

REGIONAL DISTRICT OF NANAIMO

**BOARD MEETING
TUESDAY, JULY 8, 2003
7:00 PM**

(RDN Board Chambers)

A G E N D A

PAGES

1. **CALL TO ORDER**
2. **DELEGATIONS**
3. **BOARD MINUTES**
12-21 Minutes of the Board meeting held on June 10, 2003.
4. **BUSINESS ARISING FROM THE MINUTES**
5. **COMMUNICATIONS/CORRESPONDENCE**
22-24 **Ted Armstrong, Cariboo Regional District, re Province Wide Strategy for Management of Invasive Plants.**
6. **UNFINISHED BUSINESS**
BYLAWS
Third Reading & Adoption.
25-28 **Bylaw No. 500.293 – Land Use & Subdivision Bylaw Amendment - Fern Road Consulting Ltd. on behalf of Paul Sarkozy – Wembley Road – Area G. (Electoral Area Directors except EA 'B' – One Vote)**
For Adoption.
Bylaw No. 869.03 – Morningstar Streetlighting LSA Requisition Limit Amendment. (All Directors – One Vote)
Bylaw No. 869.04 – Morningstar Streetlighting LSA Boundary Amendment. (All Directors – One Vote)
Bylaw No. 975.27 - Pump & Haul LSA Amendment: 1655 Whalebone Drive – Gallagher – Area B; 3371 Blueback Drive – Andrews – Area E; 3480 Tyee Crescent – Dance – Area E. (All Directors – One Vote)
Bylaw No. 1301 - Driftwood Water Supply Security Issuing Bylaw. (All Directors – Weighted Vote)

Bylaw No. 1354 – Englishman River Community Water Supply Service Area Establishment. (All Directors – One Vote)

7. STANDING COMMITTEE, SELECT COMMITTEE AND COMMISSION MINUTES AND RECOMMENDATIONS

7.1 ELECTORAL AREA PLANNING STANDING COMMITTEE

29-31 Minutes of the Electoral Area Planning Committee meeting held June 24, 2003.
(for information)

PLANNING

DEVELOPMENT PERMIT APPLICATIONS

DP Application No. 60325 – Brooks – 3352 Rockhampton –Area E. (Electoral Area Directors except EA 'B' – One Vote)

That Development Permit Application No. 60325, submitted by Fern Road Consulting, Agent, on behalf of Peter Brooks and Patricia Brooks, to permit the construction of a single dwelling unit and associated retaining walls within a Residential 1 (RS1) zone by varying the minimum permitted setbacks to the front lot line and interior side lot lines subject to the conditions outlined in Schedule No. 1 and the siting as illustrated in Schedule No. 2, for the property legally described as Lot 17, District Lot 30, Nanoose District, Plan VIP57407, be approved, subject to notification procedures pursuant to the Local Government Act.

DP Application No. 60326 – Pinneo – 3500 Berton Road – Area D. (Electoral Area Directors except EA 'B' – One Vote)

That Development Permit No. 60326 submitted by Ron and Mern Pinneo to legalize the siting of two accessory structures within the Environmentally Sensitive Areas Development Permit Area and to vary the western interior side lot line from 8.0 metres to 6.9 metres to accommodate the 71.5 m² accessory structure on the property legally described as Strata Lot A, Section 16, Range 3, Mountain District, Strata Plan VIS5167 Together with an Interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as Shown on Form V, be approved as recommended by staff, subject to the conditions outlined in Schedules No. 1, 2 and 3 and subject to the notification process pursuant to the Local Government Act.

DP Application No. 60327 – McKinnon – 2377 Higginson Road – Area E. (Electoral Area Directors except EA 'B' – One Vote)

That Development Permit Application No. 60327 to construct a shoreline protection device in the form of the retaining wall for the property legally described as Lot 8, District Lot 102, Nanoose District, Plan 21022 be approved, subject to the conditions outlined in Schedule Nos. 1, 2, 3 and 4 of the corresponding staff report and to the notification procedure subject to the Local Government Act with respect to the proposed variances to Bylaw No. 500, 1987.

DP Application No. 60330 – Marshall – 1117 Surfside Drive – Area G. (Electoral Area Directors except EA 'B' – One Vote)

That Development Permit Application No. 60330, submitted by Maureen Greta Marshall for the property legally described as Lot A of District Lots 9, 11 and 110, and part of the bed of the Strait of Georgia and of parts of the bed of the Little Qualicum River, Newcastle District, Plan 27752 to allow for the construction of an addition to the existing dwelling unit be approved subject to the conditions outlined in Schedule No. 1 and as shown on Schedules No. 2 and 3.

DP Application No. 60331 – Wiens – 1355 Marina Way – Area E. (Electoral Area Directors except EA 'B' – One Vote)

That Development Permit Application No. 60331 submitted by Stephen Wiens and Pamela Wiens, to legalize the siting of an existing detached deck within the leave strip of the Watercourse Development Permit Area and to allow the reconstruction and partial enclosure of the attached middle and lower decks to the existing dwelling unit within the minimum interior side setback area on the property legally described as Lot 26, Block A, District Lot 38, Nanoose Land District, Plan 10777 be approved, subject to the conditions outlined in Schedules 1, 2, 3 and 4 and the notification requirements pursuant to the Local Government Act.

DP Application No. 60332 – Yorke/Turner – 1435 Private Road – Area G. (Electoral Area Directors except EA 'B' – One Vote)

That Development Application No. 60332 to vary the maximum height requirements of the Residential 2 (RS2) zone from 8.0 metres to 8.3 metres, and to recognize the siting of a concrete retaining wall, patio, steps and hot tub located a minimum of 5.3 metres from the natural boundary of the sea, within an Environmentally Sensitive Area and Natural Hazard Development Permit Area on the property legally described as Lot 1, District Lot 80, Newcastle District, Plan 15785, be approved subject to the requirements outlined in Schedule Nos. 1, 2, 3 and 4 and subject to notification requirements pursuant to the Local Government Act.

DEVELOPMENT VARIANCE PERMIT APPLICATIONS

DVP Application No. 90313 – Alexander – 5093 Seaview Drive – Area H. (Electoral Area Directors except EA 'B' – One Vote)

Applications wishing to speak to Application No. 90313.

That Development Variance Permit Application No. 90313, submitted by Kathryn Alexander, to legalize the existing rip rap retaining wall within a Residential 2 (RS2) zone by varying the minimum permitted setback to an interior side lot line from 2.0 metres to 0.0 metres, and to a watercourse from 18.0 metres horizontal distance from a stream centerline to 0.0 metres, for the property legally described as Lot 4, District Lot 28, Newcastle District, Plan 22249, be approved subject to notification procedures pursuant to the Local Government Act and subject to the conditions outlined in Schedule No. 1.

7.2 COMMITTEE OF THE WHOLE STANDING COMMITTEE

32-41

Minutes of the regular Committee of the Whole meeting held June 24, 2003 and the Electoral Area Director Seminar held June 10, 2003. (for information)

COMMUNICATIONS/CORRESPONDENCE

Mary Smith, City of Nanaimo, re 2006 BC Seniors Games – Letter of Endorsement. (All Directors – One Vote)

That the correspondence from the City of Nanaimo with respect to the 2006 BC Seniors Games be received.

That the RDN prepare a letter of intent supporting a bid for the 2005 or 2006 BC Seniors Games and that the supporting letter for the bid may take the form of either a joint application or be submitted individually on behalf of the City of Nanaimo and District 69.

Alan Andison, Environmental Appeal Board, re RDN et al v. August 19, 2002 Issuance of a Sewage Permit for Lot 11, Plan 1964, Nanoose District (Church & Valley Road Subdivision). (All Directors – One Vote)

That the correspondence from the Environmental Appeal Board with respect to the decision of the Board (Church & Valley Road Subdivision), be received.

David Emerson, BC Ferry Authority, re Nominations for Directors of BC Ferry Authority. (All Directors – One Vote)

That the correspondence from the BC Ferry Authority with respect to nominations for Directors to the BC Ferry Authority, be received.

That staff be instructed to advertise for qualified individuals interested in an appointment to the BC Ferry Authority Board of Directors.

COMMUNITY SERVICES

RECREATION AND PARKS

Park Land Acquisition Reserve Fund Expenditure Bylaw No. 1355.

(All Directors – Weighted Vote)

That "Electoral Area 'G' Park Land Acquisition Reserve Fund Expenditure Bylaw No. 1355, 2003" be introduced and given three readings.

(All Directors – 2/3)

That "Electoral Area 'G' Park Land Acquisition Reserve Fund Expenditure Bylaw No. 1355, 2003", having received three readings, be adopted.

Official Regional Park Plan Designation Amendment Bylaw No. 921.02. (All Directors – One Vote)

That the "Official Regional Park Plan Designation Amendment Bylaw No. 921.02, 2003" be given three readings and forwarded to the Minister of Water, Air and Land Protection for approval.

Development Permit Applications for Electoral Area 'B' – Ministry of Transportation Access to Water Sites. (All Directors -- One Vote)

That the Regional District apply to the Ministry of Transportation for permits to develop two beach accesses in Electoral Area 'B' at Descanso Bay Road and The Strand and that staff be directed to request the Ministry of Transportation deal with encroachment issues at three other sites on Gabriola, identified on the Access to Water Sites map as Nos. 27, 38 and 52.

Development Permit Applications for Electoral Area 'H' – Ministry of Transportation Access to Water Sites. (All Directors – One Vote)

That the Regional District apply to the Ministry of Transportation for permits to develop three beach accesses in Electoral Area 'H' at Shoreline Drive, Buccaneer Beach Road and Crane Road.

CORPORATE SERVICES

ADMINISTRATION

Vancouver Island Health Authority – Memorandum of Understanding. (All Directors – Weighted Vote)

That the Memorandum of Understanding between the Vancouver Island Health Authority and the six regional hospital districts be approved.

FINANCE

2002 Financial Information. (All Directors – One Vote)

That the 2002 Financial Information Act report be received and approved.

Annual Report of Directors' and Committee Members' Remuneration & Expenses. (All Directors – One Vote)

That the 2002 report on remuneration and expenses for Board and committee members be received.

SPECIAL EVENT/SPECIAL OCCASION APPLICATIONS

Status Reports. (All Directors – One Vote)

That the Special Event/Special Occasion application status reports be received for information.

DEVELOPMENT SERVICES

BUILDING INSPECTION

Section 700 Filings. (All Directors – One Vote)

That a notice be filed against the titles of the properties listed, pursuant to Section 700 of the Local Government Act and that if the infractions are not rectified within ninety (90) days, legal action may be pursued:

- (a) Lot 3, Section 19, Range 2, Plan VIP67150, Cedar Land District, 1370 Kurtis Crescent, Electoral Area 'A', owned by R. and E. Andrew;*
- (b) Lot A, Plan 35426, Cranberry Land District, 2170 Bramley Road, Electoral Area 'A', owned by D. Randle;*
- (c) Lot 7, Block 11, Section 12, Range 2, Plan 716, Cranberry District, 2139 Bramley Road, Electoral Area 'A', owned by K. Vanderberg;*
- (d) Lot 3, Section 4, Gabriola Island, Plan 16716, Nanaimo Land District, 1802 Stalker Road, Electoral Area 'B', owned by J. Bishop;*
- (e) Lot 1, Sections 18 and 23, Plan VIP51655, Nanaimo Land District, 695 Horseshoe Way, owned by L. Stark and W. Jacques.*

ENVIRONMENTAL SERVICES

LIQUID WASTE

Ministry of Health Amendment to the Sewage Disposal Regulation. (All Directors – One Vote)

That the report on the Ministry of Health's draft Sewage Regulation be received and that staff be directed to send a letter to the Ministry of Health that states that any new standards created under the new regulation be done in a manner that provides maximum long-term protection of the region's drinking water resources and other sensitive environments and that regulations be in place for mandatory inspection of sewage systems on the sale of a house and mandatory sewage system inspection of all residences every three years.

