

# REGIONAL DISTRICT OF NANAIMO

## REGULAR BOARD MEETING TUESDAY, JULY 10, 2001 (immediately following Hospital Board Meeting)

*(Nanaimo City Council Chambers)*

### A G E N D A

#### PAGES

1. **CALL TO ORDER**
2. **DELEGATIONS**
  - 7 **Murray Hamilton, re Home Lake.**
3. **BOARD MINUTES**
  - 8-16 Minutes of the Regular Board meeting held on Tuesday, June 12, 2001.
4. **BUSINESS ARISING FROM THE MINUTES**
5. **COMMUNICATIONS/CORRESPONDENCE**
  - 17-18 **George Abbott, Minister of Community, Aboriginal and Women's Services, re Provincial Government restructuring.**
  - 19 **John Burrett, FCM, re Request to Submit Resolutions of National Municipal Interest.**
6. **UNFINISHED BUSINESS**
  - For Adoption.**
  - 20-23 **Bylaw No. 500.262 - Land Use and Subdivision Amendment Bylaw - Ciammaichella - 6430 Phantom Road - Area D. (All Directors except EA 'B' - One Vote)**
  - 24-37 **Bylaw No. 500.275 - Home Lake License Holders Association on behalf of Texada Land Corporation - Area H. (All Directors except EA 'B' - One Vote)**
7. **STANDING COMMITTEE, SELECT COMMITTEE AND COMMISSION MINUTES AND RECOMMENDATIONS**
  - 7.(I) **DEVELOPMENT SERVICES STANDING COMMITTEE**
    - 38-41 Minutes of the regular Development Services Committee meeting held June 19, 2001. (for information)

## UNFINISHED BUSINESS

### From June 12, 2001 Board Meeting:

**Matt MacLeod – 2403 Nanoose Road – Area E.** (Electoral Area Directors except EA 'B' - One Vote)

*That the request from Matt MacLeod, on behalf of Matt MacLeod and Candace MacLeod, to relax the minimum 10% perimeter frontage requirement for proposed parcels, as shown on the Plan of Proposed Subdivision of Lot 2, District Lot 130, Nanoose District, Plan VIP62561, be approved and that a letter indicating Mr. MacLeod's support for inclusion within the sewer boundary be accepted in support of the decision to approve the frontage relaxation.*

## CORRESPONDENCE/COMMUNICATIONS

**Oceanside Development & Construction Association, re Amendment to Section 879 of the Local Government Act.** (All Directors - One Vote)

*That the correspondence from Oceanside Development & Construction Association, re Amendment to Section 879 of the Local Government Act, be received.*

*That Oceanside Development & Construction Association be recognized by the Regional District as a referral organization and that a letter to this effect be sent to them.*

**Joseph Calenda, City of Colwood, re Bylaw Courts.** (All Directors - One Vote)

*That the correspondence from Joseph Calenda, City of Colwood, re Bylaw Courts, be received.*

**Sandra Keddy, Town of Qualicum Beach, re Home Based Business Review.** (All Directors - One Vote)

*That the correspondence from Sandra Keddy, Town of Qualicum Beach, re Home Based Business Review, be received.*

## 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 will be pursued.*

- (a) Lot 1, Section 18, Range 3, Cedar District, Plan 24306, except parts in Plans 30692, 44695, and VIP5589, owned by Donna MacNaughton;*
- (b) Lot 4, District Lot 67, Plan 29941, Nanoose District, owned by Steven Gaucher.*

## PLANNING

### DEVELOPMENT PERMIT APPLICATION

**Application No. 0109 – Barclay/Sims, Lot 1, DL 110, Nanoose District, Plan 17536, Electoral Area 'E' – 1389 Dorcas Point Road.** (Electoral Area Directors except EA 'B' - One Vote)

*That Development Permit Application No. 0109, to permit the construction of a boat launch rail system within the Watercourse Protection Development Permit Area on the property legally described as Lot 1, DL 110, Nanoose District, Plan 17536, be approved subject to the conditions outlined in Schedule No. 1 and that the ramp must be kept in good repair or must be removed.*

### DEVELOPMENT VARIANCE PERMIT

**Application No. 0105 - Kambic - 2347 South Wellington - Area A.** (Electoral Area Directors except EA 'B' - One Vote)

**Delegations wishing to speak to Application No. 0105.**

*That Development Variance Permit No. 0105, submitted by Joseph and Shirley Kambic, to legalize two existing accessory buildings by varying the minimum setback requirement for a rear lot line within the Residential 2 (RS2) zone from 2.0 metres (6.6 feet) to 0.0 metres (0.0 feet) and the other lot line located along Michener Avenue from 5.0 metres (16.4 feet) to 0.0 metres (0.0 feet) for the property legally described as Lot C (DD EG114354), Block 10, Section 9, Range 7, Cranberry District, Plan 2055, be approved as submitted subject to Schedule 1 of the staff report and notification requirements pursuant to the Local Government Act.*

## OTHER

**Home Based Business Review - Land Use & Subdivision Amendment Bylaw No. 500.270 and Land Use and Subdivision Amendment Bylaw No. 500.272 - Electoral Areas A, C, D, E, G & H.** (All Electoral Area Directors except EA 'B' - One Vote)

- 1. That the staff report, minutes from the meetings on the Home Based Business Draft Strategy and written submissions from the public and referral agencies be received for information.*
- 2. That staff be directed to investigate noise bylaws for Electoral Areas 'D' and 'H'.*
- 3. That Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.270, 2001 be given 1<sup>st</sup> and 2<sup>nd</sup> reading and proceed to a public hearing (amendments to Home Based Business Regulations).*
- 4. That Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.272, 2001 be given 1<sup>st</sup> and 2<sup>nd</sup> reading and proceed to a public hearing (amendments to accessory building size provisions).*

5. *That the public hearing on "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.270, 2001" and "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.272, 2001" be delegated to Director Holme or his alternate.*

#### **BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS**

**Robin Cole & Neil Christensen, re Water, Safety, Noise, Air Quality and Industrial Traffic Issues.** (All Directors - One Vote)

*That staff consider the concerns and issues raised by the owners/residents of Allsbrook Road and report back to the Development Services Committee with recommendations on how to potentially address these concerns.*

#### **7.(II) ENVIRONMENTAL SERVICES STANDING COMMITTEE**

- 42-44                      Minutes of the regular Environmental Services Committee meeting held June 26, 2001. (for information)

#### **CORRESPONDENCE/COMMUNICATIONS**

**Marie Crawford, UBCM, re Provincial response to 2000 Resolution from RDN Board concerning Regional Health Authority Sewage Disposal Applications.** (All Directors - One Vote)

*That the correspondence from Marie Crawford, UBCM, re Provincial response to 2000 Resolution from RDN Board concerning Regional Health Authority Sewage Disposal Applications be received for information.*

#### **LIQUID WASTE/UTILITIES**

**Southern Community Sewer Local Service Area Development Cost Charge Amendment Bylaw No. 1020.02.** (All Directors - One Vote)

1. *That the Development Cost Charges Bylaw for the Southern Community sewer service area be amended.*
2. *That "Southern Community Sewer Local Service Area Development Cost Charge Amendment Bylaw No. 1020.02,2001" be introduced and read three times, and be forwarded to the Inspector of Municipalities for approval.*

**Electoral Area A (MacMillan Road School Site) Sewer Local Service Area Rates and Regulations Bylaw No. 1237.** (All Directors - One Vote)

1. *That "Electoral Area A (MacMillan Road School Site) Sewer Local Service Area Rates and Regulations Bylaw No. 1237, 2001" be introduced for first three readings.*

(All Directors - 2/3)

2. *That "Electoral Area A (MacMillan Road School Site) Sewer Local Service Area Rates and Regulations Bylaw No. 1237, 2001" having received three readings be adopted.*

## **SOLID WASTE**

### **Garbage Collection and Recycling Program - Status of Contract Re-Tender.** (All Directors - One Vote)

*That the status report on garbage and recycling curbside collection be received by the Board.*

### **Yard Waste Collection Program.** (All Directors - One Vote)

*That the status report on the development and implementation of a curbside yard waste collection program to service urban households throughout the RDN be received for information.*

### **Waste Export Fee - Rate Adjustment Formula.** (All Directors - Weighted Vote)

*That the Board request to the GVS&DD that the contract for waste disposal at Cache Creek be amended to change the annual fee adjustment formula from a December index to an Annual Average Index.*

### **Regional Landfill Cell Closure Contract.** (All Directors - Weighted Vote)

*That the "2001 Regional Landfill Cell Closure" contract be awarded to Hazelwood Construction for the tendered price of \$258,766.60.*

## **OTHER**

### **Quennell Lake Drainage & Flood Control Local Services - Abandonment of Initiative.** (All Directors - One Vote)

- 1. In accordance with the residents' request, the Board approves abandoning further attempts to establish a Quennell Lake drainage local service.*
- 2. Staff be directed to advise the residents that if they wish to pursue this drainage issue further, they would need to do so through independent litigation.*

## **7.(III) CORPORATE & COMMUNITY SERVICES STANDING COMMITTEE**

## **7.(IV) EXECUTIVE STANDING COMMITTEE**

## **7.(V) COMMISSION**

## **7.(VI) SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEE**

### **Performance Review Committee.** (All Directors - One Vote)

45-47

Minutes of the Performance Review Committee meeting held June 20, 2001. (for information)

**Lantzville Parks & Open Space Committee.** (All Directors - One Vote)

48-50 Minutes of the Lantzville Parks & Open Space Committee meeting held June 4, 2001. (for information)

**Nanoose Bay Parks and Open Space Project Advisory Committee -**  
Appointments. (Verbal report) (All Directors - One Vote)

**8. ADMINISTRATOR'S REPORT**

51-65 Port Theatre Society Request for Funding. (All Directors - One Vote)

66-67 School Sites Acquisition Agreement Amendment - School District No. 69. (All Directors - Weighted Vote)

68-71 Unsightly Premises - Maibach - Schoolhouse Road at Kipp Road - Area A. (All Directors - One Vote)

72-76 Mutual Aid Agreement Between the RDN on behalf of Nanoose Fire Protection Society & CF Maritime Experimental Test Ranges. (All Directors - Weighted Vote)

77-78 Errington Fire Department - Vehicle Acquisition Proposal. (All Directors - One Vote)

**9. ADDENDUM**

**10. BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS**

**11. NEW BUSINESS**

**12. BOARD INFORMATION** (Separate enclosure on blue paper)

**13. ADJOURNMENT**

**14. IN CAMERA**

*That pursuant to Sections 242.2(1)(c) and (h) of the Local Government Act the Board proceed to an In Camera meeting to consider matters related to employee negotiations and potential litigation.*

HORNE LAKE LICENSE HOLDERS ASSOCIATION

C/o Horne Lake Recreation Management Ltd.

Murray Hamilton

719 Newcastle Ave., Parksville, B.C. V9P 1G1

250-951-0877 Fax 250-951-0878

Email: [murray-hamilton@home.com](mailto:murray-hamilton@home.com)

July 3, 2001

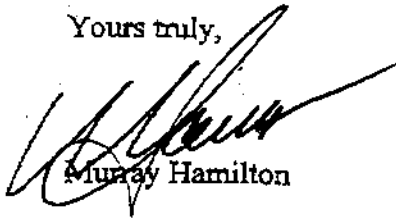
Regional District of Nanaimo,  
6300 Hammond Bay Rd.,  
P.O. Box 40,  
Nanaimo, B.C.  
V9T 6N2

Attention: Chair and Board of Directors

Dear Sirs:

I request the opportunity of addressing the Board at the July 10, 2001 meeting with reference to the Horne Lake License Holders Association zoning amendment application.

Yours truly,



Murray Hamilton

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE REGULAR MEETING OF THE BOARD  
OF THE REGIONAL DISTRICT OF NANAIMO HELD ON  
TUESDAY, JUNE 12, 2001, AT 7:32 PM IN THE  
NANAIMO CITY COUNCIL CHAMBERS

**Present:**

Director G. Holme	Chairperson
Director L. Elliott	Electoral Area A
Director B. Sperling	Electoral Area B
Alternate	
Director M. Young	Electoral Area C
Director D. Haime	Electoral Area D
Director J. McLean	Electoral Area F
Director J. Stanhope	Electoral Area G
Director R. Quittenton	Electoral Area H
Director J. Macdonald	City of Parksville
Director T. Westbrook	Town of Qualicum Beach
Alternate	
Director R. Cantelon	City of Nanaimo
Director L. Sherry	City of Nanaimo
Director G. Korpan	City of Nanaimo
Director T. Krall	City of Nanaimo
Director L. McNabb	City of Nanaimo
Director B. Holdom	City of Nanaimo

**Also in Attendance:**

K. Daniels	Chief Administrative Officer
N. Connelly	Gen. Mgr. of Community Services
J. Finnie	Gen. Mgr. of Environmental Services
B. Lapham	Gen. Mgr. of Development Services
C. Mason	Gen. Mgr. of Corporate Services
M. Pearse	Manager of Administrative Services

**DELEGATIONS**

MOVED Director Stanhope, SECONDED Director Macdonald, that Mr. Alexander, Mr. St. Andre and Mr. Davidson be permitted to speak as late delegations.

CARRIED

**Bruce Alexander, re Driftwood Beach Estates Subdivision.**

Mr. Alexander spoke of his concerns with respect to the information contained in the report included with the Board agenda on the request to connect 3 properties to the Driftwood Beach Water Local Service. Mr. Alexander urged Board members to approve the request to connect.

**Jerry St. Andre, re Driftwood Beach Estates Subdivision.**

Mr. St. Andre agreed with the points of the previous speaker and requested Board members to approve the request to connect the properties to the water system.



**Pat Davidson, re Driftwood Beach Estates Subdivision.**

Mr. Davidson provided some background information on the previous transfer of water rights and explained that the property he is currently residing on does not have potable water. He requested the Board to approve the request to connect the properties to the Driftwood Beach Water Local Service Area.

**BOARD MINUTES**

MOVED Director Sherry, SECONDED Director Krall, that the minutes of the regular Board meeting held on Tuesday, May 8, 2001 and the special Board meeting held May 15, 2001 be adopted.

CARRIED

**BUSINESS ARISING FROM THE MINUTES**

***DEVELOPMENT VARIANCE PERMIT***

**Application No. 0103 – Lemke – 2211 Chelsea Place – Area E.**

MOVED Director Westbrook, SECONDED Director Holdom, that Development Variance Permit Application No. 0103, submitted by Ed Lemke, Agent on behalf of Beth Elaine Lemke, to legalize an existing wall constructed to facilitate the development of a single dwelling unit by varying the minimum setback requirement for an interior side lot line within the Residential 1 (RS1) zone from 2.0 metres (6.6 feet) to 0.9 metres (3.0 feet) for the property legally described as Lot 30, Plan 51142, District Lot 78, Nanoose Land District, be approved as submitted subject to notification requirements pursuant to the Local Government Act.

CARRIED

**UNFINISHED BUSINESS**

**For Adoption.**

**Bylaw No. 1238.**

MOVED Director Macdonald, SECONDED Director Stanhope, that “Regional District of Nanaimo Security Issuing (City of Parksville) Bylaw No. 1238, 2001” be adopted.

CARRIED

**Public Hearing.**

MOVED Director Stanhope, SECONDED Director Sherry, that the summary of Proceedings of the Public Hearing held June 4, 2001 as a result of public notification of “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.274, 2001” be received.

CARRIED

MOVED Director Stanhope, SECONDED Director Krall, that “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.274, 2001” be given 3<sup>rd</sup> reading and be referred to the Minister of Environment Lands and Parks for approval.

CARRIED

MOVED Director Stanhope, SECONDED Director Krall, that staff be directed to secure the conditions as outlined in ‘Schedule 1’ prior to consideration of adoption.

CARRIED

**DEVELOPMENT SERVICES STANDING COMMITTEE**

MOVED Director Holdom, SECONDED Director Westbrook, that the minutes of the regular Development Services Committee meeting held May 15, 2001 be received for information.

CARRIED

**BUILDING INSPECTION****Section 700 Filings.**

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

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

- (a) Lot 5, Block 681, Plan 41378, Nanoose Land District, 8515 Lisa Lane, Electoral Area 'D', owned by C. Barth;
- (b) Lot 10, Block A, District Lot 38, Plan 10777, Nanoose Land District, 1425 Marina Way, Electoral Area 'E', owned by M. Downey;
- (c) Lot 106, District Lot 68, Plan 26680, Nanoose Land District, 1566 Arbutus Drive, Electoral Area 'E', owned by K. Bradley and K. Kosick;
- (d) Lot 4, District Lot 28, Plan 21947, Nanoose Land District, 1497 Sunrise Drive, Electoral Area 'G', owned by G. and M. Drysdale.

CARRIED

**PLANNING****DEVELOPMENT VARIANCE PERMIT****Application No. 0104 – Green – 650 Martindale Road – Area G.**

MOVED Director Stanhope, SECONDED Director McLean, that Development Variance Permit Application No. 0104, submitted by Dale Green and Peggy Green, to vary the minimum setback requirement for an exterior side lot line from 8.0 metres to 2.0 metres to permit the construction of an agricultural building on the property legally described as Lot 9, District Lot 128, Nanoose District, Plan 20938, be approved, subject to the conditions outlined in Schedule '1' and subject to the notification requirements of the *Local Government Act*.

CARRIED

**FRONTAGE RELAXATION****George & Linda Addison – 2683, 2687 & 2691 McLean's Road – Area C.**

MOVED Director Stanhope, SECONDED Director Young, that the request from George and Linda Addison, to relax the minimum 10% perimeter frontage requirement for the proposed new lot, as shown on the Plan of Proposed Subdivision on Lot A, Section 7, Range 3, Cranberry District, Plan VIP57090, be approved.

CARRIED

**Matt MacLeod – 2403 Nanoose Road – Area E.**

MOVED Director Stanhope, SECONDED Director McLean, that the request from Matt MacLeod, on behalf of Matt MacLeod and Candace MacLeod, to relax the minimum 10% perimeter frontage requirement for proposed parcels, as shown on the Plan of Proposed Subdivision of Lot 2, District Lot 130, Nanoose District, Plan VIP62561, be referred back to the Development Services Committee.

CARRIED

**PAGE**  
10

**OTHER**

**Electoral Area 'A' Official Community Plan Bylaw No. 1240.**

MOVED Director Holdom, SECONDED Director Haime, that the proposed public consultation strategy that updates and completes the Terms of Reference for the preparation of the Electoral Area 'A' Official Community Plan be approved.

