

Province of British Columbia
Ministry of Environment, Lands and Parks

FEE SCHEDULE

104469

File No. 0140194

Case No.

FEE

The fee shall be:

- (a) for the first year of the term a fee of \$19,029.00 payable in advance, on the Commencement Date; AND
- (b) during the balance of the term the sum of each of the annual fees determined under Sections 3 and 5 of this Schedule or \$500, whichever is the greater, payable in advance beginning on the first anniversary of the Commencement Date and thereafter on each anniversary of that date.

MOORAGE AND ANCILLARY USE

In this schedule

"Potential Gross Income From Moorage" = (amount of lineal footage of moorage space on the Land) x (monthly moorage charge per lineal foot for open moorage space) x (number of months, or portion thereof, operation is open for business).

"Rate":

- (a) during the first 15 year period of the term shall mean 3.5%; and
- (b) during the second 15 year period of the term shall mean 4.0%.

The annual fee payable under this section shall be an amount equivalent to the product of the Potential Gross Income From Moorage multiplied by the Rate, LESS the Moorage Fee Discounts, if any.

NON-MOORAGE USES

In this Schedule

"Land Value" means for the first five years of the term the value for the Land established by the Lessor prior to the Commencement Date and thereafter shall be subject to review by the Lessor prior to the sixth anniversary of the Commencement Date and thereafter at five year intervals during the remainder of the term.

"Ratio" during each year of the term means the percentage fixed by the Lessor at his sole discretion.

The annual fee payable under this section shall be an amount equivalent to the product of the Land Value multiplied by the Ratio, LESS the Non-moorage Rental Discounts, if any.

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OTHER

In the event the Statutory Declaration is delivered by the Lessee to the Lessor before the 60 day period referred to in the Special Proviso Schedule, the Lessor shall, not later than 15 days before the anniversary of the Commencement Date during each year of the term, give written notice to the Lessee specifying the annual fee payable under section (a) for the immediately succeeding year of the term.

If the Lessor does not give notice under section 6 the annual fee shall be equal to the annual fee calculated or in force during the immediately preceding year of the term.

If the Lessee fails to deliver the required Statutory Declaration to the Lessor before the 60 day period referred to in the Special Proviso Schedule, the Lessor may:

- (a) enter upon the Land and do such things as are necessary to determine that information required by subsection 1 (g) of the Special Proviso Schedule; and
- (b) based on the information determined under subsection 8(a) above, set the annual fee, retroactive to the last anniversary date of the Commencement Date.

The annual fee specified in a notice shall constitute conclusive evidence of the annual fee payable for the year of the term specified therein.