block B for a distance of 91.44 metres; thence due north for a distance of 804.67 metres; thence north  $72^{\circ} 45'$  east in a straight line to a point which lies due north of the northwest corner of Lot 505; thence due north to a point which lies 5074.92 metres distant north from the northwest corner of aforesaid Lot 505; thence north  $16^{\circ}$  west a distance of 716.28 metres; thence north

36° 15' west a distance of 2133.6 metres, more or less, to the point of commencement, and containing by admeasurement 5347.89 hectares of land, more or less, and 3374.95 hectares of land covered by water, more or less. All bearings quoted in the above description are astronomic:


AND THAT the provisions of any zoning, subdivision, and building regulatory by-laws amended to the date hereof of the Skeena-Queen Charlotte Regional District shall remain in force and effect in the extension area as if they were a by-law adopted by the municipality, until amended or repealed by by-law:

AND THAT the Letters Patent of the City of Prince Rupert be deemed to be amended so as to conform to the premises as and from the date of these supplementary Letters Patent.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent and the Great Seal of Our said Province to be hereunto affixed.

WITNESS, the Honourable Henry P. Bell-Irving, Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province this 13<sup>th</sup> day of March, in the year of our Lord one thousand nine hundred and eighty, and in the twenty-ninth year of Our Reign.

By Command:

  
Provincial Secretary and  
Minister of Government Services.