CARRIED

MOVED Director Elliott, SECONDED Director Holdom, that the draft Official Community Plan for Electoral Area 'A' be received and be amended to include the recommendations contained in the staff report.

CARRIED

MOVED Director Elliott, SECONDED Director Westbroek, that "Regional District of Nanaimo Electoral Area 'A' Official Community Plan Bylaw No. 1240, 2001" be given 1<sup>st</sup> and 2<sup>nd</sup> reading.

CARRIED

MOVED Director Elliott, SECONDED Director Holdom, that "Regional District of Nanaimo Electoral Area 'A' Official Community Plan Bylaw No. 1240, 2001" has been considered in conjunction with the Regional District of Nanaimo's Capital Expenditure Plan and Liquid Waste Management Plan and Growth Management Plan to ensure consistency between them.

CARRIED

MOVED Director Elliott, SECONDED Director Holdom, that "Regional District of Nanaimo Electoral Area 'A' Official Community Plan Bylaw No. 1240, 2001" proceed to Public Hearing.

CARRIED

MOVED Director Elliott, SECONDED Director Holdom, that the Public Hearing on "Regional District of Nanaimo Electoral Area 'A' Official Community Plan Bylaw No. 1240, 2001" be delegated to Director Elliott or his alternate.

CARRIED

**ENVIRONMENTAL SERVICES STANDING COMMITTEE**

MOVED Director Sherry, SECONDED Director Stanhope, that minutes of the regular Environmental Services Committee meeting held May 22, 2001 be received for information.

CARRIED

**LIQUID WASTE/UTILITIES**

**Driftwood Water LSA Initiative - Community Water Connection to 1900 Delanice Way - Area E.**

MOVED Director Sherry, SECONDED Director Stanhope, that this item be referred back to the Environmental Services Committee.

CARRIED

**Decourcey Water Supply LSA Rates & Regulations Amendment Bylaw No. 1097.02.**

MOVED Director Sherry, SECONDED Director Krall, that "Regional District of Nanaimo Decourcey Water Supply Local Service Area Rates and Regulations Amendment Bylaw No. 1097.02, 2001" be introduced for three readings.

CARRIED

MOVED Director Sherry, SECONDED Director Krall, that "Regional District of Nanaimo Decourcey Water Supply Local Service Area Rates and Regulations Amendment Bylaw No. 1097.02, 2001" having received three readings be adopted.

CARRIED

**SOLID WASTE**

**Garbage and Recyclable Materials Collection Rates Amendment Bylaw No. 1009.04.**

MOVED Director Sherry, SECONDED Director Krall, that "Regional District of Nanaimo Garbage and Recyclable Materials Collection Rates Amendment Bylaw No. 1009.04, 2001" be introduced for three readings.

CARRIED

MOVED Director Sherry, SECONDED Krall, that "Regional District of Nanaimo Garbage and Recyclable Materials Collection Rates Amendment Bylaw No. 1009.04, 2001" having received three readings be adopted.

CARRIED

**Illegal Dumping Program Status Report.**

MOVED Director Sherry, SECONDED Director Westbrook, that the Illegal Dumping Program Status Report be received for information.

CARRIED

**2001 Backyard Composter Distribution Program.**

MOVED Director Sherry, SECONDED Director Macdonald, that this report be received for information.

CARRIED

**2000 3R's Statistics and Zero Waste Goals.**

MOVED Director Sherry, SECONDED Director McNabb, that the RDN adopt Zero Waste as its long term waste reduction goal and focus on public education and communication programs and recycling.

CARRIED

**CORPORATE & COMMUNITY SERVICES STANDING COMMITTEE**

MOVED Director Stanhope, SECONDED Director Sherry, that the minutes of the regular Corporate and Community Services Committee meeting held June 5, 2001 be received for information.

CARRIED

**COMMUNICATIONS/CORRESPONDENCE**

**Donald Taylor, The Real Estate Foundation of British Columbia, re Growth Management Plan Grant.**

MOVED Director Stanhope, SECONDED Director Krall, that the correspondence from the Real Estate Foundation of British Columbia regarding the Growth Management Plan Grant, be received for information.

CARRIED

**Max Nock, BC Assets & Land Corporation, re Little Mountain/Morrison Creek Offer of Tenure.**

MOVED Director Stanhope, SECONDED Director Krall, that the correspondence from the BC Assets & Land Corporation regarding the Little Mountain/Morrison Creek Offer of Tenure, be received for information.

CARRIED

**David Babiuk, Ministry of Health and Ministry Responsible for Seniors, re cost sharing requirements for health care capital.**

MOVED Director Stanhope, SECONDED Director Krall, that the correspondence from the Ministry of Health and Ministry Responsible for Seniors regarding the cost sharing requirements for health care capital, be received for information.

CARRIED

#### **ADMINISTRATION**

##### **Treaty Related Measures**

MOVED Director Stanhope, SECONDED Director McLean, that the verbal presentation regarding Treaty Related Measures presented by the Administrator, be received for information.

CARRIED

#### **FINANCE**

##### **Operating Results to April 30, 2001.**

MOVED Director Stanhope, SECONDED Director Sherry, that the summary report from operations to April 30, 2001 be received for information.

CARRIED

#### **RECREATION AND PARKS**

##### **Beach Access Improvements - Area H.**

MOVED Director Stanhope, SECONDED Director Quittenton, that the Regional District consult with local residents and apply to the Ministry of Transportation and Highways for licenses to make improvements to up to six beach access sites in Electoral Area H (Alert Road, Cochrane Road, Baywater Road, Guitar Lane, Nile Road and Bowser Road) for use by local residents.

CARRIED

##### **Sign Manual for Community and Regional Parks & Trails.**

MOVED Director Stanhope, SECONDED Director Westbrook, that the Sign Manual be approved as the guiding document for designing, producing, and installing signs in Community and Regional Parks and Trails in the Regional District.

CARRIED

#### **TRANSIT**

##### **Transit Service Changes for August 2001.**

MOVED Director Stanhope, SECONDED Director Krall, that the "Transit Service Changes for August 2001" report be received for information.

CARRIED

#### **COMMISSION, ADVISORY & SELECT COMMITTEE**

##### **District 69 Recreation Commission.**

MOVED Director Stanhope, SECONDED Director Quittenton, that the minutes of the District 69 Recreation Commission meeting held April 26, 2001 be received for information.

CARRIED

MOVED Director Stanhope, SECONDED Director Westbroek, that the staff report on the Parksville Lacrosse Box Youth Agreement be received and \$2,256 of Community Agreement funding be approved for the Parksville Basketball Court Committee to install four basketball standards and hoops at the Parksville Community Park lacrosse box subject to approval and additional funding by the City of Parksville.

CARRIED

MOVED Director Stanhope, SECONDED Director Westbroek, that grants be approved to the following organizations:

**Electoral Area Grants-in-Aid:**

Nanoose Bay Recreation and Activities Society	\$1,250
Errington War Memorial Hall Board	\$ 416
Bradley Centre Board	\$ 416
Coombs Hilliers Recreation Community Organization	\$ 416
Area G Parks Recreation and Greenspaces Advisory	\$1,250
Lighthouse Recreation Commission	\$1,250

**Youth Grants-in-Aid:**

District 69 Dance Committee	\$1,173
Oceanside Gravity Games	\$ 990
District 69 Volunteer Centre	\$ 500
Women and Girls in Sport- Girls Hockey Jamboree	\$1,250
Parksville Qualicum 4H District Senior Council	\$1,500

**Community Grants-in-Aid:**

School District #69- Tribune Bay Camp for at risk children	\$ 500
Kidfest	\$ 250
Family Resource Centre - Children Who Witness Abuse Camp	\$ 300
Mid-Island Wheelchair Sports Club	\$ 470

CARRIED

**Lantzville Parks & Open Space Committee.**

MOVED Director Stanhope, SECONDED Director Haime, that the minutes of the Lantzville Parks & Open Space Committee meeting held May 7, 2001 be received for information.

CARRIED

**Area 'A' Parks, Recreation & Greenspaces Advisory Committee.**

MOVED Director Stanhope, SECONDED Director Elliott, that the minutes of the Area 'A' Parks, Recreation & Greenspaces Advisory Committee meeting held March 15 and April 19, 2001 be received for information.

CARRIED

**Area 'G' Parks, Recreation & Greenspaces Advisory Committee.**

MOVED Director Stanhope, SECONDED Director Westbroek, that the minutes of the Area 'G' Parks, Recreation & Greenspaces Advisory Committee meeting held May 10, 2001 be received for information.

CARRIED

**BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS**

**Port Theatre Funding.**

MOVED Director Stanhope, SECONDED Director Holdom, that staff be requested to prepare a report for the Board to address the Port Theatre funding request, and that the report detail the voting procedures for each electoral area.

CARRIED

**Vancouver Island Regional Corridor Participation.**

MOVED Director Stanhope, SECONDED Director Westbroek, that staff prepare a report for the Board to consider the request to participate in the VIRC planning process.

CARRIED

**SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEE**

**Appointments to the City of Nanaimo Parks, Recreation & Culture Commission for Electoral Areas B & D.**

MOVED Director McNabb, SECONDED Director Krall, that Director Sperling be appointed to the City of Nanaimo Parks, Recreation & Culture Commission for Electoral Area B and that Director Haime replace Kim Burden as the appointment to the City of Nanaimo Parks, Recreation & Culture Commission for Electoral Area D.

CARRIED

**Aggregates Study Select Committee.**

MOVED Director McNabb, SECONDED Director Westbroek, that the minutes of the Aggregates Study Select Committee meeting held on Tuesday, May 22, 2001 be received for information.

CARRIED

**Intergovernmental Advisory Committee.**

MOVED Director Krall, SECONDED Director McNabb, that the minutes of the Intergovernmental Advisory Committee meeting held on Thursday, May 31, 2001 be received for information.

CARRIED

**Grants-in-Aid Committee.**

MOVED Director Krall, SECONDED Director McNabb, that the minutes of the Grants-in-Aid Committee meeting held June 5, 2001 be received for information.

CARRIED

**School District 68.**

MOVED Director Krall, SECONDED Director Elliott, that grants be awarded as follows:

Cedar Community Police Station	\$	1,000
Cedar School & Community Enhancement Society		828
Nanaimo Search and Rescue	\$	1,800

CARRIED

**School District 69.**

MOVED Director Stanhope, SECONDED Director Westbrook, that grants be awarded as follows:

Arrowsmith Community Justice Society	\$ 1,000
Arrowsmith Search & Rescue	2,000
Caregivers Support Program	250
District 69 Volunteer (Centre) Association	400
Errington Therapeutic Riding Association	700
Mount Arrowsmith Elder Abuse Prevention Committee	350
Oceanside Radio Communications Association	1,200
Parksville-Qualicum Beach SPCA	500
Parksville-Qualicum & District Crimestoppers	1,000
Royal Canadian Air Cadets - 893 Beaufort Squadron	1,500

CARRIED

**NEW BUSINESS**

**Board & Committee Meetings in July & August.**

MOVED Director Westbrook, SECONDED Director Stanhope, that meetings in July and August be limited to 2 per month, the second Tuesday for the regular Board meeting and the fourth Tuesday for the Committee meetings.

CARRIED

**IN CAMERA**

MOVED Director Sherry, SECONDED Director McNabb, that pursuant to Sections 242.2(l)(h) of the *Local Government Act* the Board proceed to an In Camera meeting to consider matters related to litigation or potential litigation affecting the Regional District.

CARRIED

**ADJOURNMENT**

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

CARRIED

TIME: 8:05 PM

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CHAIRPERSON

GENERAL MANAGER, CORPORATE SERVICES

**PAGE**  
16





REGIONAL DISTRICT OF NANAIMO	
JUN 15 2001	
CHAIR	GMCrS
CAO	GMDS
GMCrS	GMES
<i>Brit Columbia</i>	

June, 2001

Dear Stakeholder:

I am writing to you today about my support for building strong communities, strong local governments, and strong and effective delivery of programs and services within communities.

As the Minister of Community, Aboriginal and Women's Services, I will lead a ministry dedicated to providing a client-centred, responsive approach that empowers communities and enhances the quality of life of the people who live in them. It is my purpose as Minister to ensure those actions, programs and services that make a community stronger and safer are co-ordinated and effective. B.C. communities can now benefit from the knowledge, skills and abilities brought together into one ministry committed to a fully-integrated approach to service delivery. Services and activities that were previously separate and spread across different ministries have been brought together with a clear mandate of greater accessibility, responsiveness and accountability.

The role and scope of this ministry holds great promise for the future. The ministry provides better co-ordination of resources and dedicated support for aboriginals, women, local governments and the multicultural community. The creation of a new ministry with specific responsibility for improving community services for aboriginal people ensures the social and economic challenges they face are made a priority. The Honourable Lynn Stephens, Minister of State for Women's Equality, will ensure that measures to advance women's equality become an integral part of services and support to communities. The Honourable Ted Nebbeling, Minister of State for Community Charter, will work closely with municipalities to give them greater autonomy and better planning tools to reduce pressure on property taxes.

While this is an enormous opportunity for us all, we cannot do it without your participation. I look to the hundreds of individuals, groups and organizations to provide your continued input on how to deliver the services people need, and how to deliver those services more effectively. And while these are the early

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Page 2

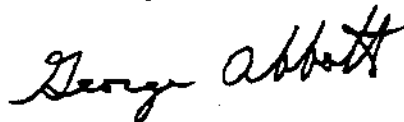
days yet, I am encouraged by the efforts of my ministry staff and the actions of individuals who are working to apply the skills, talents and resources of our ministry to enhance our focus on the community and provide stronger community services.

Without doubt, this restructuring is a significant change, and an ambitious undertaking. However, I believe that as a result of this restructuring, our ministry has a greater co-ordination of skills and abilities, a more integrated approach to service delivery, and a deeper and broader reach into the community. Additionally, our voice and presence at the decision-making table is strong, and before us lies a significant opportunity to join our efforts to achieve greater quality of service to the community and those who live there.

In the course of my public service at the provincial and local levels of government, I have met many of the individuals, groups, and organizations vital to community support and services. I am looking forward to meeting with you in fulfilling my responsibilities to the Ministry of Community, Aboriginal and Women's Services, and will make ongoing dialogue with you a central part of my ministerial duties.

Thank you for your work to date and I look forward to the privilege of working with you in the time ahead.

Yours truly,



George Abbott  
Minister



Federation of  
Canadian  
Municipalities

Fédération  
canadienne des  
municipalités

# MEMBERS' ADVISORY

REGIONAL DISTRICT OF NANAIMO			
JUN 14 2001			
CHAIR		GMCrS	
SAC		GMDS	
GMCrS		GMES	
Brd. Correspondence			✓

June 12, 2001

## PLEASE BRING TO THE ATTENTION OF COUNCIL

### CALL FOR RESOLUTIONS FOR CONSIDERATION BY THE FCM NATIONAL BOARD OF DIRECTORS, SEPTEMBER 2001

The Federation of Canadian Municipalities (FCM) invites members to submit resolutions on subjects of **national municipal interest** for debate at the September 5-8 meeting of the National Board of Directors in Prince George, British Columbia.

***FCM will take a stand only on issues that are clearly of national municipal interest and which fall within the jurisdiction of the federal government. Indirect municipal issues and local/regional issues will not be supported by major research and lobbying activity, unless otherwise directed by delegates at the Annual Conference or by FCM's National Board of Directors.***

Resolutions should meet the enclosed guidelines and must be received by FCM no later than midnight on July 23, 2001. Resolutions received after the deadline will be processed for the December 2001 meeting of the National Board of Directors.

If possible, an electronic copy of your resolution(s) should be submitted. Please forward resolution(s) to Nicole Ladouceur, Federation of Canadian Municipalities, 24 Clarence Street, Ottawa, Ontario, K1N 5P3 (E-mail: [nladouceur@fcm.ca](mailto:nladouceur@fcm.ca); Tel: (613) 241-5221 ext. 364; Fax: (613) 241-7440).

FCM looks forward to hearing from its members.

John Burrett  
Acting Director  
Policy and Public Affairs  
Enclosure

**PAGE**  
19



REGIONAL DISTRICT OF NANAIMO			
JUN 27 2001			
CHAIR		GMCrS	
CAO		GMDS	
GMCrS		GMES	
Board			
		DATE:	

MEMORANDUM

TO: Pamela Shaw  
Manager, Community Planning

FROM: Deborah Jensen  
Planner

SUBJECT: Bylaw No. 500.262 – Ciammaichella  
Lot 8, Block 389, Wellington District, Plan VIP53763  
Electoral Area 'D' – Aulds Road, 6430 Phantom Road

DATE: July 3, 2001

FILE: 3360 30 0005

PURPOSE

To consider Bylaw No. 500.262 for adoption.

BACKGROUND

Bylaw No. 500.262 was considered by the Board and given 1<sup>st</sup> and 2<sup>nd</sup> reading on July 11, 2000. A public hearing was held on July 31, 2000, and the Board granted the Bylaw 3<sup>rd</sup> reading on August 8, 2000.

Bylaw No. 500.262 would rezone the subject property from Rural 1 (RU1), Subdivision District 'D' to Residential 1 (RS1), Subdivision District 'K' in order to allow the applicant to proceed with an application for subdivision (see Schedule No. 2).

As the conditions of Schedule 1 have been completed, the Bylaw may now be considered for adoption by the Regional Board.

ALTERNATIVES

The following options are available for consideration:

1. To adopt Bylaw 500.262.
2. To not adopt Bylaw 500.262, and to give further direction to staff.

VOTING

All directors except Electoral Area 'B' – one vote.


SUMMARY/CONCLUSIONS

"Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.262, 2000" was given 1<sup>st</sup> and 2<sup>nd</sup> reading on July 11, 2000. A Public Hearing was held on July 31, 2000, and the Bylaw was given 3<sup>rd</sup> reading on August 8, 2000. As the conditions for adoption have been completed, the Bylaw can now be considered for adoption.

The following recommendation is provided for consideration by the Board.

**RECOMMENDATION**

That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.262, 2000" be adopted.