That staff monitor the impacts of new legislation with respect to implications on the subdivision approval process and building inspection.

Pump and Haul LSA Amendment Bylaw No. 975.29. (All Directors – One Vote)

That "Regional District of Nanaimo Pump & Haul Local Service Area Amendment Bylaw No. 975.29, 2003" for the inclusion of 3037 Park Place, Nanoose Bay (Motta) be read three times and forwarded to the Inspector of Municipalities for approval.

UTILITIES

Outdoor Water Use Restrictions – Bylaws No. 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349 and 1350 – Ticket Information Utilization Bylaw No. 873.01.

(All Directors – One Vote)

That the motions be amended to replace the penalty commencement date of September 30, 2003 in all bylaws with a penalty commencement date of August 15, 2003.

(All Directors – 2/3)

1. *That "Regional District of Nanaimo San Pareil Water Use Restrictions Bylaw No. 1340, 2003" be introduced for first three readings.*
2. *That "Regional District of Nanaimo San Pareil Water Use Restrictions Bylaw No. 1340, 2003" having received three readings, be adopted.*
3. *That "Regional District of Nanaimo Driftwood Water Use Restrictions Bylaw No. 1341, 2003" be introduced for first three readings.*
4. *That "Regional District of Nanaimo Driftwood Water Use Restrictions Bylaw No. 1341, 2003" having received three readings, be adopted.*
5. *That "Regional District of Nanaimo Decourcey Water Use Restrictions Bylaw No. 1342, 2003" be introduced for first three readings.*
6. *That "Regional District of Nanaimo Decourcey Water Use Restrictions Bylaw No. 1342, 2003" having received three readings, be adopted.*
7. *That "Regional District of Nanaimo French Creek Water Use Restrictions Bylaw No. 1343, 2003" be introduced for first three readings.*
8. *That "Regional District of Nanaimo French Creek Water Use Restrictions Bylaw No. 1343, 2003" having received three readings, be adopted.*
9. *That "Regional District of Nanaimo Madrona Water Use Restrictions Bylaw No. 1344, 2003" be introduced for first three readings.*
10. *That "Regional District of Nanaimo Madrona Water Use Restrictions Bylaw No. 1344, 2003" having received three readings, be adopted.*
11. *That "Regional District of Nanaimo Nanoose Water Use Restrictions Bylaw No. 1345, 2003" be introduced for first three readings.*
12. *That "Regional District of Nanaimo Nanoose Water Use Restrictions Bylaw No. 1345, 2003" having received three readings, be adopted.*
13. *That "Regional District of Nanaimo Surfside Water Use Restrictions Bylaw No. 1346, 2003" be introduced for first three readings.*
14. *That "Regional District of Nanaimo Surfside Water Use Restrictions Bylaw No. 1346, 2003" having received three readings, be adopted.*

15. That "Regional District of Nanaimo Wall Beach Water Use Restrictions Bylaw No. 1347, 2003" be introduced for first three readings.
16. That "Regional District of Nanaimo Wall Beach Water Use Restrictions Bylaw No. 1347, 2003" having received three readings, be adopted.
17. That "Regional District of Nanaimo West Bay Water Use Restrictions Bylaw No. 1348, 2003" be introduced for first three readings.
18. That "Regional District of Nanaimo West Bay Water Use Restrictions Bylaw No. 1348, 2003" having received three readings, be adopted.
19. That "Regional District of Nanaimo Fairwinds Water Use Restrictions Bylaw No. 1349, 2003" be introduced for first three readings.
20. That "Regional District of Nanaimo Fairwinds Water Use Restrictions Bylaw No. 1349, 2003" having received three readings, be adopted.
21. That "Regional District of Nanaimo Arbutus Park Water Use Restrictions Bylaw No. 1350, 2003" be introduced for first three readings.
22. That "Regional District of Nanaimo Arbutus Park Water Use Restrictions Bylaw No. 1350, 2003" having received three readings, be adopted.
23. That "Regional District of Nanaimo Ticket Information Utilization Amendment Bylaw No. 873.01, 2003" be introduced for first three readings.
24. That "Regional District of Nanaimo Ticket Information Utilization Amendment Bylaw No. 873.01, 2003" having received three readings, be adopted.

Policy on Water Bill Reduction Due to Leaks in Service Lines. (All Directors – One Vote)

That an Adjustment for Water Leak Policy providing for one adjustment in billing every five years on the main service line from the meter to the residence or building, be approved.

French Creek Water LSA Advisory Committee – Terms of Reference. (All Directors – One Vote)

That the Board approve the Terms of Reference for the French Creek Water Local Service Area Advisory Committee.

That the Board direct staff to advertise for applications for membership on the committee for Board review and selection.

COMMISSION, ADVISORY & SELECT COMMITTEE

Restructure Committee – Remainder of Electoral Area 'D'.

(All Directors – One Vote)

That the minutes of the Restructure Committee for the Remainder of Electoral Area 'D' meetings held March 24, April 14 and May 5, 2003, be received for information.

That two public meetings be held, one in each Electoral Area, and that a newsletter be sent out to the residents of Electoral Areas C and D for the purpose of obtaining the residents' opinions on the option of either combining Electoral Areas C and D, or of retaining separate Electoral Areas, and that funds from the Public Consultation budget be used for this purpose.

That the Regional District of Nanaimo seek financial support from the Ministry of Community, Aboriginal and Women's Services for costs incurred during the public consultation process.

Electoral Area 'A' Parks & Green Spaces Advisory Committee. (All Directors – One Vote)

That the minutes of the Electoral Area 'A' Parks & Green Spaces Advisory Committee meeting held May 15, 2003 be received for information.

Electoral Area 'G' Parks & Open Space Advisory Committee. (All Directors – One Vote)

That the minutes of the Electoral Area 'G' Parks & Open Space Advisory Committee meeting held March 13, 2003, be received for information.

District 69 Recreation Commission.

(All Directors – One Vote)

That the minutes of the District 69 Recreation Commission meeting held June 12, 2003, be received for information.

(Parksville, Qualicum Beach, EA's 'E', 'F', 'G', 'H' – Weighted Vote)

That the fees and charges for Oceanside Place for September 2003 to August 2004, be approved in Appendix A.

(All Directors – Weighted Vote)

That the Regional District enter into a five-year Lease Agreement with the City of Parksville for the lands on which the District 69 Arena is located for a term from June 1, 2003 to May 31, 2008.

(All Directors – Weighted Vote)

That the Management Services Agreement with RG Facilities (Parksville) Ltd. for the provision of commercial events and trade shows at Oceanside Place, for a three-year term commencing on September 1, 2003 and ending on August 31, 2006, be approved.

Transit Business Plan Update Select Committee. (Nanaimo, Parksville, Qualicum Beach, EA's 'A', 'D', 'E', 'G', 'H' – Weighted Vote)

That the minutes of the Transit Business Plan Update Select Committee meeting held June 12, 2003 be received for information.

That the Transit Business Plan Update 2003-5 Final Report be approved as a guiding document for Transit service delivery, planning and budgeting.

That a letter be forwarded to School District 68 and School District 69 requesting that consideration be given to the integration of transportation services with Regional Transit where feasible.

That the Transit Business Plan Update Select Committee be requested to consider the placement of appropriate signage on transit buses to inform the public of the cost per ride on our transit system.

NEW BUSINESS

Vancouver Island Generation Project – P. Bibby. (All Directors – One Vote)

That staff be directed to invite the proponents of the Vancouver Island Generation Project, the NorskeCanada proposal and the Terasen proposal to the next available meeting of the Committee of the Whole or the RDN Board to present on the details of their proposals and on the larger issue of energy needs for Vancouver Island, and that the invitation also be extended to the BC Utilities Commission.

That staff be instructed to prepare a report which would provide a base level of information prior to presentation by the Vancouver Island Generation Project proponents which would address the following concerns:

- a) Do we need more energy?*
- b) If so, is this the project to provide it?*
- c) What is the environmental impact of the proposal?*
- d) Concerns with reliability of gas supply and pricing.*

Hogweed – J. Stanhope. (All Directors – One Vote)

That the Ministry of Agriculture be requested to add hogweed to their toxic vegetation list.

7.3 EXECUTIVE STANDING COMMITTEE

7.4 COMMISSIONS

7.5 SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEE REPORTS

42-45 Minutes of the Community Policing Select Committee held June 4 and June 16, 2003. (for information)

8. ADMINISTRATOR'S REPORT

46-47 District of Lantzville Agreements. (All Directors – Weighted Vote)

9. ADDENDUM

10. BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS

11. NEW BUSINESS

Presentation from City of Parksville – Randy Longmuir.

12. **BOARD INFORMATION** (Separate enclosure on blue paper)
13. **ADJOURNMENT**
14. **IN CAMERA**

That pursuant to section 242.2(1)(b) of the Local Government Act the Board proceed to an In Camera meeting to consider personal information about an individual being considered for a municipal honour.

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE REGULAR MEETING OF THE BOARD
OF THE REGIONAL DISTRICT OF NANAIMO HELD ON
TUESDAY, JUNE 10, 2003, AT 7:30 PM IN THE
RDN BOARD CHAMBERS

Present:

Director J. Stanhope	Chairperson
Director G. Lund	Electoral Area B
Director E. Hamilton	Electoral Area C
Director D. Haime	Electoral Area D
Director P. Bibby	Electoral Area E
Director L. Biggemann	Electoral Area F
Director D. Bartram	Electoral Area H
Director R. Longmuir	City of Parksville
Director T. Westbroek	Town of Qualicum Beach
Director G. Korpan	City of Nanaimo
Director R. Cantelon	City of Nanaimo
Director T. Krall	City of Nanaimo
Director L. Sherry	City of Nanaimo
Director L. McNabb	City of Nanaimo
Director B. Holdom	City of Nanaimo

Also in Attendance:

K. Daniels	Chief Administrative Officer
C. Mason	Gen. Mgr. of Corporate Services
C. McIver	Manager of Solid Waste
B. Lapham	Gen. Mgr. of Development Services
N. Connelly	Gen. Mgr. of Community Services
P. Shaw	Manager of Community Planning
M. Pearse	Manager of Administrative Services

The Chairperson acknowledged the election of Henrik Kreiberg on May 31, 2003 as the newly elected Director for Electoral Area 'A' and noted his absence due to a prior commitment.

BOARD MINUTES

MOVED Director Sherry, SECONDED Director Bibby, that the minutes of the regular Board meeting held on May 13, 2003 be adopted, as amended.

COMMUNICATIONS/CORRESPONDENCE

CARRIED

Bob DeClark, re DVP Application No. 90310 – Raines – 2424 Ainsley Place – Area E.

MOVED Director Krall, SECONDED Director Westbroek, that the correspondence received from Bob DeClark with respect to Development Variance Permit application No. 90310, be received.

CARRIED

UNFINISHED BUSINESS

BYLAWS

Bylaw No. 814.08 & 500.291 – Englishman River OCP Bylaw Amendment and Subdivision Bylaw Amendment – Michael Rosen & Associates, on Behalf of Englishman River Land Holdings Ltd. – Kay Road – Area G.

MOVED Director Bartram, SECONDED Director Hamilton, that “Regional District of Nanaimo Englishman River Official Community Plan Bylaw Amendment Bylaw No. 814.08, 2003” be adopted.

CARRIED

MOVED Director Hamilton, SECONDED Director Bartram, that “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.291, 2003” be adopted.

CARRIED

Bylaw No. 1333 – Park Land Exchange Bylaw – Fern Road Consulting Ltd. on Behalf of R. & L. Todsén & McTay Holdings Ltd. – off Hawthorne Rise and White Pine Way – Area G.

