

## FRASER VALLEY REGIONAL DISTRICT

### BYLAW NO. 1442, 2017

#### A bylaw to provide for the procedures for the conduct of General local elections and other voting

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**WHEREAS** Parts 3 and 4 of the *Local Government Act* (the “Act”) provides for the conduct of General Local Elections and Assent Voting;

**WHEREAS** the Act provides that a board may, by bylaw, determine various procedures and requirements to be applied to the conduct of General Local Elections and Assent Voting and the Fraser Valley Regional District Board (“the Board”) deems it advisable to establish certain procedures and requirements under that authority.

**NOW THEREFORE**, the Board in open meeting assembled, enacts as follows:

#### **A. CITATION**

This bylaw may be cited for all purposes as the “*Fraser Valley Regional District Election Procedures Bylaw No. 1442, 2017*”.

#### **B. DEFINITIONS**

***Assent Voting*** means:

- (a) Voting on a bylaw or other matter for which the assent of the electors is required;
- (b) Voting on a bylaw or other matter for which the local government is authorized under *the Act* or another Act to obtain the assent of the electors;
- (c) Voting on a referendum under Section 336 of *the Act* regarding a regional district service.

***General Local Election*** means the election to be held for the offices of Electoral Area Director of the Fraser Valley Regional District according to *the Act*.

#### **C. ENACTMENTS**

##### **1. Access to Nomination Documents**

As authorized under *the Act*, public access to nomination documents will be provided from the time of delivery until 30 days after the declaration of election results, by internet or other electronic means, and will otherwise be available for public inspection at the offices of the

Fraser Valley Regional District located at 45950 Cheam Avenue, Chilliwack, B.C. between the hours of 8:30 a.m. and 4:30 p.m. Monday through Friday, except statutory holidays.

**2. Advance Voting Opportunity**

- a) In accordance with *the Act*, for electoral areas with a population less than 5000, only one (1) advance voting opportunity will be held on the 10<sup>th</sup> day before general voting day.
- b) For electoral areas with a population greater than 5000, the second advanced voting opportunity will be held on the 3rd day before general voting day.

**3. Special Voting Opportunities**

In accordance with *the Act*, the Chief Election Officer may determine whether a special voting opportunity is to be conducted and may establish the dates, locations and voting hours for special voting opportunities. The Chief Election Officer may limit the number of candidate representatives who may be present at a special voting opportunity.

**4. Voting Day Registration Only**

For purposes of all General Local Elections and Assent Voting under Parts 3 and 4 of *the Act*, a person may register as an elector only at the time of voting in accordance with *the Act*.

**5. Resolution of Tie Vote after Judicial Recount**

In accordance with *the Act*, in the event of a tie vote after a judicial recount, the results of the election will be determined by lot rather than by a runoff election.

**6. Mail Ballot Voting**

- a) As authorized under *the Act*, voting and elector registration for mail ballot voting may be conducted by mail for those electors who meet the criteria under subsection 6)b) of this bylaw for each General Local Election or Assent Voting.
- b) The following electors are permitted to register to vote by mail, and to vote by mail ballot:
  - i. those electors who have a physical disability, illness, or injury that affects their ability to vote at another voting opportunity;
  - ii. electors who expect to be absent from the Fraser Valley Regional District on general voting day and during the times of all advance voting opportunities;
  - iii. electors who reside within a remote area located more than 25kms from the nearest voting place at which they are entitled to vote.
- c) The Chief Election Officer is hereby authorized to establish time limits in relation to voting by mail ballot and applying for voting by mail ballot.

- d) An elector wanting to vote by mail ballot must request a mail ballot application form and submit the completed form to the Chief Election Officer within the time limit as specified by the Chief Election Officer.
- e) Mail ballot voting packages will be made available to applicants as determined by the Chief Election Officer.

**D. REPEAL**

*Fraser Valley Regional District Local Government Election and Assent Voting Procedures Bylaw No. 1284, 2014* and any amendments thereto are hereby repealed.

**E. READINGS AND ADOPTION**

READ A FIRST TIME THIS	day of	2018
READ A SECOND TIME THIS	day of	2018
READ A THIRD TIME THIS	day of	2018
ADOPTED THIS	day of	2018

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Chair/Vice-Chair

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Corporate Officer/Deputy

**F. CERTIFICATION**

I hereby certify that this is a true and correct copy of *Fraser Valley Regional District Election Procedures Bylaw No. 1442, 2017* as adopted by the Board of Directors of the Fraser Valley Regional District on the    day of

Dated at Chilliwack, B.C. this       day of

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Corporate Officer/Deputy