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Report Writer



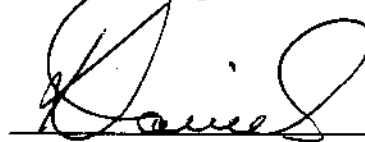
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General Manager Concurrence



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Manager Concurrence



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CAO Concurrence

**COMMENTS:**

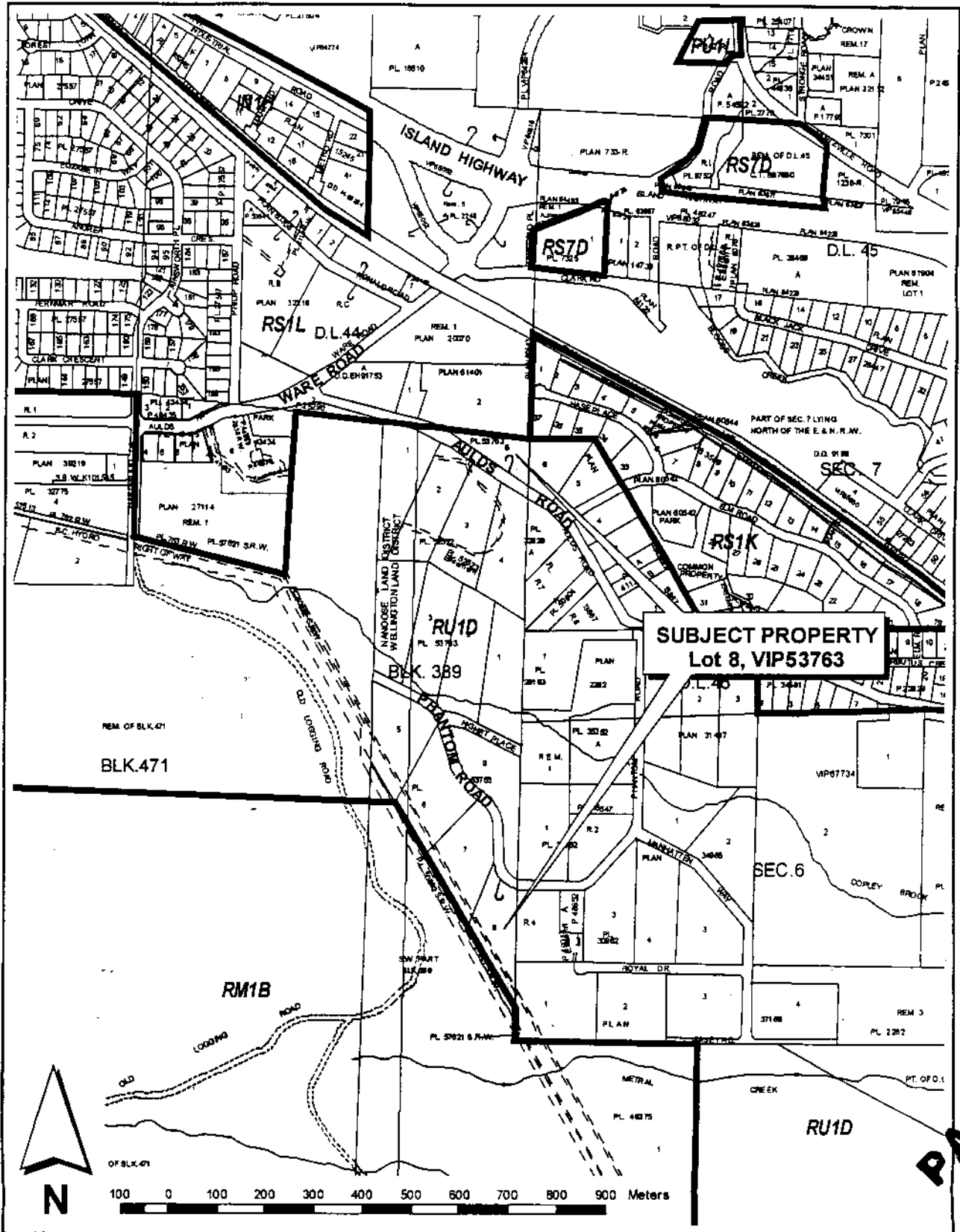
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**SCHEDULE NO. 1**

**Conditions of Approval  
Amendment Application ZA0005**

1. A valid access permit from the Ministry of Transportation for the Aulds Road portion.
2. An approved health permit from the Ministry of Health Central Vancouver Island Health Unit for the Aulds Road portion for sewage discharge.
3. An engineer's report on the anticipated water demands of the project and sources of supply. The Board may require an engineer's report on the water source to determine possible interference with other wells in the area, with provision for the applicant to fund an independent review of the findings.
4. Proof that the septic disposal needs of each portion can be met on site.

SCHEDULE NO. 2  
Subject Property Map



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**TO:** Kelly Daniels  
Chief Administrative Officer

**DATE:** July 4, 2001

**FROM:** Robert Lapham  
General Manager, Development Services

**FILE:** 3360 30 9630

**SUBJECT:** Amendment Application No. 9630 – Horne Lake License Holders Association on behalf of Texada Land Corporation  
Portions of District Lots 251 and 251A and Block 40, Alberni District bordering Horne Lake - Electoral Area ' H '

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#### PURPOSE

To consider a revised application to rezone a portion of the land surrounding Horne Lake from Resource Management 1 to a Comprehensive Development Zone to permit the ongoing use of the land as a recreational development.

#### BACKGROUND

At the June 2001 regular meeting of the Board, staff recommended that the amendment application submitted by the Horne Lake Licensee Holders Association (HLLHA) on behalf of Texada Land Corporation be given third reading subject to a number of conditions to be completed prior to consideration of adoption. Following this approval, representatives of (HLLHA) contacted staff and met with the Provincial Approving Officer to request consideration of a possible revision in the application to facilitate a bare land strata subdivision in substitution for the lease proposal. That is, the applicants have requested amending their proposal to allow for the bare land strata subdivision of 400 individual strata lots.

It is noted that staff initially raised the strata tenure as an option with the initial application; however, there were concerns by (HLLHA) that the subdivision approval process was uncertain and the conditions required by the Provincial Approving Officer might have been onerous. However, due to concerns raised by the Land Registry on the form of tenure, the applicant is now proposing to amend the application to consider the bare land strata subdivision.

The revised proposal would still create a new Comprehensive Development zone and zone the surface of Horne Lake as previously proposed; however, would also facilitate the subdivision of the individual cabin sites as bare land strata lots. In order to accommodate the proposed strata subdivision, amendments to the draft zoning Bylaw need to provide for an initial subdivision of the Forest Land Reserve from the proposed strata lots. The bylaw also needs to provide for the subdivision of the 400 individual strata lots and establish new lot line setbacks (*see Attachment No. 1*).



## ALTERNATIVES

1. That Bylaw No. 500.275, be given 1<sup>st</sup> and 2<sup>nd</sup> reading and be referred to a public hearing subject to the agreements and undertakings as outlined in the staff report (*including Schedule No. 1*).
2. That the proposed amendments to the draft bylaw be denied.

## DEVELOPMENT IMPLICATIONS

From the outset of the application process, staff has advised the applicant of Board policies and referral agency concerns regarding the preparation of a proposed zoning amendment bylaw and development agreement that will achieve the goal of restricting development around Horne Lake to a recreational use. In order to maintain the recreational use of the cabins, the proposed comprehensive development zone and agreements will limit cabin size, restrict siting and height, ensure full collection of waste water and sewage by pump and haul, and regulate the length of occupancy. The request to amend the bylaw to permit a bare land strata subdivision will contain the same provisions needed to regulate land use but will provide for a more secure tenure for future cabin owners.

## LEGAL IMPLICATIONS

As established in previous reports, the present use of the lands is contrary to Regional District zoning regulations and development permit guidelines. The proposed amendments to the bylaw will resolve the land use contraventions with respect to the current zoning and development permit area. The amendments will also facilitate a resolution to the litigation between Texada Land Corporation and the Department of Fisheries and Oceans and Ministry of Environment.

The flood control provisions of Bylaw No. 500.275 are being established pursuant to Section 910 of the *Local Government Act* and will require the approval of the Minister of Environment Lands and Parks.

Remaining unresolved is the present conflict between an existing historic gazette for a trail (66 feet wide) and the location of a large number of existing cabin sites. This is required to be resolved or secured prior to consideration of the adoption of the proposed amendment bylaw.

## ENVIRONMENTAL IMPLICATIONS

As a condition of consideration of approval, individual development permits will be required to consider specific variances requested by cabin owners to allow cabin additions, or relocations to occur, within the zoning setbacks and development permit area. Existing cabins, within the zoning setback, will remain contrary to the zoning until such time as they are relocated or obtain variances.

## PUBLIC CONSULTATION IMPLICATIONS

Bylaw No. 500.275 is subject to a public hearing pursuant to the *Local Government Act*. At the public hearing all persons who believe they have an interest in the subject application will have an opportunity to be heard or submit written submissions.

## VOTING

All directors - one vote each except Electoral Area B.

## SUMMARY/CONCLUSIONS

At the direction of the Board, staff has worked with the Horne Lake License Holders Association to prepare a draft comprehensive development zone and development agreements that are being submitted as an application to amend the zoning of a portion of the land surrounding Horne Lake as well as the surface of the Lake.

Subsequent to a public hearing on this application and a 3<sup>rd</sup> reading report to the Board in June 2001, the applicant has proposed an amendment to the application to consider a bare land strata subdivision. The application to permit the recreational use of up to 400 cabins surrounding the lake is proposed to be amended to subdivide the forest land from the area containing the cabin sites and to permit the subdivision of the cabin sites as individual bare land strata lots.

As part of the proposal, the applicant will transfer approximately 270 acres, included within Block 40, Alberni District, (including the existing campground) to the Regional District as Regional Park. Due to the proposed change in tenure, the park management plan will still be prepared; however, the option providing the opportunity for (HLLHA) to assume the management will be dropped in favour of a selection process as determined by the Board. Further, as the application now provides for subdivision, the layout and registration of the plan will require approval pursuant to the *Strata Property Act* and RDN approval of some bylaw variances related to parcel size standards and frontage requirement. Subdivision fees will be payable as well as the revised fees for School Site Acquisition.

Staff recommends that the application be approved and that Bylaw No. 500.275 be given 1<sup>st</sup> and 2<sup>nd</sup> reading and referred to a public hearing, subject to completion of the agreements and undertakings as outlined in the staff report.

## RECOMMENDATIONS

1. That Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.275, 2001 be given 1<sup>st</sup> and 2<sup>nd</sup> reading and proceed to a public hearing subject to completion of the agreements and undertakings as outlined in the staff report (*including Schedule No. 1*).
2. That the Public hearing on "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.275, 2001" be delegated to Director Quittenton or his alternate.

Report Writer

COMMENTS:

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CAO Concurrence

*Schedule No. 1*

*Horne Lake License Holders Association on behalf  
of Texada Land Corporation  
Application ZA9630*

Agreements or undertakings to be secured prior to consideration of adoption of Bylaw No. 500.275.

1. The transfer of approximately 270 acres of land within Block 40, Alberni District to the RDN as regional park on the condition that specific uses and the operation of the park will be governed by a RDN park management plan, including provision for up to 200 campsites
2. A provision for only 377 cabin sites unless evidence is provided that the additional 23 sites can be reasonably accommodated on the lands as determined by the RDN.
3. A new Water 4 Zone (WA4) over the surface of Horne Lake that would restrict uses to floating boat ramps and floating docks at a restricted size and height.
4. A new flood construction elevation to be established as part of the zoning with restrictive covenants recognizing the flood risk, establishing new minimum habitable floor elevations and setbacks, including a release and indemnity in favour of the Regional District and other government agencies.
5. A flood reconstruction definition determining the degree of reconstruction that will trigger relocation of existing cabins to the newly established elevation and setback and also ensuring that all new cabin construction meets these requirements.
6. A new local pump and haul service area and conditions for mandatory compliance over a 3-year implementation period according to agreed upon fees and charges.
7. The requirement for a development permit to protect environmentally sensitive and hazardous areas according to current development permit area guidelines and agency referral comments.
8. A letter of understanding agreeing to work toward providing public access opportunities through corridors to be licensed to the RDN.
9. Resolution of the outstanding conflict between the trail right-of-way (established by gazette) and the cabins located within the Comprehensive Development Zone. The applicant has requested the gazetted trail be discharged by the Ministry of Transportation.
10. Approved preliminary layout for subdivision and relaxation of frontage requirements.

## REGIONAL DISTRICT OF NANAIMO

## BYLAW NO. 500.275

**A Bylaw to Amend Regional District of Nanaimo  
Land Use and Subdivision Bylaw No. 500, 1987**

The Board of the Regional District of Nanaimo, in open meeting assembled, enacts as follows:

A. **Schedule 'A'** of "Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987", is hereby amended as follows:

1. **PART 2 INTERPRETATION, Section 2.1 Definitions** is hereby amended by repealing the following definition:

*floor area* means the sum total of the gross horizontal area of each floor of a building as measured from the outermost perimeter of the building;

and replacing with:

*floor area* means the sum total of the gross horizontal area of each floor of a building as measured from the outermost perimeter of a building, excluding roof overhangs of less than 1.3 metres.

2. **PART 6 LAND USE REGULATIONS, Section 6.1 Zones** is hereby amended by adding the following zoning classifications and corresponding short title equivalent:

WATER 4 ZONE	WA4
HORNE LAKE COMPREHENSIVE DEVELOPMENT ZONE 9	CD9

3. **PART 6, LAND USE REGULATIONS, Section 6.4 Regulations for Each Zone** is hereby amended by adding Section 6.4.107, Horne Lake Comprehensive Development Zone 9 (CD9)

as shown on Schedule '1' which is attached to and forms part of this Bylaw.

4. **PART 6, LAND USE REGULATIONS, Section 6.4 Regulations for Each Zone** is hereby amended by adding Section 6.4.94, Water 4 (WA4)

as shown on Schedule '2' which is attached to and forms part of this Bylaw.

5. **PART 6, LAND USE REGULATIONS, Schedule '6A', Zoning Maps** is hereby amended by rezoning from Resource Management 1 (RM1) to Horne Lake Comprehensive Development Zone 9 (CD9) the land legally described as:

Part of Parcel A (DD33934I) of District Lot 251, Alberni District except part in Plan 1735R and except part in Plan 46602; and

Part of Parcel B (DD33933I) of District Lot 251, Alberni District

as shown in heavy outline on Schedule '3' which is attached to and forms part of this Bylaw.

6. **PART 6, LAND USE REGULATIONS, Schedule '6A', Zoning Maps** is hereby amended by rezoning from Resource Management 1 (RM1) to Water 4 (WA4) the surface of the water Horne Lake, Alberni District and Islands including District Lot 302, Alberni District.

as shown in heavy outline on Schedule '4' which is attached to and forms part of this Bylaw.

7. **PART 6 LAND USE REGULATIONS, SCHEDULE '6B', TABLE 1, Required Number Of Off Street Parking Spaces**, is hereby amended by adding the following:

Use	Required Parking Spaces
cabin	2 per cabin

8. **PART 7 SCHEDULE '7A' SUBDIVISION REGULATIONS, SCHEDULE '7B' SUBDIVISION DISTRICTS – MINIMUM PARCEL SIZES** is hereby amended by adding the following subdivision district after subdivision district 'Z'

Minimum Parcel Sizes	
CD9	400 m <sup>2</sup> with approved pump and haul service connections

9. **PART 7 SCHEDULE '7A' SUBDIVISION DISTRICT MAP 01** is hereby amended by changing the Subdivision District from 'A' to 'Z' for the land and surface of the water legally described as:

Part of Parcel A (DD33934I) of District Lot 251, Alberni District except part in Plan 1735R and except part in Plan 46602; and

Part of Parcel B (DD33933I) of District Lot 251, Alberni District

The surface of the water of Horne Lake, Alberni District and Islands including District Lot 302 Alberni District

as shown in heavy outline on Schedule '5' which is attached to and forms part of this Bylaw.

10. **PART 7 SCHEDULE '7A' SUBDIVISION DISTRICT MAP 01** is hereby amended by changing the Subdivision District from 'A' to 'CD9' Minimum Parcel Size 400 m<sup>2</sup> for the land legally described as:

Part of Parcel A (DD33934I) of District Lot 251, Alberni District except part in Plan 1735R and except part in Plan 46602; and

Part of Parcel B (DD33933I) of District Lot 251, Alberni District

as shown in heavy outline on Schedule '6' which is attached to and forms part of this Bylaw.

- B. This Bylaw may be cited as "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.275, 2001".

Introduced and read two times this 10th day of July, 2001.

Public Hearing held pursuant to Section 890 of the *Local Government Act* this \_\_\_ day of \_\_\_, 2001.

Read a third time this \_\_\_ day of \_\_\_, 2001.

Received approval of the Minister of Environment, Lands and Parks pursuant to Section 910 of the *Local Government Act* this \_\_\_ day of \_\_\_, 2001

Adopted this \_\_\_ day of \_\_\_\_\_, 2001.

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
General Manager, Corporate Services

**PAGE**  
29

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
General Manager, Corporate Services

Section 6.4.107

**HORNE LAKE COMPREHENSIVE DEVELOPMENT ZONE 9**

**CD9**

**6.4.107.1 Permitted Uses**

- (a) Recreational Residence
- (b) Recreational Vehicle Storage Area

**6.4.107.2 Maximum Number and Size of Buildings Structures and Uses**

- (a) The maximum number of recreational residences permitted within the area as shown outlined on plan contained in Schedule CD9 'A', shall be:
  - (i) 400, where the regional park amenity referred to in subsection (e) is provided to the regional district; or
  - (ii) 2, where the regional park amenity has not be provided.
- (b) Number of recreational residences per bare land strata lot - 1
- (c) Floor Area:
  - (i) cabin – 70 m<sup>2</sup> subject to subsections 6.4.107.6 (a)(xi) and 6.4.107.6 (a)(xiii)
  - (ii) visitor recreational vehicle – 37m<sup>2</sup>
  - (iii) accessory buildings - one 10 m<sup>2</sup> and one 6 m<sup>2</sup> for each recreational residence
- (d) Height (recreational residence):
  - (i) cabin – 6.1 m
  - (ii) accessory buildings and structures - 3.0 m
- (e) Storeys
  - (i) The maximum number of storeys contained within a cabin must not exceed 2.
  - (ii) Where 2 storeys are provided within a cabin, the floor area of the storey with the highest elevation must not exceed 50% of the floor area of the lower storey not including internal stairways.
- (f) The regional park amenity is the transfer to the Regional District of the lands legally described as Block 40, Alberni District, Plan 691N, Except That Part Thereof Shown Outlined in Red on Plan 1339R and Except That Part in Plan 46603 in substantially the same condition as such lands were as of May 31, 2001, to be operated and maintained by or on behalf of the Regional District as regional park.