MOVED Director Westbrook, SECONDED Director Bibby, that “Regional District of Nanaimo Park Land Exchange Bylaw No. 1333, 2003” be adopted.

CARRIED

Englishman River Community Water Supply Service Area and Community Street Lighting Service Area Bylaws – Kaye Road – Area G.

MOVED Director Sherry, SECONDED Director Westbrook, that “Englishman River Community Water Supply Service Area Establishment Bylaw No. 1354, 2003” be introduced, read three times and forwarded to the Inspector of Municipalities for approval.

CARRIED

MOVED Director Sherry, SECONDED Director Krall, that “Englishman River Community Street Lighting Service Area Bylaw No. 1353, 2003” be introduced, read three times and forwarded to the Inspector of Municipalities for approval.

CARRIED

Public Hearing.

Report of the Public Hearing held April 29 and 30, 2003 with Respect to Regional Growth Strategy Bylaw No. 1309.

MOVED Director McNabb, SECONDED Director Sherry, that the Summary of Proceedings of the Public Hearing conducted for “Regional District of Nanaimo Regional Growth Strategy Bylaw No. 1309”, as the Report for the Public Hearing, be received.

CARRIED

Director Westbrook made a motion that the Bylaw be renamed to the “Regional District of Nanaimo Regional Growth Management Bylaw”.

The motion failed due to the lack of a seconder.

MOVED Director Sherry, SECONDED Director Hamilton, that the responses to the Regional District referral of “Regional District of Nanaimo Regional Growth Strategy Bylaw No. 1309” be received.

CARRIED

MOVED Director Sherry, SECONDED Director Westbrook, that “Regional District of Nanaimo Regional Growth Strategy Bylaw No. 1309” be granted 3rd reading.

CARRIED

MOVED Director Sherry, SECONDED Director Hamilton, that "Regional District of Nanaimo Regional Growth Strategy Bylaw No. 1309" be adopted.

ELECTORAL AREA PLANNING STANDING COMMITTEE CARRIED

MOVED Director Hamilton, SECONDED Director Bartram, that the minutes of the Electoral Area Planning Committee meeting held May 27, 2003 be received for information.

PLANNING CARRIED

AMENDMENT APPLICATIONS

Zoning Amendment Application No. ZA0305 – Sarkozy – Wembley Road – Area G – Land Use & Subdivision Amendment Bylaw No. 500.293.

MOVED Director Hamilton, SECONDED Director Haime, that the summary of the Public Information Meeting on Amendment Application No. 0305, submitted by Fern Road Consulting Ltd. on behalf of Paul Sarkozy be received.

CARRIED

MOVED Director Hamilton, SECONDED Director Bartram, that "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.293, 2003" be given 1st and 2nd reading.

CARRIED

MOVED Director Hamilton, SECONDED Director Haime, that Amendment Application No. 0305, submitted by Fern Road Consulting Ltd. on behalf of Paul Sarkozy, to rezone the subject property legally described as Lot B, District Lot 29, Nanoose District, Plan VIP74062, from Residential 1 (RS1) to Residential 2.1 (RS2.1) be advanced to a public hearing subject to the conditions outlined in Schedule No. 1 with the deletion of the DCC requirement.

CARRIED

MOVED Director Hamilton, SECONDED Director Bartram, that the Public Hearing on "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.293, 2003" be delegated to Director Stanhope or his alternate.

DEVELOPMENT PERMIT APPLICATIONS CARRIED

DP Application No. 60324 – Weldon/Kyler – 796 Miller Road – Area G.

MOVED Director Hamilton, SECONDED Director Haime, that Development Permit No. 60324, submitted by Ken Kyler, BCLS on behalf of Vivian Isabel Weldon to permit the construction of a dwelling unit within a Sensitive Lands Development Permit Area on the property legally described as Lot 28, District Lot 28, Nanoose District, Plan 26472 be approved, subject to the conditions outlined in Schedule No. 1 and 2, and subject to a geotechnical report.

DEVELOPMENT VARIANCE PERMIT APPLICATIONS CARRIED

DVP Application No. 90310 – Raines – 2424 Ainsley Place – Area E.

MOVED Director Hamilton, SECONDED Director Haime, that Development Variance Permit Application No. 90310, submitted by Fern Road Consulting Ltd. on behalf of Derek Raines and Janet Raines, to facilitate the development of a two storey dwelling unit and vary the maximum permitted dwelling unit height within the Residential 1 zone from 8.0 metres to 9.2 metres for the property legally described as Lot 40, District Lot 78, Nanoose Land District, Plan VIP68559, be approved.

CARRIED

DVP Application No. 90311 – Fern Road Consulting Ltd. on Behalf of R. & L. Todsen & McTay Holdings Ltd. – Off Hawthorne Rise & White Pine Way – Area G.

MOVED Director Hamilton, SECONDED Director Bartram, that Development Variance Permit Application No. 90311, submitted by Fern Road Consulting on behalf of Richard and Linda Todsen and McTay Holdings Ltd., to relax the minimum setback requirements for proposed Lots 2, 3, and 4 to 9.0 metres horizontal distance from the adjacent watercourse and for proposed Lots 7, 8, 9, and 10 to 6.0 metres horizontal distance from the adjacent watercourse/pond in order to facilitate future building site for these parcels in conjunction with the subdivision of The Remainder of Lot 1, District Lot 49, Nanoose, Plan 19351, be approved subject to Schedules No. 1 and 2 and the notification requirements pursuant to the Local Government Act.

CARRIED

DVP Application No. 90312 & Request for Relaxation of the Minimum 10% Frontage Requirement – K. & B. Sorenson on Behalf of Kristoff Enterprises – Hodge's & Lowry's Roads – Area G.

MOVED Director Hamilton, SECONDED Director Biggemann, that the request, submitted by K & B Sorensen, on behalf of Kristoff Enterprises to relax the Minimum 10% frontage requirement for the Proposed Remainder of Lot A as shown on the plan of subdivision of Lot A, District Lots 19 & 81, Nanoose District, Plan 13475 and to relax the minimum interior lot line setback requirement from 8.0 metres to 2.5 metres for the accessory building and from 30.0 metres to 23.0 metres for the agricultural building housing livestock, be approved, subject to Schedules No. 1 and the notification requirements pursuant to the Local Government Act.

OTHER

CARRIED

Aquaculture – Official Community Plan and Zoning Amendment Issues & Public Consultation Framework.

MOVED Director Hamilton, SECONDED Director Bartram, that the staff report on Aquaculture and potential amendments to Regional District of Nanaimo bylaws be received for information.

CARRIED

MOVED Director Hamilton, SECONDED Director Bartram, that staff be directed to proceed with the Public Consultation Strategy as outlined in Attachment No. 1, with the addition of Odyssey Shellfish Ltd. to the referral listing, and clarification in the Terms of Reference that potential conflicts might result from land use activities adjacent to aquaculture operations.

CARRIED

Terms of Reference & Public Consultation Strategy for a 'Finetuning' Exercise for the Electoral Area 'F' Zoning & Subdivision Bylaw No. 1285.

MOVED Director Hamilton, SECONDED Director Biggemann,

1. That the staff report on the Electoral Area 'F' Zoning Bylaw Finetuning Project be received.
2. That Electoral Area 'F' Zoning Bylaw Finetuning Project Terms of Reference and Consultation Strategy (Attachment No. 1) be endorsed by the Board.

CARRIED

COMMITTEE OF THE WHOLE STANDING COMMITTEE

MOVED Director Sherry, SECONDED Director Krall, that the minutes of the regular Committee of the Whole meetings held May 27, 2003 be received for information.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

George Abbott, Minister of Community, Aboriginal & Women's Services, re Board of Variance Appointments.

MOVED Director Korpan, SECONDED Director McNabb, that the correspondence re Board of Variance appointments from Minister George Abbott be received.

COMMUNITY SERVICES

CARRIED

Intergovernmental Advisory Committee – District of Lantzville Representation.

MOVED Director Hamilton, SECONDED Director Haime, that the Regional District of Nanaimo Board invite the District of Lantzville Council to appoint a representative to the Intergovernmental Advisory Committee to represent the District.

Descanso Bay Wharf Service Bylaw No. 1352.

CARRIED

MOVED Director Lund, SECONDED Director Holdom, that the report on the facility proposal for a new wharf function and for emergency medical evacuations for Gabriola Island be received.

CARRIED

MOVED Director Lund, SECONDED Director Holdom, that "Descanso Bay Wharf Service Bylaw No. 1352, 2003", be given 1st, 2nd and 3rd readings and proceed to counter petition pursuant to section 801.3 of the Local Government Act.

CARRIED

MOVED Director Lund, SECONDED Director Haime, that the Counter Petition deadline of July 25, 2003 be established for "Descanso Bay Wharf Service Bylaw No. 1352, 2003".

RECREATION AND PARKS

CARRIED

Terms of Reference for the Descanso Bay Regional Park and Nanaimo River Regional Park Management Plans.

MOVED Director McNabb, SECONDED Director Krall, that the Terms of Reference for the Descanso Bay Regional Park and Nanaimo River Regional Park Management Plans be approved.

TRANSIT

CARRIED

Pets on Board Program – Conventional Transit.

MOVED Director Westbrook, SECONDED Director Sherry,:

1. That the Master Joint Operating Agreement with BC Transit be amended to allow for Pets-On-Board Program.
2. That once the agreement is amended the proposed Pets-on-Board Program run for a trial period of six months.

A recorded vote was requested.

The motion CARRIED with Directors Stanhope, Cantelon, Bibby, Krall, Holdom, Haime, Westbrook, Sherry and Hamilton voting in the affirmative and Directors Korpan, McNabb, Longmuir and Bartram voting in the negative.

CORPORATE SERVICES

ADMINISTRATION

Application for a Temporary Change to a Liquor Licence – Cassidy Inn – Area A.

MOVED Director McNabb, SECONDED Director Hamilton, that the Board has no objection to the Cassidy Inn's request for a temporary change to their Liquor Licence to provide for an extended patio area for their Show 'n Shine event scheduled for June 22, 2003.

FINANCE

CARRIED

Nanoose Bay Bulk Water Supply Security Issuing Bylaw No. 1239.

MOVED Director Westbroek, SECONDED Director Biggemann, that "Regional District of Nanaimo (Nanoose Bay Bulk Water Supply) Security Issuing Bylaw No. 1239, 2001" be forwarded to the Municipal Finance Authority to complete the borrowing for the Northwest Bay Road transmission line.

FIRE DEPARTMENTS

CARRIED

Firefighting Vehicle Upgrades for the Nanoose Bay Fire Protection Society.

MOVED Director Bibby, SECONDED Director Krall, that the Regional District of Nanaimo advise the Nanoose Bay Fire Protection Society that the adjustments to its budget for the purposes of upgrades to trucks #12 and #13 are approved.

CARRIED

MOVED Director Bibby, SECONDED Director Krall, that "Regional District of Nanaimo Financial Plan (2003 to 2008) Amendment Bylaw 1337.01, 2003" be introduced for first three readings.

CARRIED

MOVED Director Bibby, SECONDED Director Krall, that "Regional District of Nanaimo Financial Plan (2003 to 2008) Amendment Bylaw 1337.01, 2003" having received three readings be adopted.

CARRIED

MOVED Director Bibby, SECONDED Director Krall, that "Nanoose Fire Protection Function Reserve Fund Expenditure Bylaw No. 1351, 2003" be introduced for first three readings.

CARRIED

MOVED Director Bibby, SECONDED Director Krall, that "Nanoose Fire Protection Function Reserve Fund Expenditure Bylaw No. 1351, 2003" having received three readings be adopted.

