

Eastern Irrigation District

BYLAW 942 (2020)

Being a Bylaw of the Eastern Irrigation District to Change the Expansion Limit

WHEREAS pursuant to Bylaw 840 (2003) passed by the Board on March 26, 2003 the expansion limit of the District specified in Table 2 of the Schedule of the Act was initially changed from 286,000 acres to 311,000 acres;

AND WHEREAS the Board proposes to make a bylaw to once again change the expansion limit of the District from the existing limit of 311,000 acres to 345,000 acres and establish an expansion limit other than the expansion limit specified in Table 2 of the Schedule of the Act;

AND WHEREAS Section 12(3) of the Act provides the Board may by bylaw change the expansion limit;

NOW THEREFORE, the Board of the Eastern Irrigation District hereby enacts as follows:

1.0 This bylaw may be cited as the "**2021 Expansion Limit Change Bylaw**".

2.0 Definitions:

When used in this bylaw,

- (a) "Act" means the Irrigation Districts Act, being chapter I – 11, RSA 2000.
- (b) "Board" means the Board of Directors of the District.
- (c) "District" means the Eastern Irrigation District, or the geographic area contained within the boundary of the Eastern Irrigation District, as the case may require.
- (d) "Irrigation Acre Cap" means 340,000 irrigation acres.
- (e) "Special Resolution" means a motion approved by not less than six (6) directors of the Board.
- (d) Any other word or phrase that is defined in the Act and used in this bylaw shall have the meaning as given to the word or phrase by the Act.

3.0 Subject to clause 4.0 of this bylaw, the expansion limit of the District is changed from the existing limit of 311,000 acres to 345,000 acres.

4.0 No more than 340,000 irrigation acres in aggregate are to be recorded on the assessment roll until such time as:

- (a) Snake Lake Reservoir has been commissioned; or
- (b) In the event Snake Lake Reservoir has not been commissioned, the Board:
 - (i) has provided notice to the irrigators and holds a meeting or meetings to discuss its intention to exceed the Irrigation Acre Cap; and
 - (ii) approves a motion by Special Resolution to amend this bylaw to disregard the Irrigation Acre Cap and permit up to 345,000 irrigation acres in aggregate up to the then current District expansion limit to be recorded on the assessment roll.

5.0 This bylaw shall come into force and take effect on the date that it is finally passed.

Chairman

General Manager

Introduced and read the 1st time on the **24th** day of **November 2020**.

Read the 2nd time on the **26th** day of **January 2021**.

Read the 3rd time and finally passed on the ____ day of _____ **2021**.