**6.4.107.3 Minimum Parcel Size**

Despite Section 7.1 and 7.6.4 of this bylaw, the following subdivision regulations apply:

- (a) Maximum number of bare land strata lots that may be subdivided within the CD9 zone - 400

**6.4.107.4 Minimum Setback Requirements**

All watercourses, except Horne Lake	15.0 m from the natural boundary or where a bank is within 15 metres of the natural boundary, 15.0 m from the top of the bank, whichever is greater.
Horne Lake	8.0 m from the natural boundary as shown on the survey plan prepared by Bruce Lewis, BCLS and dated March 15, 2000.
Interior side lot line	1.5 m
Rear lot line	1.5 m
All other lot lines	5.0 m

#### 6.4.107.5 Flood Control

(a) The following Lands are designated flood plain:

(i) Until the works referred to in subsection (c) have been constructed,

That part of Parcel A (DD33934I) of District Lot 251, Alberni District except part in Plan 1735R and except part in Plan 46602; and

That part of Parcel B (DD33933I) of District Lot 251, Alberni District below 125.3 metres Geodetic Survey of Canada Datum.

(ii) After construction of the works referred to in subsection (c),

That part of Parcel A (DD33934I) of District Lot 251, Alberni District except part in Plan 1735R and except part in Plan 46602; and

That part of Parcel B (DD33933I) of District Lot 251, Alberni District below 121.7 metres Geodetic Survey of Canada Datum.

(b) Until the works referred to in subsection (c) have been constructed:

(i) the flood level for the Horne Lake Lands described in subsection (a), shall, subject to subsection (c), be 125.3 metres Geodetic Survey of Canada Datum; and

(ii) the structural support required to elevate a floor system above the flood level shall be constructed so that the underside of a floor of any habitable space, or in the case of a mobile home, the top of a concrete or asphalt pad on which it is located, is at least 125.3 metres Geodetic Survey of Canada Datum.

(c) Despite subsection (b), the flood construction elevation under subsection (b) shall be 121.7 metres Geodetic Survey of Canada Datum where the following works have been designated and constructed and following undertakings, have been secured to the satisfaction of the Regional Water Manager of the Ministry of Environment, Lands and Parks.

(i) Reconstruction of the Horne Lake Dam with a spillway crest at elevation 120.76 metres Geodetic Survey of Canada Datum;

(ii) A slide gate controlled, rectangular section concrete conduit 12 feet wide and 10 feet tall to be constructed through the dam at invert elevation of 115.16 metres Geodetic Survey of Canada Datum;

(d) Despite the designation of the Horne Lake Lands as flood plain and the restrictions contained in subsection (b) and (c), a person may construct a permitted minor addition to a building in the Horne Lake Comprehensive Development Zone.

(e) Within the Horne Lake flood plain "a permitted minor addition" means one addition to a cabin located in the Horne Lake Comprehensive Development Zone having an area, which is the lesser of:

(i) 25% of the floor area of the main floor of the cabin; or

(ii) 100 square feet;

provided the main floor area of the cabin does not exceed the maximum floor area of 70 m<sup>2</sup> as specified in Section 6.4.107(b)(i) after the one addition.

#### 6.4.107.6 Other Regulations

(a) For the purposes of this zone:

- (i) "*recreational residence*" means one cabin, or one cabin and one visitor recreational vehicle
- (ii) "*cabin*" means a building or recreational vehicle used for the temporary accommodation of one or more persons;
- (iii) "*visitor recreational vehicle*" means a tent or one recreational vehicle other than a mobile home located within 100 metres of a cabin, which provides for the accommodation of persons visiting the occupants of the cabin;
- (iv) a visitor recreational vehicle for a given cabin may be located on site for no more than 4 consecutive days within a week with the exception that one visit within a calendar year may extend up to 90 consecutive days;
- (v) "*temporary accommodation*" means the occupation of a cabin for fewer than 180 consecutive days in a calendar year and fewer than 240 days in total during the same calendar year;
- (vi) "*recreational vehicle storage*" means the storage of vehicles used for temporary seasonal accommodation during the periods of time when such vehicles are not in use.
- (vii) No more than 2.0235 hectares (5 acres) of land within the Horne Lake Comprehensive Development Zone 9 shall be used for recreational vehicle storage.
- (viii) The area of land used for recreational vehicle storage shall form one contiguous area and vehicle storage shall not take place in different locations within this zone.
- (ix) The area of land used for recreational vehicle storage shall not be closer than 30 metres from the natural boundary of Horne Lake, 30 metres from the top of a bank adjacent to a watercourse and 5 metres from any other lot line.
- (x) "*storey*" means that portion of a building situated between the top of any floor and the top of the floor next above it, and if there is no floor above it, that portion between the top of the floor and the ceiling above.
- (xi) up to 35m<sup>2</sup> floor area that is located on a second storey is permitted in addition to the maximum floor area specified in 6.4.107.2(b)(i), not including internal stairways;
- (xii) "*porch*" means a roofed open structure projecting from the exterior wall of a building and having at least 30% of the total areas of the vertical planes forming its perimeter, other than the exterior wall of the building, unobstructed in any manner except by insect screening;
- (xiii) up to 40 m<sup>2</sup> of floor area used for porches attached to a cabin is permitted in addition to the maximum floor area specified in 6.4.107.2(b)(i) provided the combined lot coverage "footprint" of the cabin, porch, deck or hard surfaced patio, other than a permitted minor addition of 10 m<sup>2</sup>, does not exceed 93 m<sup>2</sup> within a setback of 15 metres from the natural boundary of Horne Lake;
- (xiv) Despite section 6.4.107.1(c), a cabin may be up to 8.0 metres in height, where the difference in height between 8.0 metres and 6.1 metres arises from the construction of raised foundations or other construction which does not enclose habitable or occupiable storage space;
- (xv) The keeping of animals for agricultural purposes is not permitted in this zone.

(b) In the event of inconsistency between any provision of Section 6.4.107 and any other provision of this Bylaw, the Section 6.4.107 provision will apply and the other provision will not apply to the extent of the inconsistency.



\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
General Manager, Corporate Services

Section 6.4.94

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**WATER 4**

**WA4**

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**6.4.94.1 Permitted Uses and Minimum Site Area**

**Permitted Uses**

- (a) Dock

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**6.4.94.2 Maximum Number and Size of Buildings Structures and Uses**

Maximum Area— Dock:

A maximum of 25 cabins permitted under the Horne Lake Comprehensive Development Zone 9 may have a maximum of 40 m<sup>2</sup> of dock area excluding access walkways or ramps that do not exceed 1.22 metres in width and the maximum dock area for all other cabins permitted under the Horne Lake Comprehensive Development Zone 9 shall not exceed 20 m<sup>2</sup> excluding access walkways or ramps that do not exceed 1.22 metres in width.

Height:

1.0 m above the surface of the water excluding diving boards and slides that are not contained within a building and do not exceed a height of 2.5 m above the surface of the water:

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**6.4.94.3 Minimum Setback Requirements**

All Lot Lines: - 0.0 m

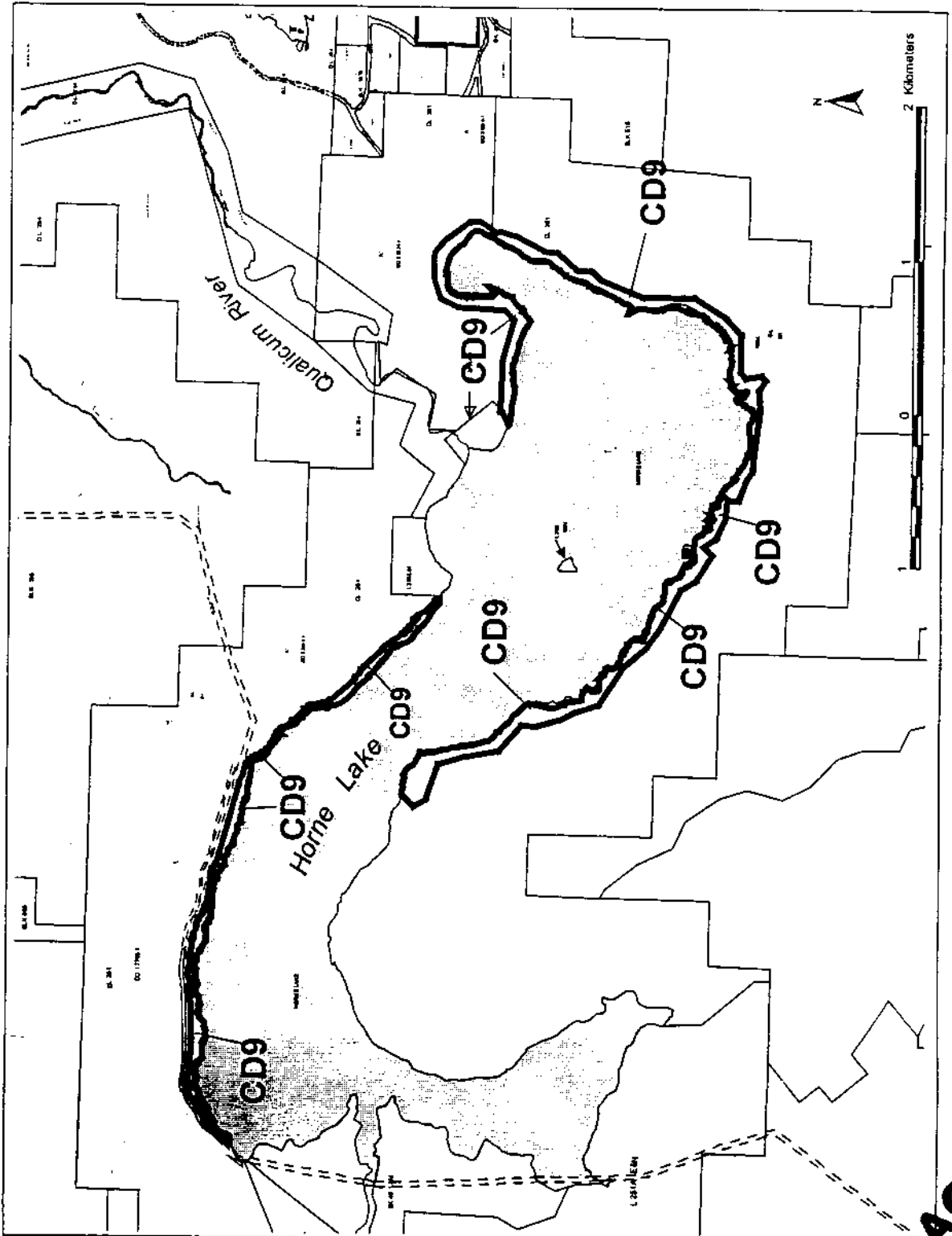
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**6.4.94.4 Other Regulations**

- (a) For the purposes of this zone dock means a floating structure for the mooring of boats;
- (b) For the purposes of this zone no accessory uses, buildings or structures including fences under 2.0 m in height are permitted;
- (c) In the event of inconsistency between any provision of Section 6.4.94 and any other provision of this Bylaw, the Section 6.4.94 provision will apply and the other provision will not apply to the extent of the inconsistency.

Chairperson

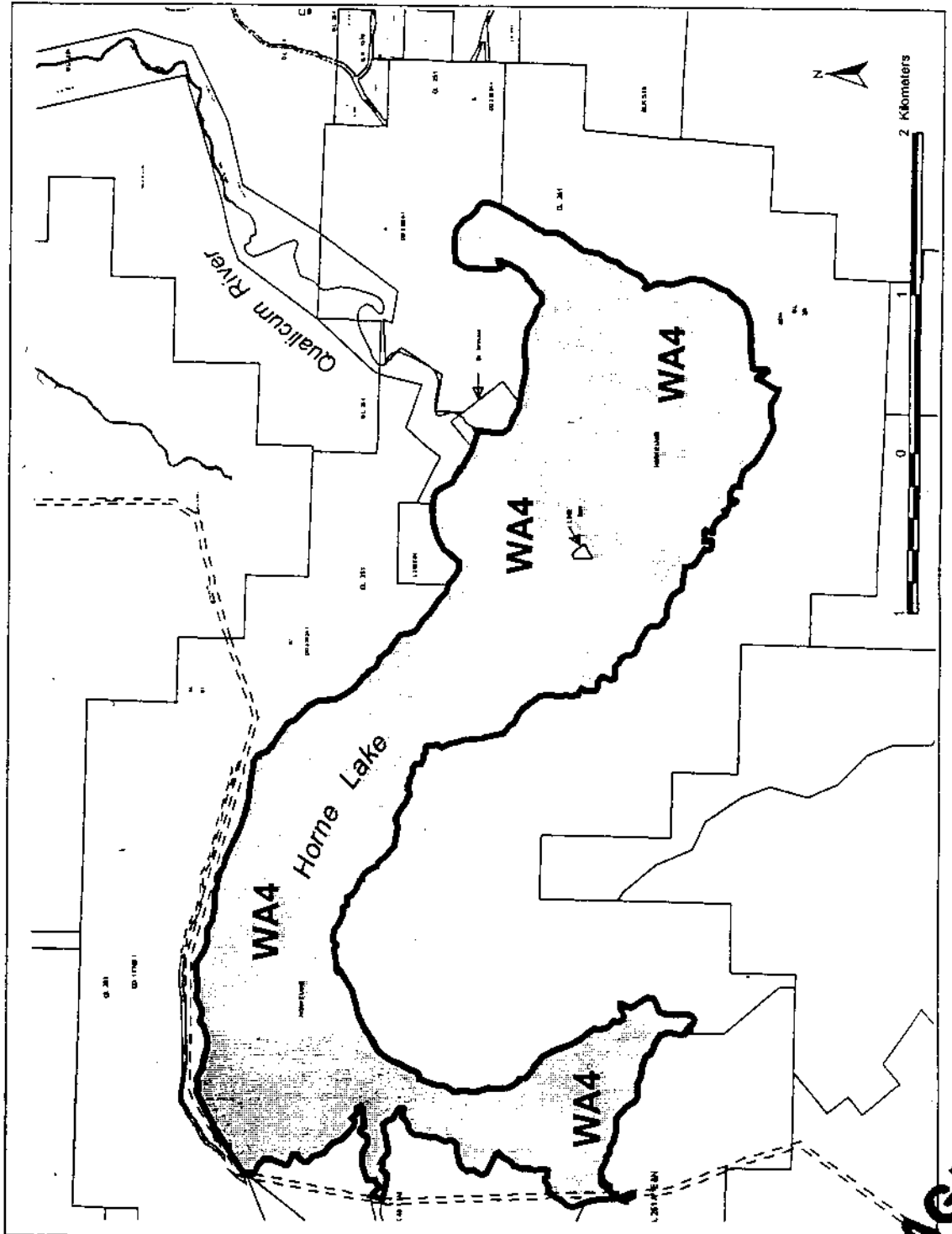
General Manager, Corporate Services



Schedule '4' to accompany "Regional District of Nanaimo  
Land Use and Subdivision Bylaw Amendment Bylaw  
No. 500.275, 2001"

Chairperson

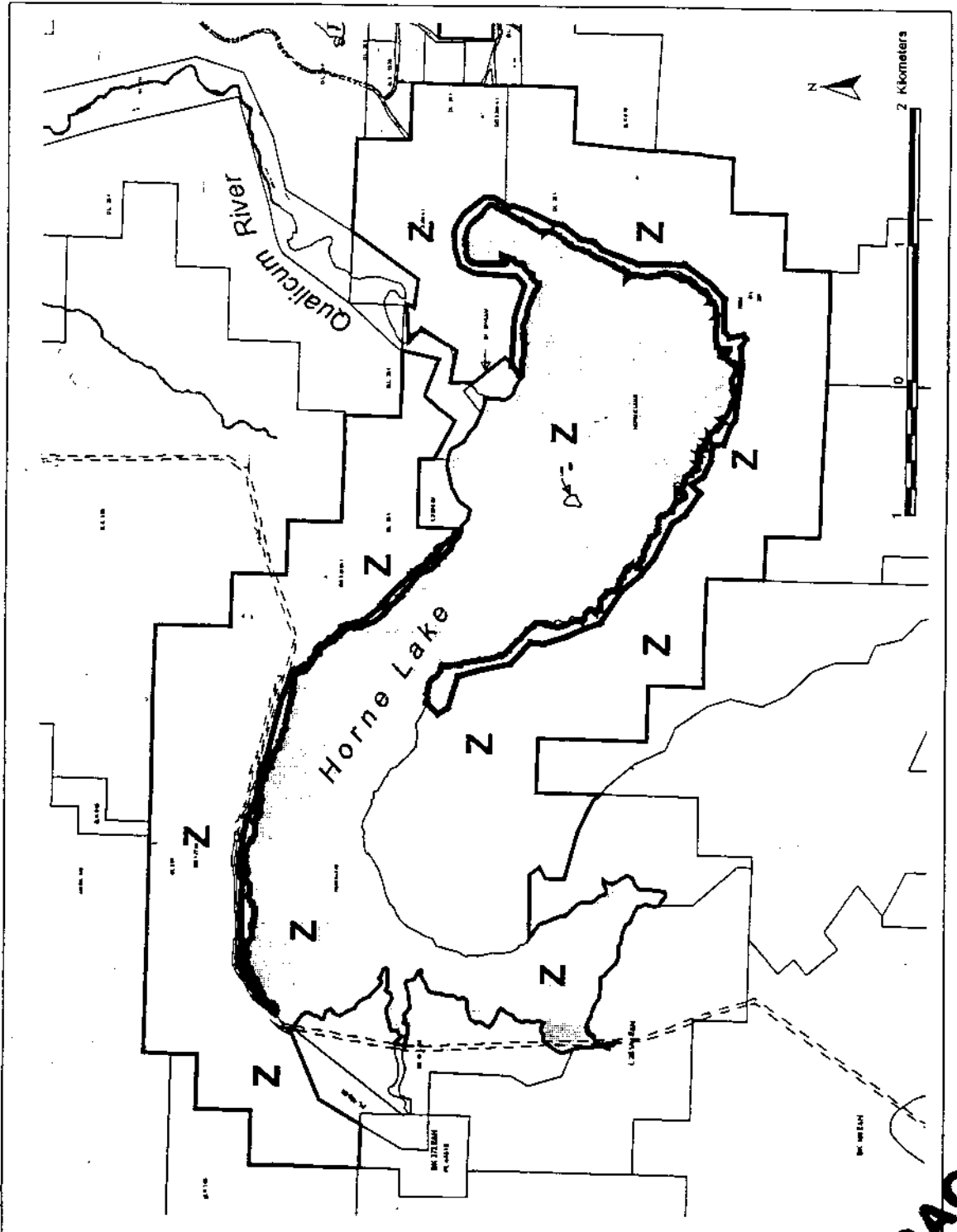
General Manager, Corporate Services



Schedule '5' to accompany "Regional District of Nanaimo  
Land Use and Subdivision Bylaw Amendment Bylaw  
No. 500.275, 2001"