CARRIED

DEVELOPMENT SERVICES

Nanaimo Airport Master Plan – Implications for Regional District of Nanaimo – Area A.

MOVED Director Hamilton, SECONDED Director Sherry, that the staff report on 'Nanaimo Airport Master Plan – Implications for the Regional District of Nanaimo' be received for information.

CARRIED

MOVED Director Hamilton, SECONDED Director Sherry, that the Chair of the Board select a Committee to work with Nanaimo Airport Commission to consider issues related to future land use at the Nanaimo Airport and direct staff to prepare amendments to the OCP policy and zoning for the airport lands that will harmonize proposed airport land use and development with the Electoral Area 'A' Official Community Plan and Regional Growth Management policies.

CARRIED

BUILDING INSPECTION

Section 700 Filings.

MOVED Director Hamilton, SECONDED Director Bibby, that the notice of filing against the title of Lot 1, Section 1, Range 6, Plan VIP68894, Cedar Land District, 3460 Whiting Way, Electoral Area 'A', owned by Pieter Van Westen, be deferred for thirty (30) days.

ENVIRONMENTAL SERVICES

CARRIED

LIQUID WASTE

Licence Agreement with City of Nanaimo for a Portion of Regional District of Nanaimo Land at Chase River Pumping Station for Trail Network.

MOVED Director Sherry, SECONDED Director Krall, that the Licence Agreement that permits the City of Nanaimo to use the Regional District of Nanaimo lands at 1174 Island Highway South for extension of the Chase River Park trail network be approved and executed.

Pump and Haul LSA Amendment Bylaw No. 975.28.

CARRIED

MOVED Director Sherry, SECONDED Director Krall, that "Regional District of Nanaimo Pump & Haul Local Service Area Amendment Bylaw No. 975.28, 2003" be read three times and forwarded to the Inspector of Municipalities for approval.

UTILITIES

CARRIED

Rural Streetlighting LSA Boundary Amendment Bylaw No. 791.07.

MOVED Director Sherry, SECONDED Director Westbrook, that 'Rural Streetlighting Local Service Area Boundary Amendment Bylaw No. 791.07, 2003' be introduced, read three times and forwarded to the Inspector of Municipalities for approval.

CARRIED

Electoral Area 'A' (MacMillan Road School Site) Sewer LSA Rates & Regulations Amendment Bylaw No. 1237.02.

MOVED Director Sherry, SECONDED Director Bibby, that "Electoral Area 'A' (MacMillan Road School Site) Sewer Local Service Area Rates and Regulations Amendment Bylaw No. 1237.02, 2003" be introduced for three readings.

CARRIED

MOVED Director Sherry, SECONDED Director McNabb, that "Electoral Area 'A' (MacMillan Road School Site) Sewer Local Service Area Rates and Regulations Amendment Bylaw No. 1237.02, 2003" having received three readings, be adopted.

Morningstar Streetlighting LSA Boundary Amendment Bylaw No. 869.04.

CARRIED

MOVED Director Krall, SECONDED Director Westbrook, that 'Morningstar Streetlighting Local Service Area Boundary Amendment Bylaw No. 869.04, 2003' be introduced, read three times and forwarded to the Inspector of Municipalities for approval.

CARRIED

COMMISSION, ADVISORY AND SELECT COMMITTEES**Electoral Area 'A' Parks & Open Space Advisory Committee.**

MOVED Director Hamilton, SECONDED Director Sherry, that the minutes of the Electoral Area 'A' Parks & Open Space Advisory Committee meeting held April 17, 2003, be received for information.

CARRIED

Grants in Aid Committee.

MOVED Director Hamilton, SECONDED Director Haime, that the minutes of the Grants-in-Aid Committee meeting held May 15, 2003 be received for information.

CARRIED

MOVED Director Krall, SECONDED Director Haime, that the following grants be awarded in District 68:

Cedar School & Community Enhancement Society	\$	260
1 st Lantzville Scouts		2,250
Nanaimo Search & Rescue Society		1,300

MOVED Director Westbrook, SECONDED Director Bartram, that the following grants be awarded in District 69:

District 69 Historical Society	\$	2,500
Forward House Community Society		1,000
Oceanside Community Policing Offices		900
Parksville Special Olympics		200
Vancouver Island Palaeontology Museum Society		1,100

CARRIED

Lantzville Parks & Open Space Advisory Committee.

MOVED Director Haime, SECONDED Director Holdom, that the minutes of the Lantzville Parks & Open Space Advisory Committee meetings held March 3 and April 7, 2003, be received for information.

CARRIED

Nanoose Bay Parks & Open Space Advisory Committee.

MOVED Director Bibby, SECONDED Director Biggemann, that the minutes of the Nanoose Bay Parks & Open Space Advisory Committee meeting held May 8, 2003, be received for information.

CARRIED

MOVED Director Bibby, SECONDED Director Biggemann, that the Guidelines for Regional District Role in Ministry of Transportation Water Accesses in Area 'E' be accepted.

CARRIED

Regional Waste Advisory Committee.

MOVED Director Sherry, SECONDED Director Haime, that the minutes from the Regional Waste Advisory Committee meetings (previously named Regional Environmental Advisory Committee) held April 24 and May 15, 2003 be received for information.

CARRIED

Transit Business Plan Update Select Committee.

MOVED Director Krall, SECONDED Director Cantelon, that the minutes of the Transit Business Plan Update Select Committee meeting held May 15, 2003, be received for information.

CARRIED

Haslam Creek Suspension Bridge.

MOVED Director Krall, SECONDED Director Hamilton, that the Board congratulate Regional District Staff, all volunteers, sponsors and the forest companies on the successful completion of the Haslam Creek Suspension Bridge.

CARRIED

SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEE REPORTS

Vancouver Island Generation Project Committee – Verbal Update – Gail Lund.

Director Lund reported on recent meetings she had attended with respect to BC Hydro's proposal to build a gas fired generation plant at Duke Point and spoke to other energy proposals for Vancouver Island.

ADMINISTRATOR'S REPORT

Landfill Gas Collection System Expansion – Tender Award.

MOVED Director Sherry, SECONDED Director McNabb, that the Regional District of Nanaimo award the construction of a landfill gas collection and flare system at the Regional Landfill to Chew Construction Ltd. for the tendered amount of \$764,377.65.

CARRIED

Results of the Electoral Area 'A' By-Election.

MOVED Director McNabb, SECONDED Director Krall, that the official results of the Electoral Area 'A' By-Election be received for information.

CARRIED

Board Procedure Amendment Bylaw No. 1268.03.

MOVED Director Korpan, SECONDED Director McNabb, that the commencement time for Board meetings and Committee of the Whole meetings be changed to 7:00 pm, and Electoral Area Planning Committee meetings be changed to 6:30 pm.

CARRIED

MOVED Director Hamilton, SECONDED Director Korpan, that the Board Procedure Bylaw be amended to delegate authority to the Chairperson to appoint an Alternate Chair when both the Chairperson and Deputy Chairperson will be absent from a meeting.

CARRIED

MOVED Director Hamilton, SECONDED Director Sherry, that the Chairperson be delegated with the authority to make appointments to Select Committees.

CARRIED

MOVED Director McNabb, SECONDED Director Krall, that "Board Procedure Amendment Bylaw No. 1268.03, 2003", as amended, be introduced and read three times.

CARRIED

MOVED Director Westbroek, SECONDED Director McNabb, that "Board Procedure Amendment Bylaw No. 1268.02, 2003" be adopted.

CARRIED

NEW BUSINESS

Community Charter.

The Chairperson reported on a two day session that he attended with the Chief Administrative Officer with respect to the Community Charter.

VI Health Authority Project Building Committee.

Director Holdom advised the Board that the Nanaimo District Hospital Foundation is granting funds towards the construction of the new maternity project at NRGH on the condition that the Vancouver Island Health Authority commit to supply operating funds for the wing. The Foundation is also requesting to meet with the Nanaimo Regional Hospital District Board to discuss hospital capital financing.

MOVED Director Holdom, SECONDED Director Korpan, that the Board be receptive to meeting with the Nanaimo District Hospital Foundation.

CARRIED

MOVED Director Westbrook, SECONDED Director Korpan, that staff examine the option of taxing in advance of required borrowing to reduce the overall cost of the project.

CARRIED

RCMP Operational Communications Centre (9-1-1- Centre).

MOVED Director Korpan, SECONDED Director Krall, that if the RCMP consolidate the three Operational Communications Centres (OCCs) on Vancouver Island that the Regional District of Nanaimo strongly supports the OCCs move to within the Regional District of Nanaimo area.

IN CAMERA

CARRIED

MOVED Director Sherry, SECONDED Director McNabb, that pursuant to Section 242 2(1)(h) of the *Local Government Act* the Board proceed to an In Camera meeting to consider legal matters.

ADJOURNMENT

CARRIED

MOVED Director Sherry, SECONDED Director McNabb, that this meeting be adjourned to allow for an In Camera meeting.

TIME: 8:45 PM

CARRIED

The meeting reconvened at 9:45 PM

Regional Parks Contribution to the Acquisition of Block 602 – Area G.

MOVED Director Cantelon, SECONDED Director Westbrook, that the purchase of Block 602 in partnership with the Nature Trust with a payment of \$300,000 over 3 years from the Regional Parks Acquisition Program and \$50,000 from the Electoral Area 'G' Community Parks Acquisition Reserve Fund, be approved.

ADJOURNMENT

CARRIED

MOVED Director Sherry, SECONDED Director McNabb, that this meeting terminate.

CARRIED

250 392281
Bed. Comm. ✓



C · A · R · I · B · O · O

REGIONAL DISTRICT

OFFICE OF THE CHAIRMAN

Suite D, 180 N. Third Ave., Williams Lake, B.C. V2G 2A4 • Phone (250) 392-3351 or 1-800-665-1636 • Fax (250) 392-2812
Please visit our web site at www.cariboord.bc.ca

YOUR REFERENCE:

OUR REFERENCE 8330-01.

June 25, 2003

To: Chairs and Directors
All Regional District Boards

Dear Chairs and Board Members:

Re: Province Wide Strategy for Management of Invasive Plants

The Cariboo Regional District recently received the attached letter from the Fraser Basin Council regarding the establishment of a Provincial Weeds Strategy. For many years the Cariboo Regional District has actively supported a noxious weed control program for the betterment of the agricultural industry and wildlife species. We know only too well however, that it will take a comprehensive provincial strategy to adequately control noxious weeds, as they know no boundaries. As such, a collective effort is required by all regional districts and provincial agencies to combat this problem.

To that end, the Cariboo Regional District Board has unanimously resolved to financially support the development of a provincial noxious and invasive alien plants strategy by providing the Fraser Basin Council with a contribution of \$1,500.00. I would like to challenge and encourage your regional district to match the Cariboo Regional District's contribution to resolve a problem that affects us all.

Yours truly,

Ted Armstrong
Chairman

attachment

cc. Walt Cobb, MLA (Cariboo South)
Dr. John Wilson, MLA (Cariboo North)

- MUNICIPALITIES -
- QUESNEL • WELLS • WILLIAMS LAKE • 100 MILE HOUSE
- ELECTORAL AREAS -
- A - Red Bluff-Quesnel South • B - Quesnel West-Bouchie Lake • C - Barkerville-Barkerville • D - Commodore Helghe-McLaese Lake
- E - South Lakeside-Dog Creek • F - 150 Mile House-Horsefly-Likely • G - Lac La Hache-108 Mile • H - Carlin Lake-Forest Grove
- I - Narcos-Nazko • J - West Chilcotin • K - East Chilcotin • L - Lone Butte-Interlake

PAGE 22



Fraser Basin Council

1st Floor, 470 Granville Street Vancouver, BC V6C 1V5
 tel: (604) 488-5350 fax: (604) 488-5351
 www.fraserbasin.bc.ca email: info@fraserbasin.bc.ca

Gordon
 Cariboo Regional District
 File No. **8330-01**
 JUN 20 2003
 Referred to **HGR/SGES**

June 10, 2003

Mr. Gordon Gillette
 Chief Administrative Officer
 Cariboo Regional District
 180 North 3rd Avenue Suite D
 Williams Lake, BC V2G 2A4

Dear Chief Administrative Officer,

Invasive or non-native plant species – also known as noxious weeds – are taking over large tracts of land throughout British Columbia! Without natural enemies to control their populations, these plants have a competitive advantage over native plants making them very difficult to control.

