

Ministre des Affaires  
autochtones et du Nord



Minister of Indigenous and  
Northern Affairs

Ottawa, Canada K1A 0H4

I, Minister of Indigenous and Northern Affairs, HEREBY APPROVE,  
pursuant to section 83 of the *Indian Act*, the following by-law made by the  
Westbank First Nation, in the Province of British Columbia, at a meeting  
held on the 4th day of July 2017.

- **Westbank First Nation  
Capital Expenditure By-law No. 17-TX-05**

Dated at Ottawa, Ontario, this 14 day of August 2017.

A handwritten signature in blue ink that reads "Carolyn Bennett".

Hon. Carolyn Bennett, M.D., P.C., M.P.

**WESTBANK FIRST NATION  
DEMOLITION AND SITE RESTORATION OF 1875 PHEASANT LANE  
CAPITAL EXPENDITURE BY-LAW NO. 17-TX-05**

To authorize the expenditure of a maximum of Twenty Thousand Three Hundred and Fifty Dollars (\$20,350.00) from money raised pursuant to section 83(1) of the *Indian Act*, for the purpose of Demolition and Site Restoration of 1875 Pheasant Lane capital project.

**WHEREAS:**

- A. Pursuant to Section 83(1) of the *Indian Act* and the Westbank First Nation's inherent right of self-government, the Westbank First Nation has enacted the Westbank First Nation Property Taxation By-law, 95-TX-08 (the "**Taxation By-law**");
- B. In accordance with section 12(3)(l) of the Taxation By-law, the Westbank First Nation annually deposits Ten (10%) percent of annual gross taxes in a cumulative capital projects fund (the "**Cumulative Fund**") to be used from time to time for such capital projects as may be authorized by separate by-law;
- C. Pursuant to the Westbank First Nation Expenditure By-law, 1995, amended by By-law 97-TX-03 (the "**Expenditure By-law**"), the Westbank First Nation is authorized to expend moneys raised pursuant to the Taxation By-law for local purposes, including the provision of Local Services on Reserve and capital projects;
- D. The Council of the Westbank First Nation deems it desirable and in the best interest of Band and Community members to advance funds to complete the Demolition and Site Restoration of 1875 Pheasant Lane capital project.
- E. The Westbank First Nation has concluded the total cost of Demolition and Site Restoration of 1875 Pheasant Lane capital project to be not more than \$20,350.00 as outlined in Schedule "**A**" to this By-law.

**NOW THEREFORE,** the Council of the Westbank First Nation hereby enacts the following by-law;

#### TITLE

1. This By-law may be cited for all purposes as Demolition and Site Restoration of 1875 Pheasant Lane Capital Expenditure By-law No.17-TX-05.

#### EXPENDITURE AUTHORIZATION

2. The Westbank First Nation hereby acknowledges that it is in the best interests of all residents and members of the Westbank First Nation to purchase demolition and site restoration services as summarized in Schedule "A" to this By-law.
3. The Westbank First Nation hereby approves the expenditure of not more than Twenty Thousand Three Hundred and Fifty (\$20,350.00) Dollars from the Cumulative Fund to fund the project (the "Project Funds").
4. Any of the Project Funds not expended on the capital project or incidental costs related thereto, will be reimbursed to and deposited in the Cumulative Fund upon completion of the Project.

EFFECTIVE

5. This By-law comes into full force and effect upon approval by the Minister of the Department of Indigenous Affairs and Northern Development Canada.

**BE IT HEREBY RESOLVED AND AGREED:**

That this By-law, entitled the Demolition and Site Restoration of 1875 Pheasant Lane Project WFN By-law No.17-TX-05 having been:

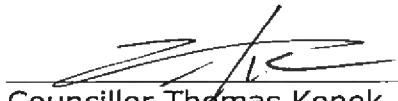
Read a first time by the Council of Westbank First Nation at a duly convened meeting held on the 19<sup>th</sup> day of June, 2017.


Exempt from a second reading pursuant to section 60.9 of the Westbank First Nation Constitution.

Read a third time by Council of the Westbank First Nation at a duly convened meeting held on the 4<sup>th</sup> day of July, 2017, is hereby enacted as a Westbank Law.

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Chief Roxanne Lindley

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Councillor Christopher Derickson

  
\_\_\_\_\_  
Councillor Thomas Konek

  
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Councillor Brian Eli

  
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Councillor Fernanda Alexander

**SCHEDULE "A"**

**DEMOLITION AND SITE RESTORATION OF 1875 PHEASANT LANE PROJECT  
WFN BY-LAW 17-TX-05**

<b>ITEM</b>	<b>COST</b>	<b>FUNDING SOURCE</b>
Demolition	\$ 15,000.00	WFN, Local Government Services (LGS) All Work to be completed in 2017
Site Restoration (Decommission of service pipe, wire, site grading)	\$ 3,500.00	
Contingency	\$ 1,850.00	WFN, LGS
<b>TOTAL</b>	\$ 20,350.00	WFN, LGS