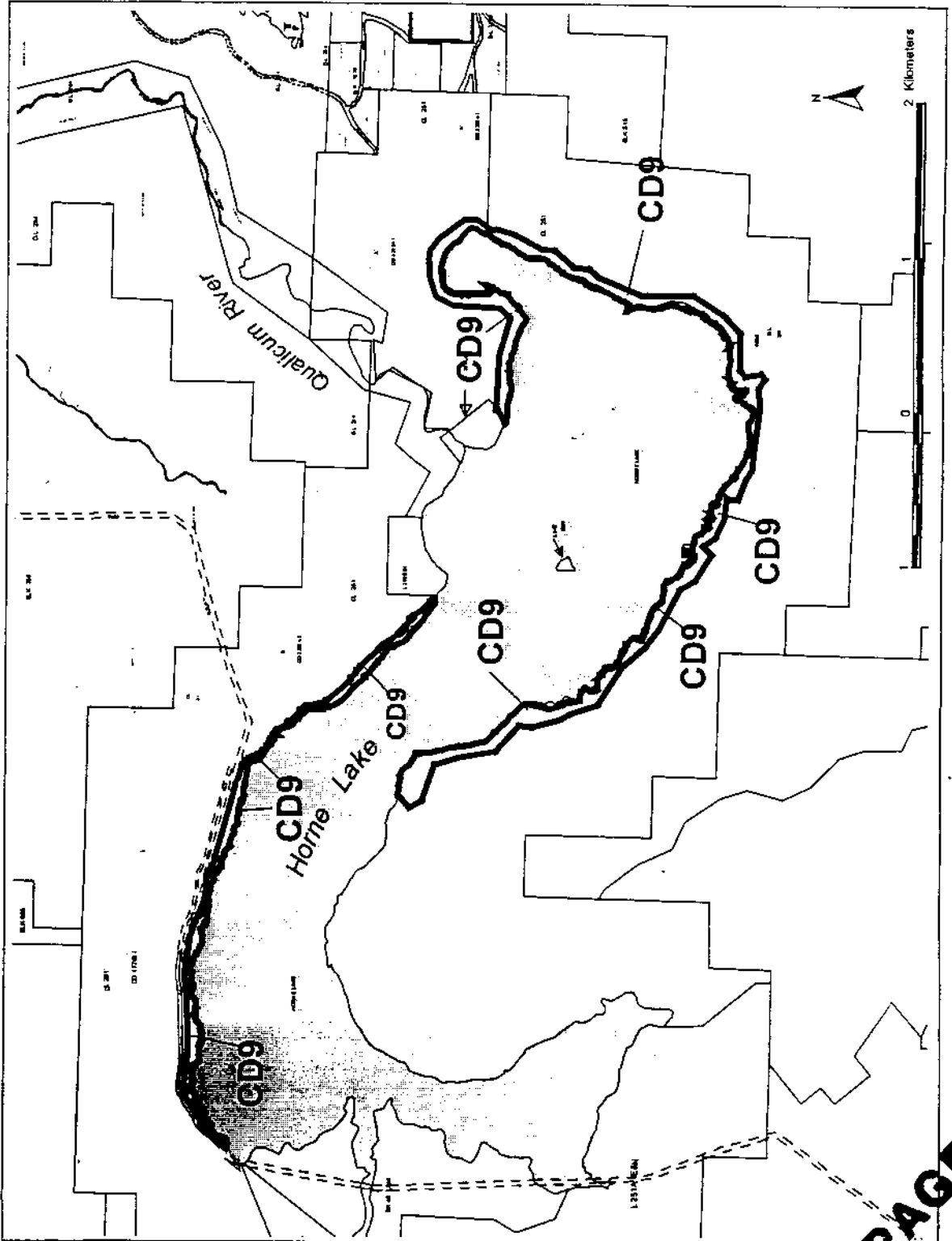
Chairperson

General Manager, Corporate Services



Chairperson \_\_\_\_\_

General Manager, Corporate Services \_\_\_\_\_



REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE DEVELOPMENT SERVICES COMMITTEE  
MEETING HELD ON TUESDAY, JUNE 19, 2001, AT 7:30 PM  
IN THE CITY OF NANAIMO COUNCIL CHAMBERS,  
455 WALLACE STREET, NANAIMO, BC

**Present:**

Director B. Holdom	Chairperson
Director L. Elliott	Electoral Area A
Director B. Sperling	Electoral Area B
Alternate	
Director M. Young	Electoral Area C
Director D. Haime	Electoral Area D
Director G. Holme	Electoral Area E
Director J. McLean	Electoral Area F
Director J. Stanhope	Electoral Area G
Director R. Quittenton	Electoral Area H
Director J. Macdonald	City of Parksville
Director T. Westbroek	Town of Qualicum Beach
Director L. Sherry	City of Nanaimo
Director T. Krall	City of Nanaimo
Director G. Korpan	City of Nanaimo
Director D. Rispin	City of Nanaimo
Alternate	
Director T. Beech	City of Nanaimo

**Also in Attendance:**

K. Daniels	Chief Administrative Officer
B. Lapham	General Manager, Development Services
P. Shaw	Manager, Community Planning
F. McFarlane	Recording Secretary

**DELEGATIONS**

**K. Van Westen, re Land Use Contravention - 3460 Whiting Way - Area A.**

Mr. Van Westen spoke regarding the present land use of lots 4 and 5. He requested that the Board allow him time to take out a building permit that would allow him to build two modest single family residences on these lots, bringing them into line with the present land use requirements of Bylaw 500.

**Helga Schmitt, re Home Based Business Bylaw.**

Ms. Schmitt noted the May 8<sup>th</sup> petition signed by 129 residents of Morello Road who are opposed to the Home Based Business Draft Bylaw. The residents want to maintain their quality of life and home based hobby farms and would like the area to be designated as RS1.

**Robin Cole & Neil Christensen, re Water, Safety, Noise, Air Quality and Industrial Traffic Issues.**

Ms. Cole expressed the very serious concerns of area residents about the proposed industrial development in Area 'F' on Allsbrook Road. Residents feel that this could adversely affect their water supply and create other health issues.

**LATE DELEGATIONS**

MOVED Director Stanhope, SECONDED Director Sherry that the late delegations, Mary Jane Puckrin and Matt MacLeod, be allowed to address the Committee.

CARRIED

**Mary Jane Puckrin, re Home Based Business Review.**

Ms. Puckrin noted that since the petition received from Morello Road residents is entitled "Zoning Change", it should be considered in this instance and not as an amendment to the proposed home based regulations. She also requested consideration to allow the use of accessory buildings for home based businesses.

**Matt MacLeod, re Frontage Relaxation – 2403 Nanoose Road – Area E.**

Mr. MacLeod stated that he had first made application to subdivide his property six years ago. He again requested that the Board reconsider his request for frontage relaxation in order to facilitate a 2-lot subdivision.

**MINUTES**

MOVED Director Sherry, SECONDED Director Rispin, that the minutes of the regular Development Services Committee meeting held May 15, 2001, be approved.

CARRIED

**UNFINISHED BUSINESS**

**From June 12, 2001 Board Meeting:**

**Matt MacLeod – 2403 Nanoose Road – Area E.**

MOVED Director Westbroek, SECONDED Director Stanhope, that the request from Matt MacLeod, on behalf of Matt MacLeod and Candace MacLeod, to relax the minimum 10% perimeter frontage requirement for proposed parcels, as shown on the Plan of Proposed Subdivision of Lot 2, District Lot 130, Nanoose District, Plan VIP62561, be approved and that a letter indicating Mr. MacLeod's support for inclusion within the sewer boundary be accepted in support of the decision to approve the frontage relaxation.

CARRIED

**CORRESPONDENCE/COMMUNICATIONS**

**Oceanside Development & Construction Association, re Amendment to Section 879 of the Local Government Act.**

MOVED Director Rispin, SECONDED Director Krall, that the correspondence from Oceanside Development & Construction Association, re Amendment to Section 879 of the *Local Government Act*, be received.

CARRIED

MOVED Director Westbroek, SECONDED Director Stanhope, that Oceanside Development & Construction Association be recognized by the Regional District as a referral organization and that a letter to this effect be sent to them.

CARRIED

**Joseph Calenda, City of Colwood, re Bylaw Courts.**

MOVED Director Rispin, SECONDED Director Krall, that the correspondence from Joseph Calenda, City of Colwood, re Bylaw Courts, be received.

CARRIED

**Sandra Keddy, Town of Qualicum Beach, re Home Based Business Review.**

MOVED Director Stanhope, SECONDED Director Sherry, that the correspondence from Sandra Keddy, Town of Qualicum Beach, re Home Based Business Review, be received.

CARRIED

## **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.

MOVED Director Holme, SECONDED Director Krall, 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 will be pursued.

- (a) Lot 1, Section 18, Range 3, Cedar District, Plan 24306, except parts in Plans 30692, 44695, and VIP5589, owned by Donna MacNaughton;
- (b) Lot 4, District Lot 67, Plan 29941, Nanoose District, owned by Steven Gaucher.

CARRIED

## **PLANNING**

### **DEVELOPMENT PERMIT APPLICATION**

**Application No. 0109 – Barclay/Sims, Lot 1, DL 110, Nanoose District, Plan 17536, Electoral Area ‘E’ – 1389 Dorcas Point Road.**

MOVED Director Holme, SECONDED Director Stanhope, that Development Permit Application No. 0109, to permit the construction of a boat launch rail system within the Watercourse Protection Development Permit Area on the property legally described as Lot 1, DL 110, Nanoose District, Plan 17536, be approved subject to the conditions outlined in *Schedule No. 1* and that the ramp must be kept in good repair or must be removed.

CARRIED

### **DEVELOPMENT VARIANCE PERMIT**

**Application No. 0105 - Kambic - 2347 South Wellington - Area A.**

MOVED Director Elliott, SECONDED Director Krall, that Development Variance Permit No. 0105, submitted by Joseph and Shirley Kambic, to legalize two existing accessory buildings by varying the minimum setback requirement for a rear lot line within the Residential 2 (RS2) zone from 2.0 metres (6.6 feet) to 0.0 metres (0.0 feet) and the other lot line located along Michener Avenue from 5.0 metres (16.4 feet) to 0.0 metres (0.0 feet) for the property legally described as Lot C (DD EG114354), Block 10, Section 9, Range 7, Cranberry District, Plan 2055, be approved as submitted subject to *Schedule 1* of the staff report and notification requirements pursuant to the *Local Government Act*.

CARRIED



**OTHER**

**Home Based Business Review - Land Use & Subdivision Amendment Bylaw No. 500.270 and Land Use and Subdivision Amendment Bylaw No. 500.272 - Electoral Areas A, C, D, E, G & H.**

MOVED Director Stanhope, SECONDED Director Quittenton,:

1. That the staff report, minutes from the meetings on the Home Based Business Draft Strategy and written submissions from the public and referral agencies be received for information.
2. That staff be directed to investigate noise bylaws for Electoral Areas 'D' and 'H'.
3. That Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.270, 2001 be given 1<sup>st</sup> and 2<sup>nd</sup> reading and proceed to a public hearing (amendments to Home Based Business Regulations).
4. That Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.272, 2001 be given 1<sup>st</sup> and 2<sup>nd</sup> reading and proceed to a public hearing (amendments to accessory building size provisions).
5. That the public hearing on "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.270, 2001" and "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.272, 2001" be delegated to Director Holme or his alternate.

CARRIED

**BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS**

**Robin Cole & Neil Christensen, re Water, Safety, Noise, Air Quality and Industrial Traffic Issues.**

MOVED Director Krall, SECONDED Director Stanhope, that staff consider the concerns and issues raised by the owners/residents of Allsbrook Road and report back to the Development Services Committee with recommendations on how to potentially address these concerns.

CARRIED

**IN CAMERA**

MOVED Director Sherry, SECONDED Director Stanhope, that pursuant to Section 242.2(I)(f) of the *Local Government Act* the Committee proceed to an In Camera Meeting to consider a matter of litigation or potential litigation affecting the Local Government.

CARRIED

**ADJOURNMENT**

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

CARRIED.

TIME: 8:35 PM

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CHAIRPERSON

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE ENVIRONMENTAL SERVICES COMMITTEE MEETING  
HELD ON TUESDAY, JUNE 26, 2001, AT 7:30 P.M. IN THE  
COUNCIL CHAMBERS OF THE CITY OF NANAIMO  
455 WALLACE STREET, NANAIMO, B.C.

**Present:**

Director L. Sherry	Chairperson
Alternate	
Director H. Kreiberg	Electoral Area A
Director B. Sperling	Electoral Area B
Alternate	
Director M. Young	Electoral Area C
Director D. Haimé	Electoral Area D
Director G. Holme	Electoral Area E
Director J. McLean	Electoral Area F
Director J. Stanhope	Electoral Area G
Director J. Macdonald	City of Parksville
Director T. Westbroek	Town of Qualicum Beach
Director G. Korpan	City of Nanaimo
Alternate	
Director T. Beech	City of Nanaimo
Director D. Rispin	City of Nanaimo
Director T. Krall	City of Nanaimo
Director B. Holdom	City of Nanaimo

**Also in Attendance:**

J. Finnie	General Manager of Environmental Services
A. Stanley	Acting Manager of Liquid Waste
W. Moorman	Manager of Engineering & Utilities
F. McFarlane	Recording Secretary

**DELEGATIONS**

**David Haley, re Quennell Lake Drainage & Flood Control Local Services**

MOVED Director Stanhope, SECONDED Director Westbroek, that Mr. Haley be permitted to address the Committee as a late delegation.

CARRIED.

Mr. Haley spoke to the Committee regarding the Quennell Lake drainage issue, specifically the request from residents of the proposed local service area to withdraw the request to have RDN staff negotiate a statutory right-of-way and to establish a local service area. He advised the Committee that the property owner wishes to proceed with the proposed right-of-way agreement as negotiated to date.

**MINUTES**

MOVED Director Krall, SECONDED Director McLean, that the minutes of the Environmental Services Committee meeting held on Tuesday, May 22, 2001 be adopted.

CARRIED

**CORRESPONDENCE/COMMUNICATIONS**

**Marie Crawford, UBCM, re Provincial response to 2000 Resolution from RDN Board concerning Regional Health Authority Sewage Disposal Applications.**

MOVED Director Holme, SECONDED Director Macdonald, that the correspondence from Marie Crawford, UBCM, re Provincial response to 2000 Resolution from RDN Board concerning Regional Health Authority Sewage Disposal Applications be received for information.

CARRIED

**LIQUID WASTE/UTILITIES**

**Southern Community Sewer Local Service Area Development Cost Charge Amendment Bylaw No. 1020.02.**

MOVED Director Krall, SECONDED Director Rispin,:

1. That the Development Cost Charges Bylaw for the Southern Community sewer service area be amended.
2. That "Southern Community Sewer Local Service Area Development Cost Charge Amendment Bylaw No. 1020.02,2001" be introduced and read three times, and
3. That "Southern Community Sewer Local Service Area Development Cost Charge Amendment Bylaw No. 1020.02, 2001" having received three readings be forwarded to the Inspector of Municipalities for approval.

CARRIED

**Electoral Area A (MacMillan Road School Site) Sewer Local Service Area Rates and Regulations Bylaw No. 1237.**

MOVED Director Holdom, SECONDED Director Kreiberg,:

1. That "Electoral Area A (MacMillan Road School Site) Sewer Local Service Area Rates and Regulations Bylaw No. 1237, 2001" be introduced for first three readings.
2. That "Electoral Area A (MacMillan Road School Site) Sewer Local Service Area Rates and Regulations Bylaw No. 1237, 2001" having received three readings be adopted.

CARRIED

**SOLID WASTE**

**Garbage Collection and Recycling Program - Status of Contract Re-Tender.**

MOVED Director McLean, SECONDED Director Holme, that the status report on garbage and recycling curbside collection be received by the Board.

CARRIED

**Yard Waste Collection Program.**

MOVED Director Rispin, SECONDED Director Holme, that the status report on the development and implementation of a curbside yard waste collection program to service urban households throughout the RDN be received for information.

CARRIED

**Waste Export Fee - Rate Adjustment Formula.**

MOVED Director Krall, SECONDED Director McLean, that the Board request to the GVS&DD that the contract for waste disposal at Cache Creek be amended to change the annual fee adjustment formula from a December index to an Annual Average Index.

CARRIED

**Regional Landfill Cell Closure Contract.**

MOVED Director Stanhope, SECONDED Director Westbrook, that the "2001 Regional Landfill Cell Closure" contract be awarded to Hazelwood Construction for the tendered price of \$258,766.60.

CARRIED

**OTHER**

**Quennell Lake Drainage & Flood Control Local Services - Abandonment of Initiative.**

MOVED Director Westbrook, SECONDED Director Kreiberg, that:

1. In accordance with the residents' request, the Board approves abandoning further attempts to establish a Quennell Lake drainage local service.
2. Staff be directed to advise the residents that if they wish to pursue this drainage issue further, they would need to do so through independent litigation.

CARRIED

**IN CAMERA**

MOVED Director Holme, SECONDED Director Krall, that pursuant to Section 242.2(1)(h) of the *Local Government Act* the Committee proceed to an In Camera Meeting to consider matters related to litigation or potential litigation affecting the Regional District.

CARRIED

**ADJOURNMENT**

MOVED Director Holme, SECONDED Director Krall, that this meeting terminate.

CARRIED

**TIME:** 7:56 PM

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CHAIRPERSON



**Minutes for the meeting to be held:  
Wednesday, June 20, 2001, 7:00 PM  
Regional District of Nanaimo Administration Office Committee Room  
6300 Hammond Bay Road  
Nanaimo, BC**

**Present:**

Dennis Geil  
Jane Armstrong  
Allan Armstrong  
Kathleen Lewis  
George Legg  
Terrence Knight  
Suzanne Andre  
Carmi Simpson  
Frank Van Eynde  
Director George Holme

**Regrets:**

Charles Gahr  
Robert Jepson  
Ruth Matson  
Felicity Adams  
Brian Anderson  
Graham Shuttleworth  
Angus Weller

**Staff:**

Christina Thomas

**# Item**

**1. Call to Order**

Chair, Director Holme called the meeting to order at 7:00 PM.