Invasive plants are a growing concern because of their widespread impacts on ecosystems. This, in turn, affects the natural resource-based economy of local communities and businesses.

Invasive plants adversely affect crop yields, reduce range productivity because many weeds are non-palatable or injurious to domestic livestock, reduce wildlife forage and recreational values, and impact conifer regeneration efforts. Annual economic losses from invasive plants in BC are in the tens of millions of dollars.

As a follow up to the *Weeds Know No Boundaries* symposium that the Fraser Basin Council co-hosted in Williams Lake in June 2002, work is now underway to develop a province-wide strategy for the management of invasive plants. The main purpose of the strategy is to help ensure that relevant organizations are working collaboratively to minimize the impact of invasive plants on local economies and community viability.

Development of the strategy has progressed through two multi-stakeholder workshops, one in Richmond and one just recently in Kamloops. Representation at these workshops has included public and private sector interests from throughout the province. The goal is to finalize the strategy by this Fall to ensure that federal, provincial and local government budgeting processes for 2004 can accommodate and support a collaborative approach that addresses this very significant problem before it causes even greater environmental and economic impacts!

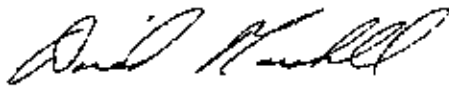
In order to complete the preparation of the strategy and to obtain substantial “buy-in” for its contents and implementation plan, the Fraser Basin Council, on behalf of all those interests involved in the drafting of the strategy, is exploring all possible avenues for financial assistance. Such assistance would complement existing core support for the Council provided by its funding partners.

PAGE
23

Recognizing that the invasive plant issue is common to most, if not all, regional districts in BC we are asking each regional district to contribute \$1500.00 to this initiative. Although it is understood that some regional districts do not actively participate in the control of invasive plants, most people would agree that these plants have a direct impact on us all. A province-wide strategy will be the first united effort to tackle this problem head on throughout British Columbia before it is too late to do so! A contribution of this modest amount from each regional district will provide significant funding to proceed with the development of the strategy.

I will contact you within the next two weeks to further discuss this funding request with you. In the interim, please do not hesitate to contact me at 604-889-7455 if you have any questions or require additional information on this initiative.

Sincerely yours,



David Marshall
Executive Director
Fraser Basin Council



REGIONAL DISTRICT OF NANAIMO		
JUL - 2 2003		
CHAIR		GMCrS
CAO		GMDS
COMS		GMES
BOARD		
		DATE:

MEMORANDUM

TO: Pamela Shaw
 Manager of Community Planning

DATE: June 27, 2003

FROM: Deborah Jensen
 Planner

FILE: 3360 30 0305

SUBJECT: Bylaw No. 500.293 - Sarkozy
 Electoral Area 'G'

PURPOSE

To consider the minutes of the Public Hearing held Thursday, June 26, 2003 with respect to Bylaw No. 500. 293, and further, to consider Bylaw No. 500.293 for 3rd reading.

BACKGROUND

Bylaw No. 500.293 was considered by the Board and given 1st and 2nd reading on Tuesday, June 10, 2003.

Bylaw No. 500.293 is a result of an amendment application submitted by Fern Road Consulting Ltd., Agent on behalf of Paul Sarkozy to rezone the above noted property from Residential 1 (RS1) to Residential 2.1 (RS2.1). The purpose of this amendment application is to facilitate the development of a residential duplex on the subject property, with a site area of 700 m² per dwelling unit.

The Public Hearing concerning the proposed amendment was held Thursday, June 26, 2003. A summary of the proceedings is attached for the Board's consideration (see Attachment No. 1).

ALTERNATIVES

- To grant 3rd reading to Bylaw No. 500.293 and, upon completion of the conditions outlined in Schedule No. 1, to consider Bylaw No. 500.293 for adoption.
- To deny Bylaw 500.293.

INTERGOVERNMENTAL IMPLICATIONS

As required by Section 54(2) of the Highway Act, the proposed rezoning must be forwarded to the Ministry of Transportation prior to the Bylaw being considered by the Board for adoption. This section of the Act states that a zoning bylaw under the Local Government Act does not apply to land or improvements within a radius of 800 m of the intersection of a controlled access highway with any other highway, unless it has been approved in writing by the minister before its adoption. Therefore, should

the Board grant the Bylaw 3rd reading, the Bylaw must be considered by the Ministry prior to consideration of 4th reading and adoption.

PUBLIC CONSULTATION IMPLICATIONS

No written submissions were received at the Public Hearing. One member of the public attended the public hearing.

VOTING

Electoral Area Directors except Electoral Area 'B' - one vote.

SUMMARY/CONCLUSIONS

"Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.293, 2003" was given 1st and 2nd reading on June 10, 2003. A Public Hearing with respect to this Bylaw was conducted on Thursday, June 27, 2003.

The following recommendations are provided for consideration by the Board.

RECOMMENDATION

1. That the Minutes of the Public Hearing held Thursday, June 26, 2003 as a result of public notification of "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw 500.293, 2003", be received.
2. That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.293, 2003", be given 3rd reading.
3. That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.293, 2003" be forwarded to the Ministry of Transportation and Highways for consideration pursuant to Section 54(2) of the *Highway Act*.

Report Writer

Manager Concurrence

A/ General Manager Concurrence

CAO Concurrence

COMMENTS:
devsvs/reports/2000/

**Attachment No. 1
Minutes of Public Hearing
Zoning Amendment Application No. 0305**

REGIONAL DISTRICT OF NANAIMO

**REPORT OF THE PUBLIC HEARING HELD
THURSDAY, JUNE 26, 2003 AT 7:30 PM AT
ST. COLUMBA PRESBYTERIAN CHURCH
921 WEMBLEY ROAD TO CONSIDER "REGIONAL DISTRICT OF NANAIMO
LAND USE AND SUBDIVISION BYLAW AMENDMENT BYLAW NO. 500.293, 2003"
SUMMARY OF THE MINUTES**

Joe Stanhope Director, Electoral Area 'G'
Deborah Jensen Planner
Helen Sims Agent

There was one person in attendance.

The Director called the Hearing to order at 7:30 pm, introduced those present at the head table, and outlined the procedures to be followed during the Hearing.

The Planner provided a summary of the Bylaw.

The Director called for formal submissions with respect to Bylaw No. 500.293.

The Chairperson called for further submissions.

The Chairperson called for further submissions a second time.

The Chairperson called for further submissions a third time.

There being no further submissions, the Director adjourned the Hearing at 7:35 pm.

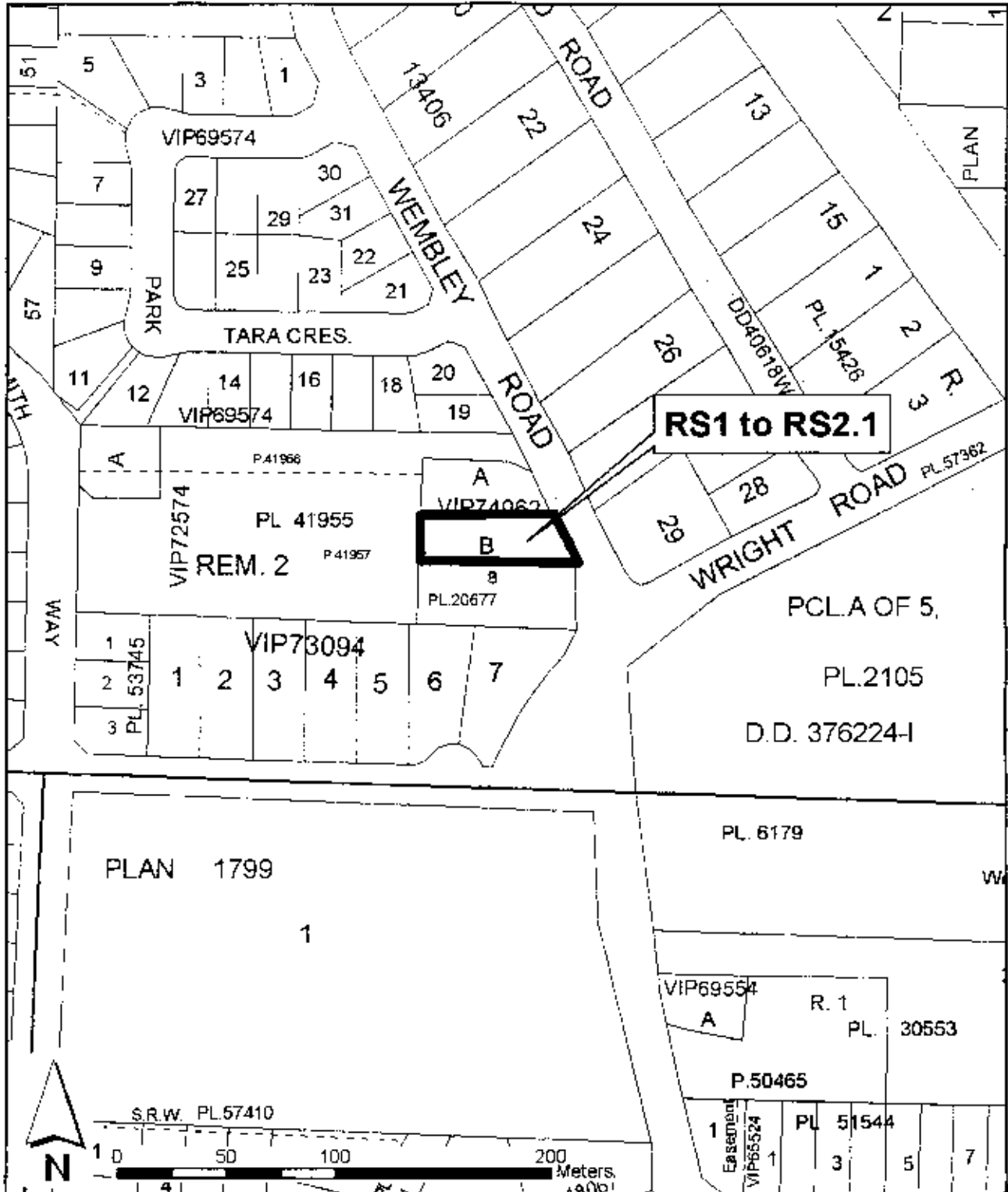
Certified true and correct this 26th day of June 2003.

Deborah Jensen

Deborah Jensen
Recording Secretary

Director Joe Stanhope
Electoral Area 'G'

Attachment No. 1
Subject Property Map



REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE ELECTORAL AREA PLANNING COMMITTEE
MEETING HELD ON TUESDAY, JUNE 24, 2003, AT 6:30 PM
IN THE RDN BOARD CHAMBERS

Present:

Director E. Hamilton	Chairperson
Director H. Kreiberg	Electoral Area A
Director D. Haime	Electoral Area D
Director P. Bibby	Electoral Area E
Director L. Biggemann	Electoral Area F
Director Joe Stanhope	Electoral Area G
Director D. Bartram	Electoral Area H

Also in Attendance:

P. Shaw	Manager of Community Planning
N. Tonn	Recording Secretary

DELEGATIONS

Ron Pinneo, re DP No. 60326 – Pinneo – 3500 Berton Road – Area D.

