



Cultus Lake Park

GENERAL LOCAL GOVERNMENT ELECTION BYLAW

Bylaw No. 1213, 2022

A Bylaw to provide for the determination of various procedures of elections and assent voting

Section 12 of the *Cultus Lake Park Act*, SBC 1932, c 63, as amended, enables the Cultus Lake Park Board to adopt bylaws, and Section 9.2 (1) provides that Section 260 – Enforcement Powers of the *Community Charter* (British Columbia) apply to the enforcement of the bylaws of the Board, and Section 261 – Payment of Fines and Other Penalties to Municipality under the *Community Charter* (British Columbia) provides that fines and other penalties imposed and collected under or because of Cultus Lake Park bylaws must be paid to the Board.

Every Person who offends against any of the provisions of this Bylaw or who suffers or permits any act to be done in contravention or in violation of any of the provisions of this Bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this Bylaw, or who does any act or thing which violates any of the provisions of this Bylaw, will be in breach of this Bylaw, and will be liable to the fines as outlined in the Cultus Lake Park Bylaw Notice Enforcement Bylaw No. 1140, 2019 and all amendments.

Under the *Local Government Act* the Board may, by bylaw, determine various procedures and requirements to be applied to the conduct of elections and assent voting.

The Cultus Lake Park Board will establish voting procedures and requirements under that authority; and

In open meeting assembled, enacts as follows:

1. TITLE

This Bylaw may be cited as “Cultus Lake Park General Local Government Election Bylaw No. 1213, 2022”.

2. INTERPRETATION

2.1 Words or phrases defined in *The Cultus Lake Park Act* (British Columbia), the *Interpretation Act* (British Columbia), the *Motor Vehicle Act* (British Columbia), the *Transportation Act* (British Columbia), the *Local Government Act* (British Columbia), the *Community Charter* (British Columbia) or any successor legislation to any of them, will have the same meaning when used in this Bylaw unless otherwise defined in this Bylaw.

2.2 DEFINITION OF TERMS

“**Board**” means the Cultus Lake Park Board.

“**Elector**” means an Eligible Resident Voter or an Eligible Non-Resident Leasehold Voter of the jurisdiction.

“**Eligible Resident Voter**” means a person, with a Cultus Lake Park mailing address.

“**Eligible Non-Resident Leasehold Voter**” means a person, with a mailing address outside of Cultus Lake Park. One ballot per leased lot will be accepted regardless of the number of leaseholders listed on the residential lease document. Leaseholders must designate one (1) leaseholder to vote, and must submit the completed Eligible Non-Resident Leasehold Voter Affidavit Form

“**Eligible Non-Resident Leasehold Voter Affidavit Form**” means the form, required to be signed by all leaseholders of a leased lot, to designate one (1) leaseholder to vote.

“**Qualified Nominators**” means a person who is an Eligible Resident Voter, or an Eligible Non-Resident Leasehold Voter.

3. MINIMUM NUMBER OF NOMINATORS

The minimum number of Qualified Nominators required to make a nomination for office as a Cultus Lake Park Board Member will be two (2).

4. ACCESS TO NOMINATION AND ENDORSEMENT DOCUMENTS

4.1 As authorized under section 89(7) of the *Local Government Act*, public access to nomination documents will be provided by posting the information on the Cultus Lake Park website or by viewing the documents in the Cultus Lake Park office located at 4165 Columbia Valley Highway from the time of delivery until 30 (thirty) days after the declaration of the election results under section 146 of the *Local Government Act*.

4.2 As authorized under section 89(7) of the *Local Government Act*, public access to Elector organization endorsement documents will be provided by posting the information on the Cultus Lake Park website or by viewing the documents in the Cultus Lake Park office located at 4165 Columbia Valley Highway from the time of delivery until 30 (thirty) days after the declaration of the election results under section 146 of the *Local Government Act*.

5. ELECTOR REGISTRATION

5.1 As authorized under section 69 of the *Local Government Act*, for all elections and assent voting, a person will register as an Elector only at the time of voting.

5.2 Each Eligible Resident Voter will be entitled to submit one accepted ballot.

5.3 One ballot per leased lot will be accepted for an Eligible Non-Resident

Leasehold Voter, regardless of the number of leaseholders listed on the residential lease document. Leaseholders must designate one (1) leaseholder to vote, and at the time of voting, must submit the completed Eligible Non-Resident Leasehold Voter affidavit Form.

6. ADVANCE VOTING OPPORTUNITIES

6.1 As required under section 107 of the *Local Government Act*, an advance voting opportunity will be held on the 10th day before the General Voting Day.

6.2 In accordance with section 107 of the *Local Government Act*, a second advance voting opportunity will not be held.

7. ORDER OF NAMES ON BALLOT

The names of the candidates will be arranged alphabetically by their surnames, and if 2 (two) or more candidates have the same surnames, the name of those candidates will be arranged alphabetically in the order of their given first names.

8. RESOLUTION OF TIE VOTE AFTER JUDICIAL RECOUNT

In the event of a tie vote, after a judicial recount, the tie vote will be resolved by conducting a lot in accordance with section 151 of the *Local Government Act*.

9. SEVERABILITY

If any part of this Bylaw is for any reason held invalid by a court or competent jurisdiction, the invalid portion will be severed and the severance will not affect the validity of the remainder.

10. REPEAL

The Cultus Lake Park General Local Government Election Bylaw No. 1115, 2018 and all amendments are repealed.

11. EFFECTIVE DATE

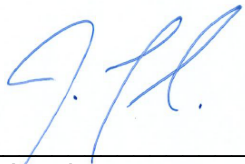
This Bylaw will come into force and effect upon its adoption.

READ A FIRST TIME this 20 day of APRIL, 2022

READ A SECOND TIME this 20 day of APRIL, 2022

READ A THIRD TIME this 20 day of APRIL, 2022

ADOPTED this 18 day of MAY, 2022



Joe Lamb,
Chief Administrator Officer



David Renwick, Chair
Cultus Lake Park Board

I HEREBY CERTIFY the foregoing to be a
True and correct copy of Cultus Lake Park
General Local Government Election Bylaw
No. 1213, 2022

A handwritten signature in blue ink, appearing to be 'J. H.', written in a cursive style.

Chief Administrative Officer