**2. Minutes of the Previous Meeting**

The minutes of the previous meeting were received as presented.

**3. 2000 Annual Report**

C. Thomas updated the Committee regarding the presentation and reception of the 2000 Annual Report in the community. It was noted that Ministry of Municipal Affairs staff had provided positive comments to the Regional District about the report. The annual report also received attention in the local media. Copies of newspaper stories about the report were provided to Committee members.

C. Thomas facilitated a discussion of the Strengths, Weaknesses, Opportunities and Threats (SWOT) of the Growth Management Plan Monitoring Program and the 2000 Annual Report. The following table summarizes the results of the Committee's discussion:

Strengths	Weaknesses
<ul style="list-style-type: none"> <li>▪ the report includes lots of pictures</li> <li>▪ there are 'goal posts' to measure from now</li> <li>▪ it shifted from reporting about qualitative indicators to quantitative indicators</li> <li>▪ the general presentation is better</li> <li>▪ we're getting the right data</li> <li>▪ it is multi-media (i.e. on RDN web site)</li> <li>▪ it is a good source of information for people who are new to the area</li> <li>▪ it was created by a dedicated group of people who learned how to create such a report in a very short amount of time</li> </ul>	<ul style="list-style-type: none"> <li>▪ the data for the indicators could be better inter-related</li> <li>▪ the report did not include very much historical data to compare performance to</li> <li>▪ the report is not in colour</li> <li>▪ the report is not getting through to senior governments</li> <li>▪ there is a lack of interest or knowledge about the report in the community</li> <li>▪ we need to identify our target audience (Is it the general public? Developers? Etc.)</li> </ul>

<p><b>Strengths - continued</b></p> <ul style="list-style-type: none"> <li>▪ excellent presentation of the report at the Board meeting</li> <li>▪ being able to present the report to the Board at their meeting</li> <li>▪ dedicated Chair and Vice Chair for the Committee</li> <li>▪ a Committee that represents the different areas of the region and includes members with a wide range of experience and knowledge</li> </ul>	<p><b>Weaknesses - continued</b></p> <ul style="list-style-type: none"> <li>▪ the report is challenging to understand and generate interest</li> <li>▪ we did not have enough money to obtain all of the data necessary</li> <li>▪ data needs to be collected over a long period of time (i.e. 15 to 20 years) before trends become noticeable</li> <li>▪ in many cases data compiled by other agencies is difficult and sometimes expensive to obtain</li> <li>▪ the report has a limited audience</li> <li>▪ we needed more time to focus on editorial and design work (i.e. to effectively market to our audience)</li> <li>▪ we need to get public momentum from the report</li> </ul>
<p style="text-align: center;"><b>Opportunities</b></p>	<p style="text-align: center;"><b>Threats</b></p>
<ul style="list-style-type: none"> <li>▪ displaying and providing free copies of the report in grocery stores and other public places</li> <li>▪ sending the report to Chambers of Commerce, economic development agencies, schools, libraries, Welcome Wagon, etc.</li> <li>▪ generating interest in the report with a controversial ad</li> <li>▪ changing individual behaviour and decision making</li> <li>▪ designing the report in a style similar to Regional Perspectives</li> <li>▪ designing the report as two documents: a short, appealing brochure (to be sent to all households in region) and a longer technical report (available for free at offices to those who are really interested)</li> <li>▪ delivering formal and informal presentations about the program and report in the community (i.e. residents' associations)</li> </ul>	<ul style="list-style-type: none"> <li>▪ not educating our target audience about the importance of growth management, we would be more likely to continue 'bad habits' if we don't do the reports</li> <li>▪ we might omit a crucial factor in the reports</li> </ul>

**4. Committee Work Program**

In response to the Committee's request, C. Thomas distributed and reviewed a draft work plan for the next year for the Performance Review Committee and the work required for the Growth Management Plan Monitoring Program. Committee members were invited to provide comments on the work plan.

**5. Information About Planning**

In response to the Committee's request for more information about planning, C. Thomas provided each Committee member a copy of book called The Smart Growth Guide to Local Government Law and Advocacy, along with supplementary notes for the first few chapters of the book, an example of a development permit and a development variance permit, and a copy of the new Regional District brochure about watercourse protection. C. Thomas indicated that staff would provide presentations regarding planning topics the Committee would like further information about at optional meetings in July and August. Committee members requested a presentation on the topic of zoning and official community plans.

6. **Any other business**

No other business was raised.

7. **Adjournment**

Chair, Director Holme adjourned the meeting at 8:30 PM.

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Chair, Director Holme

**MINUTES OF THE LANTZVILLE PARKS &  
OPEN SPACE COMMITTEE MEETING  
JUNE 4, 2001**

**1. CALL TO ORDER**

Brenda McConachie called the meeting to order at 7:00 p.m.

**Committee Present:** Harriet Rueggeberg, Peter Law, Barb Samarin, Ann Thomas,  
Brenda McConachie & Denise Haime

**Staff Present:** Jeff Ainge, RDN Parks Coordinator  
Russell Dyson, LID Administrator  
Brigid Reynolds, RDN Planner

**2. INTRODUCTIONS**

**3. AGENDA**

**Motion 01:09**  
THAT the Parks and Open Space Committee approve the agenda as  
circulated.  
LAW/HAIME/CARRIED

**4. MINUTES**

**Motion 01:10**  
THAT the Parks and Open Space Committee approve the minutes for the  
May 7, 2001 regular meeting of the Lantzville Parks and Open Space  
Advisory Committee as circulated.  
McCONACHIE/LAW/CARRIED

**5. GUESTS**

**(a) Brigid Reynolds, RDN Planner**

Ms. Reynolds provided an outline of the policies and regulations, which apply for the purpose of protecting open space within the Regional District of Nanaimo. These include the Regional Growth Management Plan, Official Community Plan, Zoning Bylaw and Impact Assessment Bylaw. The Regional District has developed an Environment Sensitivity Atlas. Brigid will provide the relevant copies to the Improvement District.

Future initiatives include the implementation of Streamside Protection Regulations. All bylaws are to meet standards within the next five years.



The Lantzville Official Community Plan is due for review but is not being considered until the completion of the communities restructuring process. A new OCP may consider such issues as storm water management, encourage conservation covenants or establish new development permit areas.

Ms. Reynolds was thanked for attending the meeting.

**6. CURRENT BUSINESS**

**(a) Park and Open Space Committee 2001 Workplans**

Russell Dyson confirmed the committee's workplan for beach accesses, the foreshore and blue green corridors as discussed at the last meeting and reported in the minutes. A workplan for Community Parks is to be discussed at the next regular meeting. Susan Crayston and Denise Haime are to report.

The committee discussed the priorities for projects for the RDN summer employee and it was agreed that foreshore issues were the most important project.

Denise Haime proposed that the committee establish a policy to address residents bringing forward ideas for park improvements.

**(b) Sebastion Road Update**

The committee was provided with a copy of the LOG article outlining proposed improvements to the Sebastion Road Beach Access.

At the last regular meeting the committee provided recommendations concerning the encroachment of works into the Sebastion Road Right of Way. These recommendations were provided to Mr. Peter Wightman of the Ministry of Transportation and Highways. Mr. Wightman has asked for the committee to reconsider their recommendations and try to work with Mr. Thomas who constructed the works in the right of way.

Russell Dyson asked for the committee's advice, whether they were satisfied with the current position and the consultation process or whether they proposed a new alternative to improvements and public consultation.

The committee discussed various alternatives for public consultation. They agreed to present a map identifying all beach accesses and the improvements proposed within the park and open space plan. The committee agreed to present three alternatives for Sebastion Road to solicit public comment for the consideration of the Ministry of Transportation and Highways.

**Motion 01:11**

THAT the Parks and Open Space Committee recommend that Improvement District staff draft a public questionnaire identifying the beach accesses and improvements proposed within the parks and open space plan including three different options for Sebastion Road for the committee to consider at a meeting June 25 for approval before distribution with the Lantzville LOG to all Lantzville residents.  
LAW/HAIME/CARRIED

7. **NEW BUSINESS**

- (a) **Next Regular Meeting - 7:00 p.m. June 25, 2001 Lantzville Recreation Hall**

8. **REPORTS**

- (a) **Lantzville Improvement District**

Russell Dyson indicated that the issues previously discussed this evening covered the Improvement District report.

- (b) **Regional District of Nanaimo**

Jeff Ainge reported that the summer employee, Jason Carvalho, has started with the RDN. He will be able to provide 40 hours for parks and open space projects within Lantzville and it was agreed that this would be arranged for mid July.

The Ministry of Transportation and Highways has agreed to amend the conditions for licence agreements for the use of beach access roads.

The Ministry of Forests will likely advertise the Lantzville Foothills Woodlot in September.

9. **ADJOURNMENT**

**Motion 01:12**

**THAT the meeting be adjourned at 9:20 p.m.**

**LAW/CARRIED**

**APPROVED 06/25/01**

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Secretary



REGIONAL DISTRICT OF NANAIMO			
JUL -4 2001			
CHAIR		GMCrs	
CAO		GMDS	
GMCms		GMES	

## MEMORANDUM

**TO:** K. Daniels  
Chief Administrative Officer

**DATE:** July 5, 2001

**FROM:** N. Connelly  
General Manager of Community Services

**FILE:**

**SUBJECT:** Port Theatre Society Request for Funding

### PURPOSE

To consider a request from the Port Theatre Society for ongoing annual funding from electoral areas A, B, C, D and E.

### BACKGROUND

At the June 12, 2001 Regular Board meeting the Board passed a resolution requesting staff to prepare a report to address the Port Theatre funding request and provide details on the voting procedure for each electoral area.

Theatre representatives appeared at the June 4, 2001 Corporate and Community Services Committee meeting to request that the Regional District consider an annual contribution from the five electoral areas at a maximum of \$75,000 per year based on an assessment rate of \$2.90 per \$100,000 of assessed value. The request outlined that this is the fifth and final year of the Regional District's contribution towards theatre capital and operating costs which was approved by referendum in areas A, B, C, D and E in 1996. Various projects that could benefit from the funding were specified and attendance figures to support the request were charted. A \$75,000 maximum annual contribution was suggested to provide a stable funding source.

In the 1996 Electoral Area referendums, a total of \$345,525 was raised over the five years. If the Port Theatre's request to provide ongoing financial assistance beyond 2001 is supported by the Board, each of the five bylaws will need to be amended to establish a fixed annual contribution toward this function.

### ALTERNATIVES

1. That the Electoral Area Cultural Centre Contribution Local Service Bylaws for areas A, B, C, D and E be amended to establish a fixed combined annual contribution of \$75,000 to the Port Theatre;
2. That the Electoral Area Cultural Centre Contribution Local Service Bylaws for areas A, B, C, D and E be amended to establish a fixed combined annual contribution to the Port Theatre at the current contribution level of \$69,103;

3. That only those Electoral Areas that wish to continue contributions to the Port Theatre have bylaws amended to establish a fixed annual contribution to the Port Theatre, either at the current contribution level or at an amended level as directed by each Electoral Area Director;
4. That the Port Theatre's request for funding be denied.

## FINANCIAL IMPLICATIONS

### *Alternative 1:*

Under the first alternative each bylaw would be amended to establish a fixed annual combined contribution level of \$75,000 to the Port Theatre. This amount raises the overall contribution by \$5,897 annually. The impact of these amendments to each Electoral Area would be as follows:

2001 Assessment	A	B	C	D	E	TOTAL
Rate per \$100,000	\$3.01	\$3.01	\$3.01	\$3.01	\$3.01	
Amount/Elect. Area	\$14,332	\$14,498	\$13,932	\$12,448	\$19,790	\$75,000

### *Alternative 2:*

The second alternative proposes that each bylaw would be amended to establish a fixed annual contribution level that matches the current level paid by the Electoral Areas. Based on 1996 assessment figures, a requisition of \$2.90 per \$100,000 was calculated as contributing of \$69,103 annually to the Theatre:

1996 Assessment	A	B	C	D	E	TOTAL
Rate per \$100,000	\$2.90	\$2.90	\$2.90	\$2.90	\$2.90	
Amount/Elect. Area	\$12,642	\$14,216	\$11,589	\$11,553	\$19,103	\$69,103

These annual amounts were fixed in the original bylaws for a five year period. Alternative 2 suggests that these annual contributions would be committed on an ongoing basis at the existing level.

### *Alternative 3:*

The third alternative provides for each Electoral Area Director to determine whether they wish their area to continue to participate in this function. Individual Electoral Areas wishing to continue to provide funding should consider the following options:

- Fixed term (eg., 5 years: 2002 – 2007) vs. no fixed term
- Existing contribution level vs. a lower or higher contribution level

### *Alternative 4:*

If the Electoral Areas do not amend the cultural centre contribution bylaws, contributions to the Port Theatre will end this year. The Theatre will be forced to pursue other funding sources to make up the shortfall of approximately \$70,000 annually.

## VOTING IMPLICATIONS

Each Electoral Area has its own separate bylaw which provides an annual contribution to the Port Theatre. These bylaws were approved through individual referendums which obtained voter assent in November 1996. The *Local Government Act* permits the Regional District to amend these bylaws without the requirement for a second referendum. In order to amend the bylaws, each bylaw must be approved by a majority of all Board Directors. In addition, each bylaw requires the written consent of the participant

Electoral Area Director. If the Board supports an amendment to establishing bylaw but an area director does not consent to that amendment, the Board may overrule the area director and consent on behalf of the Electoral Area with a 2/3 vote of all Board members (11 Directors).

### CITIZEN IMPLICATIONS

The Theatre Society refers to attendance figures indicating that approximately 23% of their audience members reside outside of the City and in the Regional District.

### CONCLUSIONS


The Port Theatre Society has requested that the funding which it presently receives from electoral areas A, B, C, D and E through a five year commitment set to expire at the end of 2001, be extended on an ongoing basis to a maximum contribution of \$75,000. Attendance figures suggest that the Theatre provides a benefit to the taxpayers in the five electoral areas and elsewhere. If the Board supports continuing with these Electoral Area functions, funding approval will need to be implemented through amendments to the establishing bylaws.

Based on the usage of Electoral Area residents of the Port Theatre and their majority support of this function in the 1996 referendum, staff are recommending that the Board support continued funding to the Port Theatre under alternative one. The Board originally wished a five year contribution limit to provide time to determine whether the Theatre would be sustainable in the long term. The Theatre has now been able to demonstrate its wide support within the community and are requesting ongoing funding support to maintain its service levels. Increasing the overall contribution level to \$75,000 annually will only have a small impact on the Electoral Areas and will address the Port Theatre's funding request.

### RECOMMENDATIONS

1. That the Electoral Area Cultural Centre Contribution Local Service Area Bylaws for areas A, B, C, D & E be amended to provide for an annual combined contribution of \$75,000.
2. That Electoral Area A Cultural Centre Contribution Local Service Area Bylaw No. 1037.1 be introduced, read three times and forwarded to the Inspector of Municipalities for approval.
3. That Electoral Area B Cultural Centre Contribution Local Service Area Bylaw No. 1038.1 be introduced, read three times and forwarded to the Inspector of Municipalities for approval.
4. That Electoral Area C Cultural Centre Contribution Local Service Area Bylaw No. 1039.1 be introduced, read three times and forwarded to the Inspector of Municipalities for approval.
5. That Electoral Area D Cultural Centre Contribution Local Service Area Bylaw No. 1040.1 be introduced, read three times and forwarded to the Inspector of Municipalities for approval.
6. That Electoral Area E Cultural Centre Contribution Local Service Area Bylaw No. 1041.1 be introduced, read three times and forwarded to the Inspector of Municipalities for approval.

  
\_\_\_\_\_  
Report Writer

  
\_\_\_\_\_  
CAO Concurrence

T H E  
  
P O R T  
T H E A T R E

Mr. George Holme, Chair  
Regional District of Nanaimo  
Box 40  
Lantzville, V0R 2H0

June 5, 2001

Dear Mr. Holme,

The year 2001 is the final year of the contribution by electoral areas A,B,C,D and E towards capital and operating costs for the Port Theatre. In November 1996 these five electoral areas of the Regional District approved a referendum to establish an annual contribution 1997 to 2001 towards the construction and operation of the Port Theatre (then called the Harbourfront Centre). The rate used was \$2.90 per \$100,000 of assessment value which translated to \$69,105 x 5 years = \$345,525

The referendum was approved by 64% of voters overall in the five electoral areas.

Since the theatre opened in September of 1998 many performers and groups from the Regional District have performed at the theatre:

Malaspina Choir (members from all over the region)  
Tidesmen Chorus (50% of members from Parksville & Qualicum Beach)  
Irish Rovers (Nanoose)  
Parksville Ballet School  
Arrowsmith Big Band  
The Gabriola Singers  
Highland Dance Association Competitions – dancers from all areas  
School District 68 & 69 Jazz Band's at the Jazz Band Festival  
Vancouver Island Symphony – musicians from most areas  
Nanaimo Theatre Group – participants from most areas

Many School District 68 & 69 students have also performed on the stage and attended performances by the Vancouver Island Symphony, the Vancouver Island Festival for Young Audiences, Touring Players of Canada and others.

Young dancers and musicians from all over the Regional District have performed with their dance school or in a music festival on the big stage. Their family members have enjoyed these events in the comfort of the new theatre.

Statistics from our database indicate that approximately 23% of audience members reside in the Regional District areas. This percentage continues to grow as we are able to advertise more in these areas and free media coverage is also improving. The Parksville Qualicum News has joined us as a media sponsor for performances since the fall of 2000 and this has resulted in increase attendance from patrons in their distribution area.

We are now seeking approval from the RDN Board for The Port Theatre to become a permanent function for the five electoral areas (A to E) that approved the referendum. We are requesting that the current assessment rate of \$2.90 per \$100,000 of assessed value continue to be used - to a maximum annual contribution of \$75,000. This would provide stable funding for The Port Theatre Society while allowing the actual amount contributed by each property owner to decrease over time as both the number of properties and the assessed values increase.