Mr. Pinneo provided additional information with respect to his application.

MINUTES

MOVED Director Kreiberg, SECONDED Director Biggemann, that the minutes of the Electoral Area Planning Committee meeting held May 27, 2003 be adopted.

CARRIED

PLANNING

DEVELOPMENT PERMIT APPLICATIONS

DP Application No. 60325 – Brooks – 3352 Rockhampton – Area E.

MOVED Director Bibby, SECONDED Director Stanhope, that Development Permit Application No. 60325, submitted by Fern Road Consulting, Agent, on behalf of Peter Brooks and Patricia Brooks, to permit the construction of a single dwelling unit and associated retaining walls within a Residential 1 (RS1) zone by varying the minimum permitted setbacks to the front lot line and interior side lot lines subject to the conditions outlined in Schedule No. 1 and the siting as illustrated in Schedule No. 2, for the property legally described as Lot 17, District Lot 30, Nanoose District, Plan VIP57407, be approved, subject to notification procedures pursuant to the *Local Government Act*.

CARRIED

DP Application No. 60326 – Pinneo – 3500 Berton Road – Area D.

MOVED Director Haime, SECONDED Director Biggemann, that Development Permit No. 60326 submitted by Ron and Mern Pinneo to legalize the siting of two accessory structures within the Environmentally Sensitive Areas Development Permit Area and to vary the western interior side lot line from 8.0 metres to 6.9 metres to accommodate the 71.5 m² accessory structure on the property legally described as Strata Lot A, Section 16, Range 3, Mountain District, Strata Plan VIS5167 Together with an Interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as Shown on Form V, be approved as recommended by staff, subject to the conditions outlined in Schedules No. 1, 2 and 3 and subject to the notification process pursuant to the *Local Government Act*.

CARRIED

DP Application No. 60327 – McKinnon – 2377 Higginson Road – Area E.

MOVED Director Bibby, SECONDED Director Haime, that Development Permit Application No. 60327 to construct a shoreline protection device in the form of the retaining wall for the property legally described as Lot 8, District Lot 102, Nanoose District, Plan 21022 be approved, subject to the conditions outlined in Schedule Nos. 1, 2, 3 and 4 of the corresponding staff report and to the notification procedure subject to the *Local Government Act* with respect to the proposed variances to Bylaw No. 500, 1987.

CARRIED

DP Application No. 60330 – Marshall – 1117 Surfside Drive – Area G.

MOVED Director Stanhope, SECONDED Director Bartram, that Development Permit Application No. 60330, submitted by Maureen Greta Marshall for the property legally described as Lot A of District Lots 9, 11 and 110, and part of the bed of the Strait of Georgia and of parts of the bed of the Little Qualicum River, Newcastle District, Plan 27752 to allow for the construction of an addition to the existing dwelling unit be approved subject to the conditions outlined in Schedule No. 1 and as shown on Schedules No. 2 and 3.

CARRIED

DP Application No. 60331 – Wiens – 1355 Marina Way – Area E.

MOVED Director Bibby, SECONDED Director Biggemann, that Development Permit Application No. 60331 submitted by Stephen Wiens and Pamela Wiens, to legalize the siting of an existing detached deck within the leave strip of the Watercourse Development Permit Area and to allow the reconstruction and partial enclosure of the attached middle and lower decks to the existing dwelling unit within the minimum interior side setback area on the property legally described as Lot 26, Block A, District Lot 38, Nanoose Land District, Plan 10777 be approved, subject to the conditions outlined in Schedules 1, 2, 3 and 4 and the notification requirements pursuant to the *Local Government Act*.

CARRIED

DP Application No. 60332 – Yorke/Turner – 1435 Private Road – Area G.

MOVED Director Stanhope, SECONDED Director Bartram, that Development Application No. 60332 to vary the maximum height requirements of the Residential 2 (RS2) zone from 8.0 metres to 8.3 metres, and to recognize the siting of a concrete retaining wall, patio, steps and hot tub located a minimum of 5.3 metres from the natural boundary of the sea, within an Environmentally Sensitive Area and Natural Hazard Development Permit Area on the property legally described as Lot 1, District Lot 80, Newcastle District, Plan 15785, be approved subject to the requirements outlined in Schedule Nos. 1, 2, 3 and 4 and subject to notification requirements pursuant to the *Local Government Act*.

CARRIED

DEVELOPMENT VARIANCE PERMIT APPLICATIONS

DVP Application No. 90313 – Alexander – 5093 Seaview Drive – Area H.

MOVED Director Bartram, SECONDED Director Haime, that Development Variance Permit Application No. 90313, submitted by Kathryn Alexander, to legalize the existing rip rap retaining wall within a Residential 2 (RS2) zone by varying the minimum permitted setback to an interior side lot line from 2.0 metres to 0.0 metres, and to a watercourse from 18.0 metres horizontal distance from a stream centerline to 0.0 metres, for the property legally described as Lot 4, District Lot 28, Newcastle District, Plan 22249, be approved subject to notification procedures pursuant to the *Local Government Act* and subject to the conditions outlined in Schedule No. 1.

CARRIED

ADJOURNMENT

MOVED Director Stanhope, SECONDED Director Bartram, that this meeting terminate.

CARRIED

TIME: 6:40 PM

CHAIRPERSON

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE COMMITTEE OF THE WHOLE
MEETING HELD ON TUESDAY, JUNE 24, 2003, AT 7:00 PM
IN THE RDN BOARD CHAMBERS

Present:

Director J. Stanhope	Chairperson
Director H. Kreiberg	Electoral Area A
Director G. Lund	Electoral Area B
Director E. Hamilton	Electoral Area C
Director D. Haime	Electoral Area D
Director P. Bibby	Electoral Area E
Director L. Biggemann	Electoral Area F
Director D. Bartram	Electoral Area H
Director R. Longmuir	City of Parksville
Director T. Westbrook	Town of Qualicum Beach
Director L. Sherry	City of Nanaimo
Director R. Cantelon	City of Nanaimo
Director L. McNabb	City of Nanaimo
Director G. Korpan	City of Nanaimo
Director T. Krall	City of Nanaimo
Director B. Holdom	City of Nanaimo

Also in Attendance:

K. Daniels	Chief Administrative Officer
C. Mason	General Manager of Corporate Services
J. Finnie	General Manager of Environmental Services
N. Connelly	General Manager of Community Services
P. Shaw	Manager of Community Planning
S. Schopp	Manager of Inspection & Enforcement
N. Tonn	Recording Secretary

LATE DELEGATIONS

MOVED Director Westbrook, SECONDED Director Hamilton, that the late delegations be permitted to address the Committee.

CARRIED

Peter Kucey, PGOSA, re Rates for Senior's Ice Rentals.

Mr. Kucey provided an overview of the opportunities provided to seniors through PGOSA to participate in numerous sporting and social activities and requested that the Board adopt a policy which would offer consistent senior group and individual rates for any recreational activities for which rates may be set.

Bob Sanders, Parksville Panters, re Rates for Senior's Ice Rentals.

Mr. Sanders provided financial information pertaining to existing and proposed senior rates and requested that the Board consider an increase to seniors' rates of only 3.5%.

MINUTES

MOVED Director Sherry, SECONDED Director Krall, that the minutes of the regular Committee of the Whole meeting held May 27, 2003, be adopted.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

Mary Smith, City of Nanaimo, re 2006 BC Seniors Games – Letter of Endorsement.

MOVED Director Bartram, SECONDED Director Bibby, that the correspondence from the City of Nanaimo with respect to the 2006 BC Seniors Games be received.

CARRIED

MOVED Director Longmuir, SECONDED Director Krall, that the RDN prepare a letter of intent supporting a bid for the 2005 or 2006 BC Seniors Games and that the supporting letter for the bid may take the form of either a joint application or be submitted individually on behalf of the City of Nanaimo and District 69.

CARRIED

Alan Andison, Environmental Appeal Board, re RDN et al v. August 19, 2002 Issuance of a Sewage Permit for Lot 11, Plan 1964, Nanoose District (Church & Valley Road Subdivision).

MOVED Director Sherry, SECONDED Director Krall, that the correspondence from the Environmental Appeal Board with respect to the decision of the Board (Church & Valley Road Subdivision), be received.

CARRIED

David Emerson, BC Ferry Authority, re Nominations for Directors of BC Ferry Authority.

MOVED Director Bartram, SECONDED Director Longmuir, that the correspondence from the BC Ferry Authority with respect to nominations for Directors to the BC Ferry Authority, be received.

CARRIED

MOVED Director Sherry, SECONDED Director Krall, that staff be instructed to advertise for qualified individuals interested in an appointment to the BC Ferry Authority Board of Directors.

CARRIED

COMMUNITY SERVICES

RECREATION AND PARKS

Park Land Acquisition Reserve Fund Expenditure Bylaw No. 1355.

MOVED Director Sherry, SECONDED Director Holdom, that "Electoral Area 'G' Park Land Acquisition Reserve Fund Expenditure Bylaw No. 1355, 2003" be introduced and given three readings.

CARRIED

MOVED Director Sherry, SECONDED Director Holdom, that "Electoral Area 'G' Park Land Acquisition Reserve Fund Expenditure Bylaw No. 1355, 2003", having received three readings, be adopted.

CARRIED

Official Regional Park Plan Designation Amendment Bylaw No. 921.02.

MOVED Director McNabb, SECONDED Director Bartram, that the "Official Regional Park Plan Designation Amendment Bylaw No. 921.02, 2003" be given three readings and forwarded to the Minister of Water, Air and Land Protection for approval.

CARRIED

Development Permit Applications for Electoral Area 'B' – Ministry of Transportation Access to Water Sites.

MOVED Director Lund, SECONDED Director Korpan, that the Regional District apply to the Ministry of Transportation for permits to develop two beach accesses in Electoral Area 'B' at Descanso Bay Road and The Strand and that staff be directed to request the Ministry of Transportation deal with encroachment issues at three other sites on Gabriola, identified on the Access to Water Sites map as Nos. 27, 38 and 52.

CARRIED

Development Permit Applications for Electoral Area 'H' – Ministry of Transportation Access to Water Sites.

MOVED Director Bartram, SECONDED Director Westbrook, that the Regional District apply to the Ministry of Transportation for permits to develop three beach accesses in Electoral Area 'H' at Shoreline Drive, Buccaneer Beach Road and Crane Road.

CARRIED

CORPORATE SERVICES

ADMINISTRATION

Vancouver Island Health Authority – Memorandum of Understanding.

MOVED Director Krall, SECONDED Director Westbrook, that the Memorandum of Understanding between the Vancouver Island Health Authority and the six regional hospital districts be approved.

CARRIED

FINANCE

2002 Financial Information.

MOVED Director McNabb, SECONDED Director Bartram, that the 2002 Financial Information Act report be received and approved.

CARRIED

Annual Report of Directors' and Committee Members' Remuneration & Expenses.

MOVED Director Westbrook, SECONDED Director Longmuir, that the 2002 report on remuneration and expenses for Board and committee members be received.

CARRIED

SPECIAL EVENT/SPECIAL OCCASION APPLICATIONS

Status Reports.

MOVED Director Hamilton, SECONDED Director Sherry, that the Special Event/Special Occasion application status reports be received for information.

CARRIED

DEVELOPMENT SERVICES

BUILDING INSPECTION

Section 700 Filings.

The Chairperson listed each filing and asked that any property owner in the audience wishing to address the Committee come forward when their name was called.

Mr. E. Andrews provided additional information with respect to outstanding issues pertaining to the property legally described as Lot 3, Section 19, Range 2, Plan VIP67150, Cedar LD.

