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DISTRICT OF SOOKE
 NOTICE OF DISPOSITION OF MUNICIPAL PROPERTY
 AND ALTERNATIVE APPROVAL PROCESS

Bylaw No. 439, Cinnabar Place Park Disposition Bylaw, 2010

NOTICE IS HEREBY GIVEN THAT, pursuant to the *Community Charter*, the District of Sooke proposes to adopt **Bylaw No. 439, Cinnabar Place Park Disposition Bylaw, 2010** for the purpose of authorizing the disposition and sale of Cinnabar Place Park and to place the sale proceeds in the Park Land Reserve Fund in order to purchase land for park.

FURTHER NOTICE IS HEREBY GIVEN THAT, pursuant to the *Community Charter*, the Council of the District of Sooke may adopt *Cinnabar Place Park Disposition Bylaw, 2010* and proceed with the closure and sale of the park as noted above if, after the deadline, elector response forms are certified by the Corporate Officer as having been signed by less than 10% of the **eligible electors** in the District of Sooke. If after the deadline elector response forms are certified by the Corporate Officer as having been signed by at least 10% of the eligible electors in the District of Sooke, the Council may not adopt *Cinnabar Place Park Disposition Bylaw, 2010* and may not proceed with the project unless it receives assent of the electors in a voting proceeding. The Council may not proceed with *Cinnabar Place Park Disposition Bylaw, 2010*, if at least **893** eligible electors sign elector response forms and submit them to the Corporate Officer.

Elector Response Forms

The response of the electors must be in the form established by the District of Sooke. Forms are available for pick up at the municipal office located at 2205 Otter Point Road, Sooke, BC between the hours of 8:30 am and 4:30 pm, Monday to Friday, except statutory holidays. For an elector response to be accepted it must meet the following conditions:

- only eligible electors of the District of Sooke are entitled to sign an elector response form;
- the full name of the elector must be stated;
- the residential address of the elector must be stated;
- the elector must sign the elector response form;
- if applicable, the address of the property in relation to which the person is entitled to vote as a non-resident property elector must be stated; and,
- the elector response form must be submitted to the Corporate Officer before the deadline.

Forms may be submitted in person or by mail to be received by the Corporate Officer at the municipal office located at 2205 Otter Point Road, Sooke, B.C. V9Z 1J2 NO LATER THAN:

4:30 PM ON MONDAY, MAY 10TH, 2010

Elector response forms must be in the possession of the Corporate Officer by this time as postmarks WILL NOT be accepted as date of submission. Accurate reproductions of the form are also acceptable.

Eligible Elector

An eligible elector for the purpose of this Alternate Approval Process is a resident who meets the following criteria:

- is age eighteen or older;
- is a Canadian citizen;
- has been a resident of British Columbia for at least six months;
- has been a resident of the District of Sooke for at least thirty days; and,
- is not disqualified from voting by the Local Government Act or any other act.

A non-resident property elector who meets the following criteria is also an eligible elector:

- is not entitled to register as a resident elector for the District of Sooke;
- is age eighteen or older;
- is a Canadian citizen;
- has been a resident of British Columbia for at least six months;
- has been a registered owner of the real property within the District of Sooke for at least thirty days; and,
- is not disqualified from voting by the Local Government Act or any other act.

Note: Corporations are not entitled to vote nor is land held in a corporate name eligible to vote. In the case of multiple owners of a parcel, only one person may vote as a non-resident property elector.

What is an Alternate Approval Process?

On January 1st, 2004 the *Community Charter* came into force and prescribes two methods by which a municipal council may seek approval of the electors. These are *Assent of the Electors*, which is approval by voting, or *Alternate Approval Process* which allows a council to proceed with an action unless at least 10% of the electors state their opposition within a prescribed period. In this case, the Council has opted for the latter process. If at least 10% of the electors state their opposition to the proposed action, the matter requires the *Assent of the Electors* if the Council wishes to proceed. The *Alternate Approval Process* under the *Community Charter* replaces the *Counter Petition Opportunity* under the *Local Government Act* that some may have been familiar with.

More information may be obtained by contacting the Bonnie Sprinkling, Corporate Officer, at the District of Sooke municipal office at 2205 Otter Point Road or by telephone at 250-642-1620.