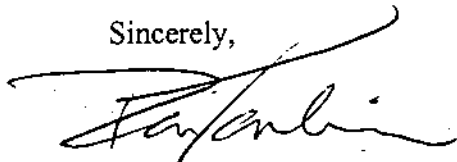
As you will see from the attached charts, between 22-30% of the households in the five electoral areas have purchased tickets for events at the theatre. We expect that actual patron attendance is somewhat higher than that as we have not been able to measure attendance by school children at events or attendance by area residents at non-tickets events such as financial planning seminars, political forums, graduations and convocations and free community events.

The taxpayers of the City of Nanaimo annually contribute an average of \$9.38 for \$150,000 of assessment towards operations and maintenance of the theatre. In 2000 an additional \$600,000 was contributed by the City from Casino revenues, to complete the building fund campaign. The Port Theatre is a permanent service in the City of Nanaimo's Parks Recreation and Culture budget, and support in 2001 has been set at \$375,000.

While the theatre is operational, the building is not actually finished. There are a number of operating systems that need to be completed, including the lighting and sound systems. Some of the public areas are still unfinished. A preliminary list of projects that could be advanced over time with RDN funding includes installation of an acoustical stage enclosure, floor coverings for unfinished areas, gallery lighting and display units, scenery rigging line sets, additional lighting equipment, sound equipment upgrades, computer equipment, exterior signage and ongoing capital equipment replacement. We would also like to proceed with the design and construction of the Rehearsal Studio that was part of the original design specifications.

I urge the Directors of Nanaimo Regional District to support this request., The theatre was built to serve the entire Central Island region and our operations have demonstrated that that is exactly what we are doing.

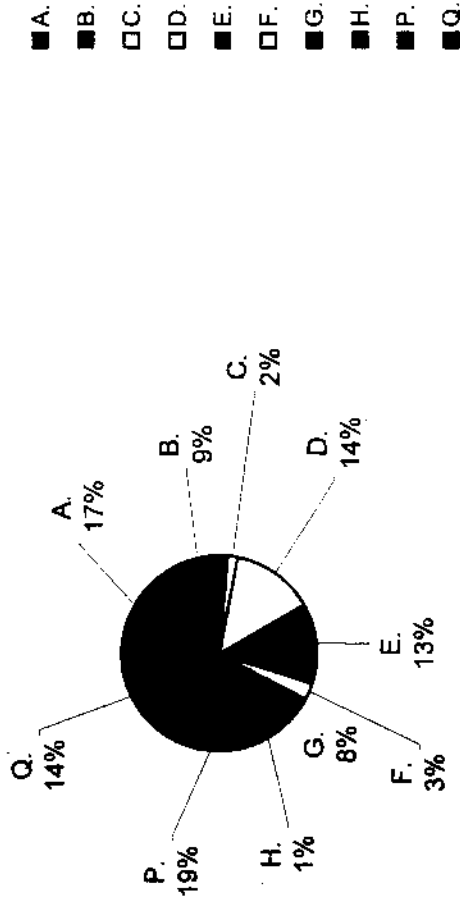
Sincerely,



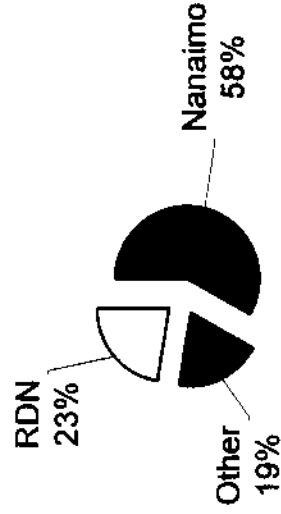
Ron Tomlin  
President  
Encl.

RDN Region	Estimated # Of households
A. Cedar, S. Wellington, Cassidy	773
B. Gabriola, Surrounding Islands	438
C. Extension	77
D. Lantzville, E. Wellington, Pleasant Valley	639
E. Nanoose Bay	609
F. Coombs, Hilliers, Errington, Whiskey Creek	133
G. Dashwood, Englishman R., French Creek	375
H. Shaw Hill, Deep Bay/Bowser	53
P. City of Parksville	854
Q. Town of Qualicum	660
<b>Total Households in RDN</b>	<b>4611</b>

### Households from RDN Purchasing tickets at the Port Theatre since opening



Regions	Households
Nanaimo	11823
Other	3944
RDN	4611
<b>Total in Database</b>	<b>20378</b>



As of June 4, 2001



ESTIMATED ATTENDANCE AT THE PORT THEATRE  
FROM REGIONAL DISTRICT  
HOUSEHOLDS

at June 4, 2001

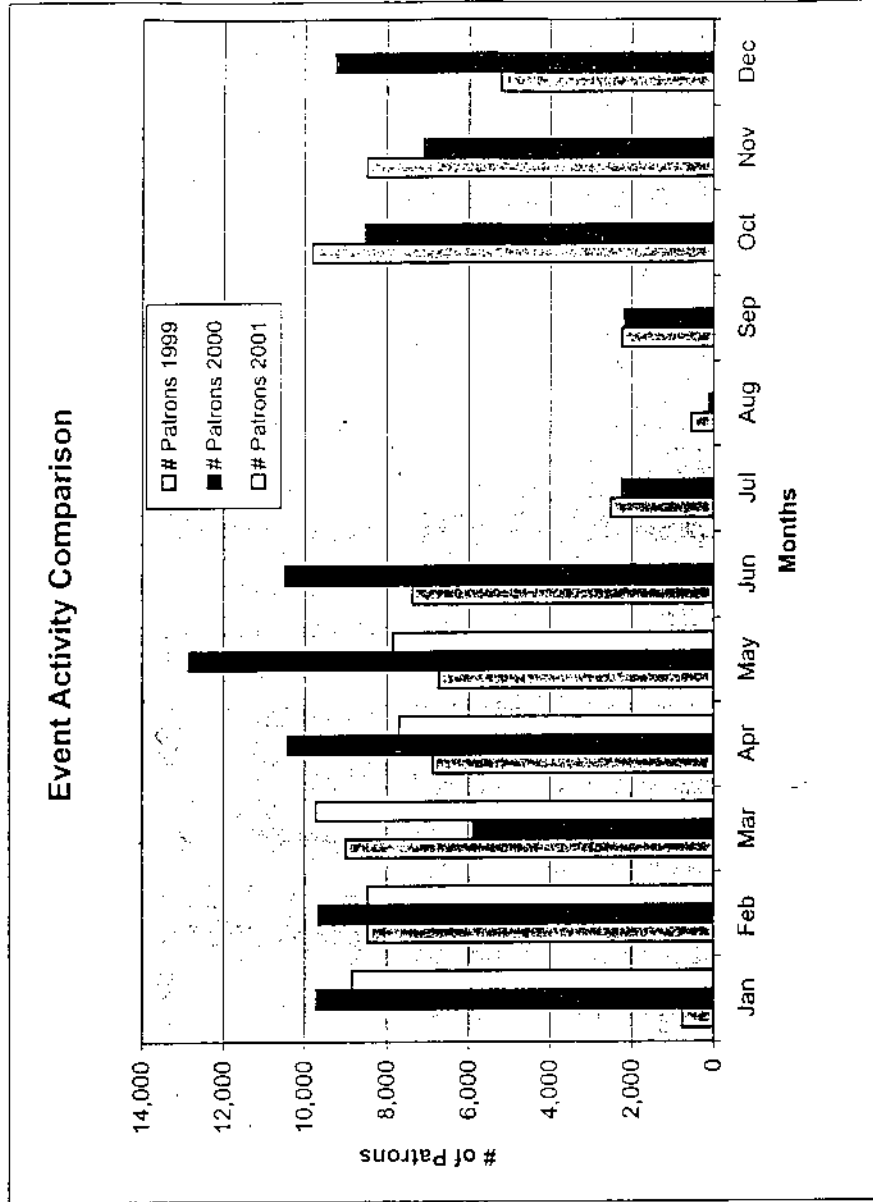
ELECTORAL AREA or CITY	EST. NUMBER HOUSEHOLDS*	# HOUSEHOLDS ATTENDING PORT THEATRE**	%
A: Cedar, South Wellington, Cassidy	2,600	773	30%
B: Gabriola & Surrounding Islands	1,900	438	23%
C: Extension	350	77	22%
D: Lantzville, E. Wellington, Pleasant Valley	2,000	639	32%
E. Nanoose Bay	2,100	609	29%
F: Coombs, Hilliers, Errington, Whiskey Creek	1,900	133	7%
G: Dashwood, Englishman R. French Creek	2,200	375	17%
H. Shaw Hill, Deep Bay, Bowser	1,000	53	5%
City of Parksville	4,600	854	19%
Town of Qualicum Beach	3,700	660	18%
City of Nanaimo	31,000	11,823	38%
<b>TOTALS</b>	<b>53,350</b>	<b>16,434</b>	<b>31%</b>

\*based on guestimates provided by RDN Directors and staff of the various Cities

\*\* based on tickets sold - does not include attendance by school children  
or patrons at non-ticketed events

THE PORT THEATRE  
EVENT ACTIVITY COMPARISON REPORT

	# Events 1999	# Events 2000	# Events 2001	# Patrons 1999	# Patrons 2000	# Patrons 2001
Jan	6	22	19	769	9,712	8,846
Feb	19	22	18	8,478	9,645	8,468
Mar	21	15	27	8,994	5,893	9,717
Apr	15	18	24	6,875	10,414	7,705
May	19	38	22	6,743	12,859	7,850
Jun	19	20		7,375	10,484	
Jul	9	3		2,518	2,257	
Aug	2	1		552	116	
Sep	7	5		2,247	2,177	
Oct	23	21		9,817	8,527	
Nov	22	22		8,493	7,116	
Dec	16	23		5,210	9,246	
Year To Date	80	115	110	31,859	48,513	42,586
OTAL	178	210	110	68,071	88,436	42,586



Comparison of attendance to the same period last year -12%

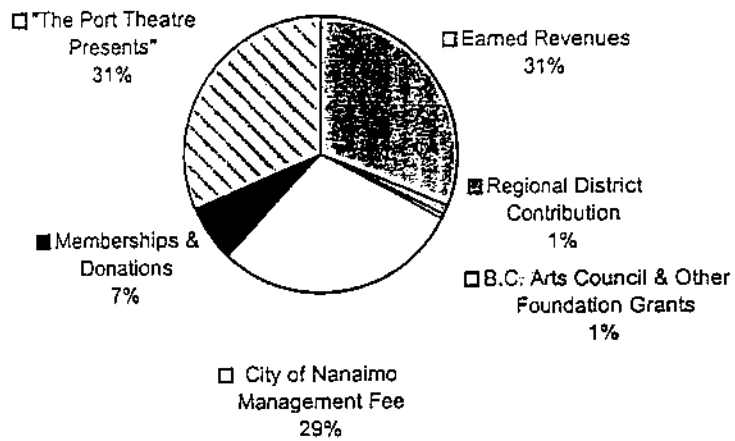
Comparison of events to the same period last year -4%

Average total attendance for this period 40,986

Average total number of events for this period 102

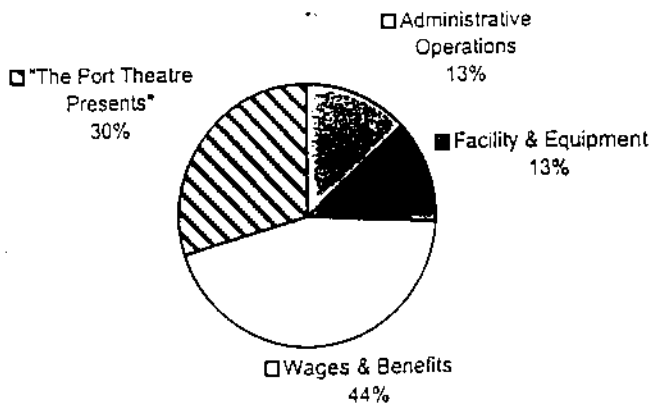
## 2000 OPERATING REVENUE

Earned Revenues	\$402,292
Regional District Contribution	\$15,000
B.C. Arts Council & Other Foundation Grants	\$8,428
City of Nanaimo Management Fee	\$375,000
Memberships & Donations	\$85,221
"The Port Theatre Presents"	<u>\$407,539</u>
	\$ 1,293,480



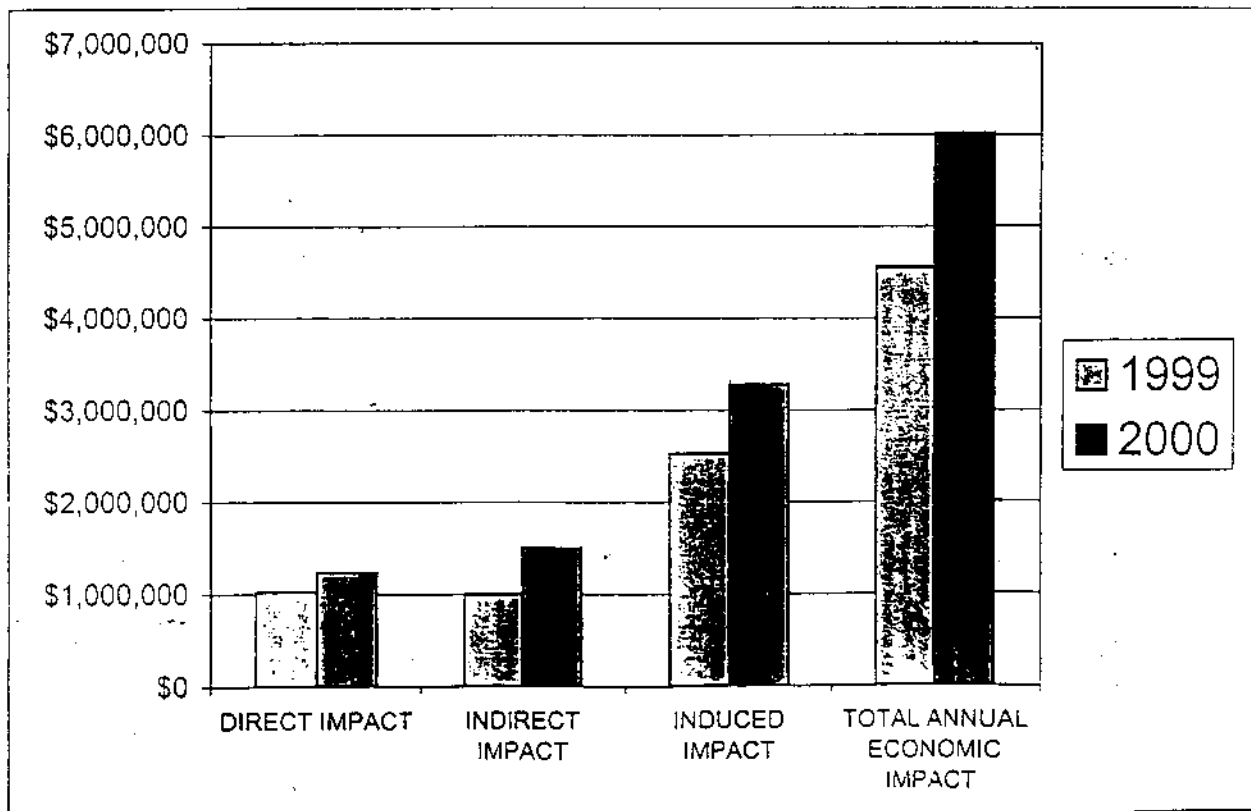
## 2000 OPERATING EXPENSES

Administrative Operations	\$160,877
Facility & Equipment	\$157,012
Wages & Benefits	\$551,050
"The Port Theatre Presents"	<u>\$368,008</u>
	\$ 1,234,947



# THE PORT THEATRE SOCIETY ESTIMATED ANNUAL ECONOMIC IMPACT

	1999	2000
<b>DIRECT IMPACT</b>	\$1,025,583	\$1,236,947
actual Port Theatre Society Total Expenses		
 <b>INDIRECT IMPACT</b>	 \$1,000,000	 \$1,500,000
Estimate of what presenters spent on all aspects of their productions average \$10,000 per performance event		
 <b>INDUCED IMPACT</b>	 \$2,530,000	 \$3,280,420
Estimate of what all audiences spent on parking, meals, babysitters, hotel rooms, etc. Multiplier effect recommended by Canada Council is \$2.50 for every dollar spent on tickets 1999 Gross ticket sales \$1,012,000 x \$2.50 = \$2,530,000 2000 Gross ticket sales \$1,312,168 x \$2.50 = \$3,280,420		
 <b>TOTAL ANNUAL ECONOMIC IMPACT</b>	 \$4,555,583	 \$6,017,367



**REGIONAL DISTRICT OF NANAIMO**

**BYLAW NO. 1037.01**

**A BYLAW TO AMEND THE CULTURAL  
CENTRE CONTRIBUTION LOCAL SERVICE  
ESTABLISHMENT BYLAW FOR ELECTORAL  
AREA A**

WHEREAS the Board has enacted "Electoral Area 'A' Cultural Centre Contribution Local Service Bylaw No. 1037, 1996";

AND WHEREAS the Board wishes to amend the expenditure limit therein and has obtained the consent of the Director for Electoral Area 'A', pursuant to Section 801.5 of the *Local Government Act*.

NOW THEREFORE, the Board of the Regional District of Nanaimo in open meeting assembled enacts as follows:

1. Bylaw No. 1037 is hereby amended by deleting Section 6 and replacing it with the following new section:  
  
"6. The maximum amount that may be requisitioned for the local service under Section 803(1) of the *Local Government Act* shall be \$14,332."
2. The bylaw may be cited for all purposes as the "Electoral Area 'A' Cultural Centre Contribution Local Service Amendment Bylaw No. 1037.01, 2001".

Introduced and read three times this 10th day of July, 2001.

Received the approval of the Inspector of Municipalities this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
CHAIRPERSON

\_\_\_\_\_  
GENERAL MANAGER, CORPORATE SERVICES

**PAGE**  
61

**REGIONAL DISTRICT OF NANAIMO**

**BYLAW NO. 1038.01**

**A BYLAW TO AMEND THE CULTURAL  
CENTRE CONTRIBUTION LOCAL SERVICE  
ESTABLISHMENT BYLAW FOR ELECTORAL  
AREA B**

WHEREAS the Board has enacted "Electoral Area 'B' Cultural Centre Contribution Local Service Bylaw No. 1038, 1996";

AND WHEREAS the Board wishes to amend the expenditure limit therein and has obtained the consent of the Director for Electoral Area 'B', pursuant to Section 801.5 of the *Local Government Act*.