MOVED Director Krall, SECONDED Director Bartram, that a notice be filed against the titles of the properties listed, pursuant to Section 700 of the *Local Government Act* and that if the infractions are not rectified within ninety (90) days, legal action may be pursued.

- (a) Lot 3, Section 19, Range 2, Plan VIP67150, Cedar Land District, 1370 Kurtis Crescent, Electoral Area 'A', owned by R. and E. Andrew;
- (b) Lot A, Plan 35426, Cranberry Land District, 2170 Bramley Road, Electoral Area 'A', owned by D. Randle;
- (c) Lot 7, Block 11, Section 12, Range 2, Plan 716, Cranberry District, 2139 Bramley Road, Electoral Area 'A', owned by K. Vanderberg;
- (d) Lot 3, Section 4, Gabriola Island, Plan 16716, Nanaimo Land District, 1802 Stalker Road, Electoral Area 'B', owned by J. Bishop;
- (e) Lot 1, Sections 18 and 23, Plan VIP51655, Nanaimo Land District, 695 Horseshoe Way, owned by L. Stark and W. Jacques.

ENVIRONMENTAL SERVICES

CARRIED

LIQUID WASTE

Ministry of Health Amendment to the Sewage Disposal Regulation.

MOVED Director Sherry, SECONDED Director Westbrook, that the report on the Ministry of Health's draft Sewage Regulation be received and that staff be directed to send a letter to the Ministry of Health that states that any new standards created under the new regulation be done in a manner that provides maximum long-term protection of the region's drinking water resources and other sensitive environments.

MOVED Director Bartram, SECONDED Director Westbrook, that the motion be amended to include "and that regulations be in place for mandatory inspection of sewage systems on the sale of a house and mandatory sewage system inspection of all residences every three years".

The question was called on the main motion as amended.

CARRIED

The motion CARRIED.

MOVED Director Sherry, SECONDED Director Westbrook, that staff monitor the impacts of new legislation with respect to implications on the subdivision approval process and building inspection.

CARRIED

Pump and Haul LSA Amendment Bylaw No. 975.29.

MOVED Director Sherry, SECONDED Director Bibby, that "Regional District of Nanaimo Pump & Haul Local Service Area Amendment Bylaw No. 975.29, 2003" for the inclusion of 3037 Park Place, Nanoose Bay (Motta) be read three times and forwarded to the Inspector of Municipalities for approval.

CARRIED

PAGE
35

UTILITIES

Outdoor Water Use Restrictions – Bylaws No. 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349 and 1350 – Ticket Information Utilization Bylaw No. 873.01.

MOVED Director Sherry, SECONDED Director Westbrook,:

1. That "Regional District of Nanaimo San Pareil Water Use Restrictions Bylaw No. 1340, 2003" be introduced for first three readings.
2. That "Regional District of Nanaimo San Pareil Water Use Restrictions Bylaw No. 1340, 2003" having received three readings, be adopted.
3. That "Regional District of Nanaimo Driftwood Water Use Restrictions Bylaw No. 1341, 2003" be introduced for first three readings.
4. That "Regional District of Nanaimo Driftwood Water Use Restrictions Bylaw No. 1341, 2003" having received three readings, be adopted.
5. That "Regional District of Nanaimo Decourcey Water Use Restrictions Bylaw No. 1342, 2003" be introduced for first three readings.
6. That "Regional District of Nanaimo Decourcey Water Use Restrictions Bylaw No. 1342, 2003" having received three readings, be adopted.
7. That "Regional District of Nanaimo French Creek Water Use Restrictions Bylaw No. 1343, 2003" be introduced for first three readings.
8. That "Regional District of Nanaimo French Creek Water Use Restrictions Bylaw No. 1343, 2003" having received three readings, be adopted.
9. That "Regional District of Nanaimo Madrona Water Use Restrictions Bylaw No. 1344, 2003" be introduced for first three readings.
10. That "Regional District of Nanaimo Madrona Water Use Restrictions Bylaw No. 1344, 2003" having received three readings, be adopted.
11. That "Regional District of Nanaimo Nanoose Water Use Restrictions Bylaw No. 1345, 2003" be introduced for first three readings.
12. That "Regional District of Nanaimo Nanoose Water Use Restrictions Bylaw No. 1345, 2003" having received three readings, be adopted.
13. That "Regional District of Nanaimo Surfside Water Use Restrictions Bylaw No. 1346, 2003" be introduced for first three readings.
14. That "Regional District of Nanaimo Surfside Water Use Restrictions Bylaw No. 1346, 2003" having received three readings, be adopted.
15. That "Regional District of Nanaimo Wall Beach Water Use Restrictions Bylaw No. 1347, 2003" be introduced for first three readings.
16. That "Regional District of Nanaimo Wall Beach Water Use Restrictions Bylaw No. 1347, 2003" having received three readings, be adopted.

17. That "Regional District of Nanaimo West Bay Water Use Restrictions Bylaw No. 1348, 2003" be introduced for first three readings.
18. That "Regional District of Nanaimo West Bay Water Use Restrictions Bylaw No. 1348, 2003" having received three readings, be adopted.
19. That "Regional District of Nanaimo Fairwinds Water Use Restrictions Bylaw No. 1349, 2003" be introduced for first three readings.
20. That "Regional District of Nanaimo Fairwinds Water Use Restrictions Bylaw No. 1349, 2003" having received three readings, be adopted.
21. That "Regional District of Nanaimo Arbutus Park Water Use Restrictions Bylaw No. 1350, 2003" be introduced for first three readings.
22. That "Regional District of Nanaimo Arbutus Park Water Use Restrictions Bylaw No. 1350, 2003" having received three readings, be adopted.
23. That "Regional District of Nanaimo Ticket Information Utilization Amendment Bylaw No. 873.01, 2003" be introduced for first three readings.
24. That "Regional District of Nanaimo Ticket Information Utilization Amendment Bylaw No. 873.01, 2003" having received three readings, be adopted.

MOVED Director Westbrook, SECONDED Director Korpan, that the motion be amended to replace the penalty commencement date of September 30, 2003 in all bylaws with a penalty commencement date of August 15, 2003.

The question was called on the main motion as amended.

CARRIED

The motion CARRIED.

Policy on Water Bill Reduction Due to Leaks in Service Lines.

MOVED Director Sherry, SECONDED Director McNabb, that an Adjustment for Water Leak Policy providing for one adjustment in billing every five years on the main service line from the meter to the residence or building, be approved.

French Creek Water LSA Advisory Committee – Terms of Reference.

CARRIED

MOVED Director Sherry, SECONDED Director Westbrook,:

1. That the Board approve the Terms of Reference for the French Creek Water Local Service Area Advisory Committee.
2. That the Board direct staff to advertise for applications for membership on the committee for Board review and selection.

COMMISSION, ADVISORY & SELECT COMMITTEE

CARRIED

Restructure Committee – Remainder of Electoral Area 'D'.

MOVED Director Haime, SECONDED Director Hamilton, that the minutes of the Restructure Committee for the Remainder of Electoral Area 'D' meetings held March 24, April 14 and May 5, 2003, be received for information.

CARRIED

PAGE
27

MOVED Director Harme, SECONDED Director Hamilton, that two public meetings be held, one in each Electoral Area, and that a newsletter be sent out to the residents of Electoral Areas C and D for the purpose of obtaining the residents' opinions on the option of either combining Electoral Areas C and D, or of retaining separate Electoral Areas, and that funds from the Public Consultation budget be used for this purpose.

CARRIED

MOVED Director Korpan, SECONDED Director Westbrook, that the Regional District of Nanaimo seek financial support from the Ministry of Community, Aboriginal and Women's Services for costs incurred during the public consultation process.

CARRIED

Electoral Area 'A' Parks & Green Spaces Advisory Committee.

MOVED Director Kreiberg, SECONDED Director Sherry, that the minutes of the Electoral Area 'A' Parks & Green Spaces Advisory Committee meeting held May 15, 2003 be received for information.

CARRIED

Electoral Area 'G' Parks & Open Space Advisory Committee.

MOVED Director Sherry, SECONDED Director McNabb, that the minutes of the Electoral Area 'G' Parks & Open Space Advisory Committee meeting held March 13, 2003, be received for information.

CARRIED

District 69 Recreation Commission.

MOVED Director Bartram, SECONDED Director Biggemann, that the minutes of the District 69 Recreation Commission meeting held June 12, 2003, be received for information.

CARRIED

MOVED Director Bartram, SECONDED Director Biggemann,:

1. That the fees and charges for Oceanside Place for September 2003 to August 2004, be approved in Appendix A.
2. That the Regional District enter into a five-year Lease Agreement with the City of Parksville for the lands on which the District 69 Arena is located for a term from June 1, 2003 to May 31, 2008.
3. That the Management Services Agreement with RG Facilities (Parksville) Ltd. for the provision of commercial events and trade shows at Oceanside Place, for a three-year term commencing on September 1, 2003 and ending on August 31, 2006, be approved.

MOVED Director Bartram, SECONDED Director Westbrook, that the increase to non-primetime senior rates be limited to 3.6%.

DEFEATED

The question was called on the main motion.

The motion CARRIED.

MOVED Director Westbrook, SECONDED Director Krall, that a revision to the minimum age for senior rates from 55 years of age to 60 years of age, be referred to the District 69 Recreation Commission for consideration.

Transit Business Plan Update Select Committee.

DEFEATED

The General Manager of Community Services provided a visual overview of the 2003-2005 Transit Business Plan.

MOVED Director Krall, SECONDED Director Hamilton, that the minutes of the Transit Business Plan Update Select Committee meeting held June 12, 2003 be received for information.

CARRIED

MOVED Director Krall, SECONDED Director Haime, that the Transit Business Plan Update 2003-5 Final Report be approved as a guiding document for Transit service delivery, planning and budgeting.

CARRIED

MOVED Director Krall, SECONDED Director Haime, that a letter be forwarded to School District 68 and School District 69 requesting that consideration be given to the integration of transportation services with Regional Transit where feasible.

CARRIED

MOVED Director Korpan, SECONDED Director Haime, that the Transit Business Plan Update Select Committee be requested to consider the placement of appropriate signage on transit buses to inform the public of the cost per ride on our transit system.

CARRIED

Verbal Reports.

Municipal Finance Authority.

The Chairperson noted that the Regional District of Nanaimo maintains a AAA rating.

Regional Library Board.

Director Bibby noted that the Regional Library Board has received all financial reports and are presently reviewing the public library system. The Board has also received a request for library services in the Bowser/Deep Bay area and the likelihood of this expansion seems positive.

NEW BUSINESS

Vancouver Island Generation Project – P. Bibby.

MOVED Director Lund, SECONDED Director Bibby, that staff be directed to invite the proponents of the Vancouver Island Generation Project, the NorskeCanada proposal and the Terasen proposal to the next available meeting of the Committee of the Whole or the RDN Board to present on the details of their proposals and on the larger issue of energy needs for Vancouver Island.

MOVED Director McNabb, SECONDED Director Bibby, that the invitation also be extended to the BC Utilities Commission.

CARRIED

The question was called on the main motion as amended.

The motion CARRIED.

MOVED Director Bibby, SECONDED Director Westbrook, that staff be instructed to prepare a report which would provide a base level of information prior to presentation by the Vancouver Island Generation Project proponents which would address the following concerns:

- a) Do we need more energy?
- b) If so, is this the project to provide it?
- c) What is the environmental impact of the proposal?
- d) Concerns with reliability of gas supply and pricing

CARRIED

PAGE
39

Hogweed – J. Stanhope.

The Chairperson provided a visual and verbal report on the spread of hogweed and its detriment to the public's health. In riparian areas the hogweed plant also causes streambank soil erosion.

MOVED Director Westbrook, SECONDED Director Cantelon, that the Ministry of Agriculture be requested to add hogweed to their toxic vegetation list.

ADJOURNMENT

CARRIED

MOVED Director Sherry, SECONDED Director Cantelon, that this meeting adjourn to allow for an In Camera meeting.

CARRIED

TIME: 8:44 PM

CHAIRPERSON

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE ELECTORAL AREA DIRECTOR SEMINAR
HELD ON TUESDAY, JUNE 10, 2003, AT 5:30 PM
IN THE RDN BOARD CHAMBERS

Present:

Director J. Stanhope	Chairperson
Director E. Hamilton	Electoral Area C
Director D. Haime	Electoral Area D
Director P. Bibby	Electoral Area E
Alternate	
Director I. Neden	Electoral Area F
Director D. Bartram	Electoral Area H
Director R. Longmuir	City of Parksville
Director L. McNabb	City of Nanaimo

Also in Attendance:

C. Mason	General Manager, Corporate Services
N. Connelly	General Manager, Community Services
B. Lapham	General Manager, Development Services
C. McIver	Manager of Solid Waste
M. Pearse	Manager of Administrative Services

ADMINISTRATION

Overview of Regional Services Review 2000-2001.

The General Manager of Corporate Services provided an overview of the 2000-2001 Regional Services Review and answered Board members' questions regarding the Review.

ADJOURNMENT

MOVED Director McNabb, SECONDED Director Bartram, that the meeting adjourn.

Chairperson

TIME: 6:48 PM

PAGE
41

REGIONAL DISTRICT OF NANAIMO

**MINUTES OF THE COMMUNITY POLICING SELECT COMMITTEE
MEETING HELD ON WEDNESDAY, JUNE 4, 2003 AT 10:00 AM
IN THE RDN COMMITTEE ROOM**

Present:

Director D. Bartram	Chairperson
Director D. Harne	Electoral Area D
Director I. Biggemann	Electoral Area F
Director J. Stanhope	Electoral Area G
Director L. McNabb	City of Nanaimo

Also in Attendance:

Director E. Hamilton	Electoral Area C
Director P. Bibby	Electoral Area E
K. Daniels	Chief Administrative Officer
C. Mason	Gen. Mgr. of Corporate Services

ELECTION OF A CHAIRPERSON

MOVED Director Biggemann, SECONDED Director McNabb, that Director Bartram be elected Chairperson of the Community Policing Select Committee.

CARRIED

CORRESPONDENCE

MOVED Director McNabb, SECONDED Director Biggemann, that the correspondence from Rich Coleman, Solicitor General and from Rich Coleman, Solicitor General & Patricia Wallace, President, UBCM, with respect to Restructuring of Police Finance in Municipalities under 5,000 be received.

CARRIED

DISCUSSION

The Select Committee discussed the contents of the Police Finance Discussion Paper and attachments, along with the communications received by other communities regarding their positions on Rural Police Financing. Staff were requested to collect information on the following questions to assist the Committee in understanding the appropriate role for local government in police financing:

- What level of service does community policing provide to supplement basic policing services?
- What are the police finance structures in other provinces?
- What about sharing of fine/ticket revenues with local government?

The Committee then discussed the following questions to assist in developing some general principles:

1. What are we paying now?
2. What should we be paying in the future?
3. How should we pay?
4. How much input should we have on community policing?

1. What are we paying now?

The Committee was advised that approximately 30% of the rural tax levy collected in Electoral Areas goes towards the cost of policing, the remainder goes towards rural road maintenance. Nothing is collected in municipalities under 5,000. Based on 1994 figures, approximately \$19.8 million was collected from the rural tax levy towards policing costs. The estimated cost in 1998 of providing policing to unincorporated areas and municipalities under 5,000 was \$73 million.

2. What should we be paying in the future?

It was agreed that each level of government should pay a proportionate share based on the service that the RCMP spend in enforcing the laws within their jurisdiction. It was noted that there should be some rationale by the province to explain why different rates are applied based upon size of the community and proportion of service.

3. How should we pay?

There was discussion as to whether it should be a provincial tax levy (such as a School District tax) or a Regional District tax levy (Regional Hospital District tax) on the tax bill. It was agreed that the tax should show as a provincial tax levy, but that local government may want input as to whether we pay our proportionate share through local property taxes based population, assessment, population/assessment or through a parcel tax.

4. How much input should we have on community policing?

The Committee discussed the governance of community policing and agreed that the governance should remain at the provincial level. It commented that there should be open communication between the local authorities and the local police detachment.

The Committee also commented that any Board Policy should re-emphasize that the Regional District will not accept downloading of functions which are clearly a provincial responsibility. It was agreed that prior to finalizing recommendations to the Board, the Committee would wait for the release of the revised Police Financing Discussion Paper and evaluate how the report aligns with the principles developed by the Committee.

The next Committee meeting will be scheduled to coincide with the release of the revised Police Financing Discussion Paper.

ADJOURNMENT

MOVED Director McNabb, SECONDED Director Biggemann, that this meeting terminate.

CARRIED

TIME: 11:30 AM

CHAIRPERSON

PAGE
43

REGIONAL DISTRICT OF NANAIMO

**MINUTES OF THE COMMUNITY POLICING SELECT COMMITTEE
MEETING HELD ON TUESDAY, JUNE 17, 2003 AT 2:00 AM
IN THE RDN COMMITTEE ROOM**

Present:

Director D. Bartram	Chairperson
Director E. Hamilton	Electoral Area C
Director D. Haime	Electoral Area D
Director P. Bibby	Electoral Area E
Director L. Biggemann	Electoral Area F
Director J. Stanhope	Electoral Area G
Director L. McNabb	City of Nanaimo
Director T. Westbroek	Town of Qualicum Beach

Also in Attendance:

K. Daniels	Chief Administrative Officer
C. Mason	Gen. Mgr. of Corporate Services

MINUTES

MOVED Director McNabb, SECONDED Director Biggemann, that the minutes of the Community Policing Select Committee Meeting held on June 4, 2003 be adopted.

CARRIED

APPOINTMENT TO SELECT COMMITTEE

MOVED Director McNabb, SECONDED Director Biggemann, that Director Hamilton and Director Bibby be appointed to the Community Policing Select Committee.

CARRIED

Board Chairperson Stanhope agreed to the appointments of Director Hamilton and Director Bibby to the Community Policing Select Committee.

DISCUSSION

The Select Committee reviewed the minutes of the last committee meeting and discussed the following questions raised at the last meeting:

- What level of service does community policing provide to supplement basic policing services?
- What are the police finance structures in other provinces?
- What about sharing of fine/ticket revenues with local government?

Chairperson Bartram asked whether staff had identified the level of service community policing provides to supplement basic policing services. Staff responded that this information had not been obtained and that it was difficult to quantify. A question was asked as to what credit the Electoral Areas get for providing volunteer services that supplement local RCMP services? Committee members noted that these organizations exist both in rural and municipal settings and that it would be difficult to establish a value for the Electoral Areas only. It was acknowledged that volunteer organizations, such as Restorative

Justice, do save a considerable amount in policing costs. While there is a huge community value, the committee agreed that it is unlikely to receive a credit from the Province for these services.

Discussion took place regarding the number of officers and call volumes of each area. The Town of Qualicum Beach has hired Commissionaires to assist in security to supplement a police presence.

The Committee asked whether information had been obtained on police finance structures in other provinces or whether revenues would be shared with local government? Staff commented that the UBCM may have some of that information on other provinces and that the UBCM would be contacted for this. It was not known whether there is any possibility for fine/ticket revenue sharing in the future, but that these questions may be answered at the UBCM Workshop on June 20.

The Committee reviewed the presentation paper and questioned how the caps were determined, i.e., by assessment? What is the basis of calculation on the ability to pay? Is it based on a \$150,000 home? It was suggested that the committee recommend an alternative to the 'ability to pay' formula to determine contributions by each area, such as using by call volumes. It was also suggested that a phase in period be applied, such as a five year period.

Staff clarified that in the Peace River Regional District, they receive a share in gas revenues and have developed a Regional Service for Policing that all municipalities are participating in.

The Committee reviewed the draft Principles developed at the last meeting and agreed to bring questions related to those principles to the UBCM Workshop on June 20, 2003.

ADJOURNMENT

MOVED Director McNabb, SECONDED Director Haine, that this meeting terminate.

CARRIED

TIME: 3:27 PM

CHAIRPERSON

AGE
45



REGIONAL DISTRICT OF NANAIMO		
JUL - 2 2003		
CHAIR		GMCrs
CAO		GMDS
GMCS		GMES

MEMORANDUM

TO: Kelly Daniels
Chief Administrative Officer
DATE: June 30, 2003

FROM: Pamela Shaw
Manager of Community Planning
FILE: 0470-20 LANTZVILLE

SUBJECT: District of Lantzville Agreements

PURPOSE

To ratify service agreements between the Regional District of Nanaimo and the District of Lantzville.

BACKGROUND

Section 176(1)(b) and 837 of the *Local Government Act* allows a Regional District to enter into an agreement with a municipality to provide a work or service that is within the powers of a municipality. Pursuant to the Letters Patent incorporating the District of Lantzville and the Supplementary Letters Patent issued to the RDN, the two parties are proposing to enter into eight (8) service agreements whereby the RDN will administer and enforce certain bylaws and provide specified services for the District of Lantzville. Briefly, the agreements are for the following functions (*the complete Service Agreements are available for viewing at the RDN Administration Office*):

- Planning and Land Use Management
- Animal Control Services
- Building Inspection
- Bylaw Enforcement
- House Numbering
- Noise Regulations
- Nuisance Control
- Unsightly Premises

The District of Lantzville approved the above noted agreements at their inaugural meeting of June 25, 2003. The agreements are generally in place to year-end 2004, with the exception of the Planning and Land Use Management Agreement that terminates at year-end 2003 (with an option for renewal).

ALTERNATIVES

1. To ratify the service agreements between the Regional District of Nanaimo and the District of Lantzville.
2. To recommend amendments to the agreements and direct staff to negotiate the amendments with the District of Lantzville.
3. To not enter into service agreements with the District of Lantzville.

PAGE
44

INTERGOVERNMENTAL IMPLICATIONS

Following discussions among RDN staff, the provincially-appointed interim administrator and the District of Lantzville, service agreements have been proposed that will authorize the RDN to continue to provide designated services and enforce specified bylaws within the incorporated boundaries of the District for a set time period. As per the agreements, the RDN shall provide these services at a level equivalent to current service provision in the Electoral Areas. Each agreement sets out terms and conditions as agreed to by the parties. Contributions for these services have been funded for 2003 through Electoral Area 'D' transfers; funding for subsequent years shall be provided by the District of Lantzville. These agreements will allow the District of Lantzville to phase services into place over the next one to two years.

VOTING

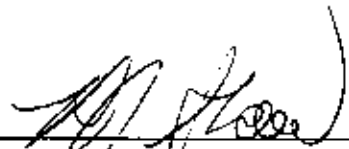
All Directors – weighted vote.

SUMMARY/CONCLUSIONS

As permitted by the *Local Government Act*, the Regional District of Nanaimo is proposing to enter into service agreements with the District of Lantzville for eight (8) service areas. The agreements are proposed to terminate on December 31, 2004 with the exception of the Planning and Land Use Management Agreement, which terminates year-end 2003. Staff recommend that the Board ratify the agreements; staff will then be authorized to provide these specified services to the District of Lantzville.

RECOMMENDATION

That the Service Agreements between the Regional District of Nanaimo and the District of Lantzville for Planning and Land Use Management, Animal Control Services, Building Inspection, Bylaw Enforcement, House Numbering, Noise Regulations, Nuisance Control, and Unightly Premises be approved.


Report Writer


CAO Concurrence

COMMENTS:
devsvs/reports/2003