NOW THEREFORE, the Board of the Regional District of Nanaimo in open meeting assembled enacts as follows:

1. Bylaw No. 1038 is hereby amended by deleting Section 6 and replacing it with the following new section:  
  
"6. The maximum amount that may be requisitioned for the local service under Section 803(1) of the *Local Government Act* shall be \$14,498."
2. The bylaw may be cited for all purposes as the "Electoral Area 'B' Cultural Centre Contribution Local Service Amendment Bylaw No. 1038.01, 2001".

Introduced and read three times this 10th day of July, 2001.

Received the approval of the Inspector of Municipalities this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
CHAIRPERSON

\_\_\_\_\_  
GENERAL MANAGER, CORPORATE SERVICES

**PAGE**  
62

**REGIONAL DISTRICT OF NANAIMO**

**BYLAW NO. 1039.01**

**A BYLAW TO AMEND THE CULTURAL  
CENTRE CONTRIBUTION LOCAL SERVICE  
ESTABLISHMENT BYLAW FOR ELECTORAL  
AREA C**

WHEREAS the Board has enacted "Electoral Area 'C' Cultural Centre Contribution Local Service Bylaw No. 1039, 1996";

AND WHEREAS the Board wishes to amend the expenditure limit therein and has obtained the consent of the Director for Electoral Area 'C', pursuant to Section 801.5 of the *Local Government Act*.

NOW THEREFORE, the Board of the Regional District of Nanaimo in open meeting assembled enacts as follows:

1. Bylaw No. 1039 is hereby amended by deleting Section 6 and replacing it with the following new section:  
  
"6. The maximum amount that may be requisitioned for the local service under Section 803(1) of the *Local Government Act* shall be \$13,932."
2. The bylaw may be cited for all purposes as the "Electoral Area 'C' Cultural Centre Contribution Local Service Amendment Bylaw No. 1039.01, 2001".

Introduced and read three times this 10th day of July, 2001.

Received the approval of the Inspector of Municipalities this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
CHAIRPERSON

\_\_\_\_\_  
GENERAL MANAGER, CORPORATE SERVICES

**REGIONAL DISTRICT OF NANAIMO**

**BYLAW NO. 1040.01**

**A BYLAW TO AMEND THE CULTURAL  
CENTRE CONTRIBUTION LOCAL SERVICE  
ESTABLISHMENT BYLAW FOR ELECTORAL  
AREA D**

WHEREAS the Board has enacted "Electoral Area 'D' Cultural Centre Contribution Local Service Bylaw No. 1040, 1996";

AND WHEREAS the Board wishes to amend the expenditure limit therein and has obtained the consent of the Director for Electoral Area 'D', pursuant to Section 801.5 of the *Local Government Act*.

NOW THEREFORE, the Board of the Regional District of Nanaimo in open meeting assembled enacts as follows:

1. Bylaw No. 1040 is hereby amended by deleting Section 6 and replacing it with the following new section:  
  
"6. The maximum amount that may be requisitioned for the local service under Section 803(1) of the *Local Government Act* shall be \$12,448."
2. The bylaw may be cited for all purposes as the "Electoral Area 'D' Cultural Centre Contribution Local Service Amendment Bylaw No. 1040.01, 2001".

Introduced and read three times this 10th day of July, 2001.

Received the approval of the Inspector of Municipalities this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
CHAIRPERSON

\_\_\_\_\_  
GENERAL MANAGER, CORPORATE SERVICES

**PAGE**  
**64**



**REGIONAL DISTRICT OF NANAIMO**

**BYLAW NO. 1041.01**

**A BYLAW TO AMEND THE CULTURAL  
CENTRE CONTRIBUTION LOCAL SERVICE  
ESTABLISHMENT BYLAW FOR ELECTORAL  
AREA E**

WHEREAS the Board has enacted "Electoral Area 'E' Cultural Centre Contribution Local Service Bylaw No. 1041, 1996";

AND WHEREAS the Board wishes to amend the expenditure limit therein and has obtained the consent of the Director for Electoral Area 'E', pursuant to Section 801.5 of the *Local Government Act*.

NOW THEREFORE, the Board of the Regional District of Nanaimo in open meeting assembled enacts as follows:

1. Bylaw No. 1041 is hereby amended by deleting Section 6 and replacing it with the following new section:  
  
"6. The maximum amount that may be requisitioned for the local service under Section 803(1) of the *Local Government Act* shall be \$19,790."
2. The bylaw may be cited for all purposes as the "Electoral Area 'E' Cultural Centre Contribution Local Service Amendment Bylaw No. 1041.01, 2001".

Introduced and read three times this 10th day of July, 2001.

Received the approval of the Inspector of Municipalities this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
CHAIRPERSON

\_\_\_\_\_  
GENERAL MANAGER, CORPORATE SERVICES

**PAGE**  
65

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**TO:** Kelly Daniels, CAO **DATE:** June 27, 2001  
**FROM:** Robert Lapham, **FILE:** 0470 50 SD69  
General Manager, Development Services  
**SUBJECT:** School Sites Acquisition Agreement Amendment– School District No. 69

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#### PURPOSE

To consider amending the current charge levied as a result of the School Sites Acquisition Agreement between School District No. 69 and the Regional District by replacing it with an interim flat rate charge of \$26.00 per development unit.

#### BACKGROUND

The Regional District approved a School Sites Acquisition Agreement with School District No. 69 in October 1996. Since the implementation of the agreement, contributions from new development have been collected to share in the cost of acquiring new school sites within District No. 69. In addition to raising funds, the agreement resulted in the outright dedication of a future school sites in the Qualicum River area. The City of Parksville and Town of Qualicum Beach also approved agreements with School District No. 69 at the same time as the Regional District, in a coordinated effort to address future school site requirements.

Recent amendments to the *Local Government Act* will result in a change in the approach used to collect school site acquisition charges. The new provisions of the *Act* still require School Districts to calculate future school site requirements based on projected enrollment; however, instead of using the site specific 5% dedication or valuation approach, a flat rate charge, similar to a Development Cost Charge, is proposed. This will be calculated by dividing the number of projected development units into a percentage of the projected capital cost of acquiring new sites.

School District No. 69 is currently in the process of calculating and obtaining approval for the change in the charge; however, in the interim the present agreement places a relatively high cost burden on new development in relation to the likely reduction in charges that will result from the new proposal. Therefore, staff have contacted the Secretary Treasurer for School District No. 69 as well as staff from the City of Parksville and Town of Qualicum Beach and obtained support to recommend that the current agreement be amended in favour of an interim charge of \$26.00 per development unit. This charge would compare to past charges of as much as \$1,100.00 per unit in the RDN, thereby directly decreasing development costs. It is anticipated that the new charge proposed under the provisions of the *Local Government Act* will be approximately \$26.00 but may not be in place for several weeks.

## ALTERNATIVES

1. To approve the amendment of the current School Site Acquisition Agreement to provide for an interim charge of \$26.00 per eligible development unit.
2. To not approve the change in the charge.

## FINANCIAL IMPLICATIONS

There are no direct financial implications for the Regional District. Representatives of School District No. 69 support the change to the agreement in anticipation of a future reduction in the charge. There is a significant direct cost savings for new development within multi-lot or multi-unit small lot development proposals. Subdivisions of less than 3 lots, or new lots greater than 2.0 hectares, will continue to be exempt from the charges.

## LEGAL IMPLICATIONS

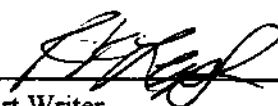
The current agreement would allow for an amendment as agreed to by the parties. If the proposal to amend the agreement is not approved, the present calculation of the charge would remain payable until a new agreement is approved.

## SUMMARY/CONCLUSIONS

The Regional District and municipalities within School District No. 69 approved School Site Acquisition Agreements in October 1996 that provided for the collection of charges or sites for future schools. As a result of proposed changes to the method of calculating school site acquisition charges, enabled by amendments to *the Local Government Act*, it is likely that the amount charged will be significantly reduced in the near future. In anticipation of the reduction in the charge, and to maintain relative equity in the cost associated with new development proposals, staff recommends that the current charge levied, as a result of the School Sites Acquisition Agreement between the Regional District and School District No. 69, be amended to an interim flat rate charge of \$26.00 per development unit.

## RECOMMENDATION

That the Regional District of Nanaimo request that School District No. 69 agree to replace the current charge levied, as a result of the School Sites Acquisition Agreement between the Regional District and School District No. 69, with an interim flat rate charge of \$26.00 per development unit.

  
\_\_\_\_\_  
Report Writer

  
\_\_\_\_\_  
CAO Concurrence

## COMMENTS:

reports/devsvs/2001/0470 50 sd69 ju brd agreemt amend.doc



REGIONAL DISTRICT  
OF NANAIMO  
JUN 27 2001

CHAIR		GMCrS	
CAO		GMDS	
GMCmS		GMES	
<i>Board</i>			

**MEMORANDUM**

**TO:** Stan Schopp  
Manager of Inspection/Enforcement

**DATE:** July 3, 2001

**FROM:** Maude Mackey  
Bylaw Enforcement Officer

**FILE:** 01A057

**SUBJECT:** Unsightly Premises Regulatory Bylaw No. 1073, 1996 - Maibach  
Electoral Area 'A' - Schoolhouse Road @ Kipp Road

**PURPOSE**

To obtain the Board's direction regarding ongoing property maintenance contraventions on the above property.

**BACKGROUND**

**Property:** Schoolhouse Road @ Kipp Road  
**Legal Description:** Lot 1, Plan 12009, Section 13, Range 6, Cranberry Land District except part in plan 3372 RW  
**Property Owner:** George W. Maibach  
1676 Wilkinson Road  
Nanaimo, B.C. V9X 1V6  
**Zoning:** Split - Residential 2 and Commercial 1

This property has a history of Bylaw contraventions with both the current and previous owners. Staff persistence has generally been able to resolve these concerns informally. Recently, it was noted that a pile of household trash had been illegally deposited on the portion of this property that fronts Schoolhouse Road. Mr. Maibach did not himself dispose of the material nor did he give anyone else permission to do so. Garbage 'attracts garbage' and Mr. Maibach has been repeatedly asked to remove the debris to prevent the property from becoming subject to further illegal waste disposal. To assist him in this regard, staff has offered to waive 'tipping fees' at the Cedar Road Waste Management Facility. Despite this incentive and repeated promises the garbage would be cleaned up, it remains on site. Other discarded materials are also now starting to be evident on the property.

**ALTERNATIVES**

1. The owner not be directed to remove the identified items from the property.
2. The owner be directed to remove the identified items from the property.

**FINANCIAL IMPLICATIONS**

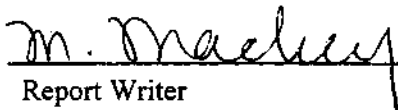
If the Board directs the property owner to remove the identified items from the property, any costs incurred by the Regional District or its agent with respect to the removal, shall be recovered from the property owner.

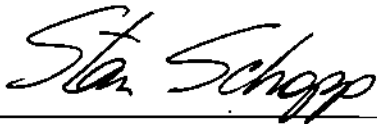
**SUMMARY/CONCLUSIONS**

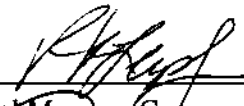
This property is subject to a property maintenance Bylaw and the debris deposited on site would be in contravention of this regulation. Staff has attempted to achieve voluntary compliance without success. Given Mr. Maibach's response to date, a legal remedy appears to be the only recourse at this time.

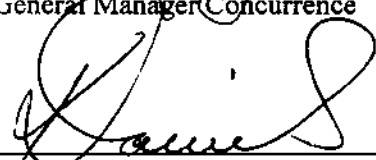
**RECOMMENDATION**

That should the property maintenance concerns not be rectified by July 10, 2001, pursuant to the "Unsightly Premises Regulatory Bylaw No. 1073, 1996", the Board direct the owner of the above property to remove from the premises, those items as set out in the attached resolution within fourteen (14) days, or the work will be undertaken by the Regional District's agents at the owners cost.

  
\_\_\_\_\_  
Report Writer

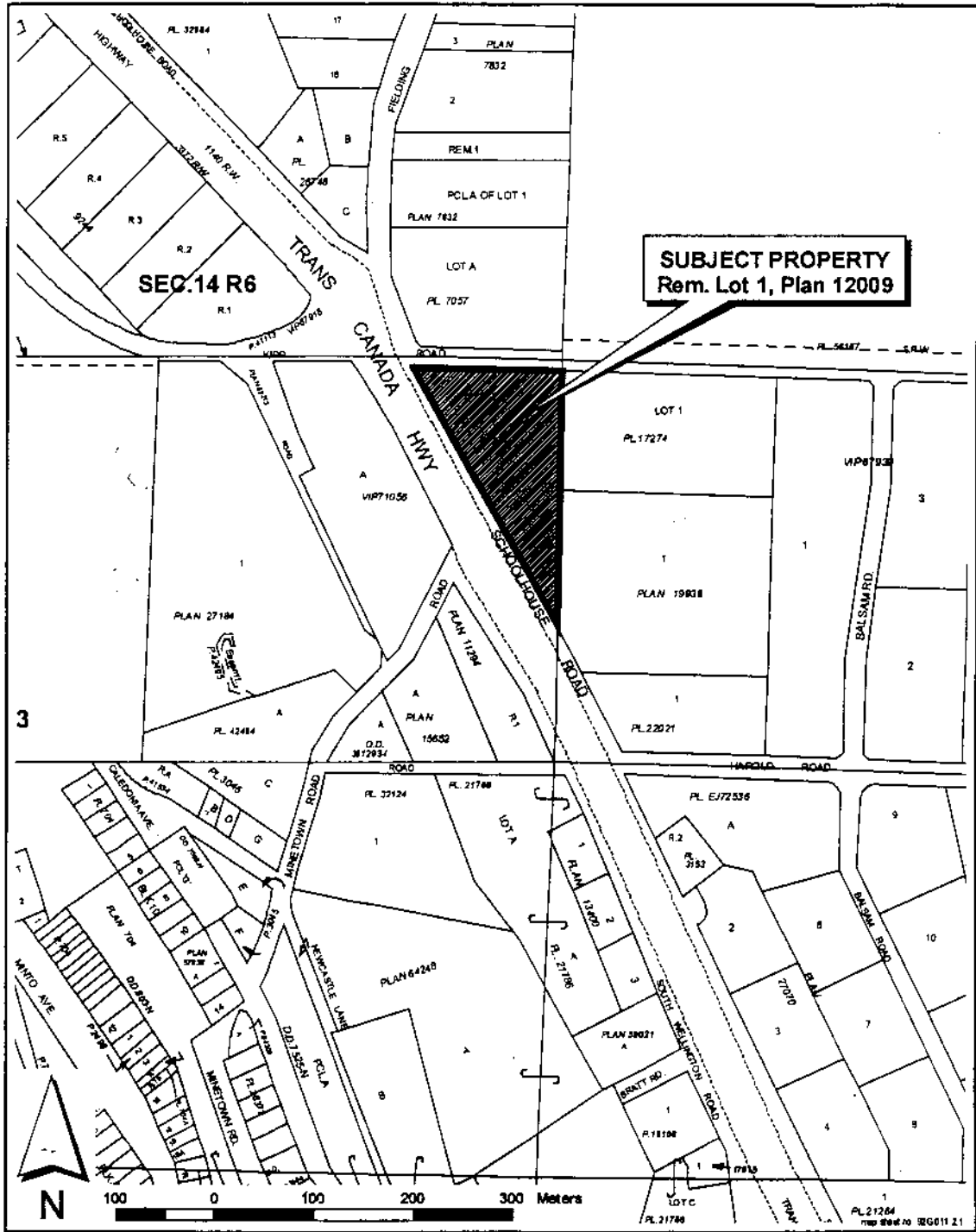
  
\_\_\_\_\_  
Manager Concurrence

  
\_\_\_\_\_  
General Manager Concurrence

  
\_\_\_\_\_  
CAO Concurrence

COMMENTS:

SUBJECT PROPERTY



REGIONAL DISTRICT OF NANAIMO

RESOLUTION

UNSIGHTLY PREMISES REGULATORY BYLAW NO. 1073, 1996

MOVED , SECONDED , that pursuant to the provisions of the Unsightly Premises Regulatory Bylaw No. 1073, 1996 and amendments thereto, IT IS HEREBY RESOLVED that the owner/occupier of the respective premises set forth below be notified to remove the accumulation of the materials indicated to take such remedial measures as are specified.

PROPERTY DESCRIPTION: Lot 1, Plan 12009, Section 13, Range 6, Cranberry Land District, except part in plan 3372 RW

LOCATION: Schoolhouse Road at Kipp Road, South Wellington

OWNER: George W. Maibach

REMEDIAL MEASURES: To remove the accumulation of discarded, disused materials, leaving the property clean and tidy.

AND BE FURTHER RESOLVED that the Bylaw Enforcement Officer of the Regional District of Nanaimo BE AND IS HEREBY AUTHORIZED in default of such removal or remedial measures being undertaken by the owners or occupiers within fourteen (14) days of receipt of notice to do so, to carry out or have such work carried out and the expense charged to the owner or occupier. If unpaid by December 31<sup>st</sup> in the year in which the work is done, the expenses shall be added to and form part of the taxes payable on that real property as taxes in arrears.

I hereby certify the foregoing to be a true and correct copy of a resolution passed by the Board at its regular meeting, held

DATED at Nanaimo, BC )
this day of , )
)

General Manager of Corporate Services



REGIONAL DISTRICT OF NANAIMO		
JUL - 4 2001		
CHAIR		GMCrS
CAO		GMDS
		GMES

## MEMORANDUM

**TO:** C.Mason  
General Manager, Corporate Services

**DATE:** June 28, 2001

**FROM:** N.Avery  
Manager, Financial Services

**FILE:**

**SUBJECT:** Mutual Aid Agreement Between the Regional District of Nanaimo on Behalf of Nanoose Fire Protection Society & CF Maritime Experimental Test Ranges

### PURPOSE:

To consider the attached agreement between the Regional District of Nanaimo and the CF Maritime Experimental Test Ranges (CFMETR), which proposes to establish terms and conditions under which the Nanoose Volunteer Fire Department and CFMETR will provide mutual aid fire protection services to each other.

### BACKGROUND:

The Nanoose Fire Protection Society was recently approached by the CFMETR to formalize the provision of mutual aid services between them. The Municipal Insurance Association (MIA) strongly recommends that when two jurisdictions provide fire protection assistance to one another, the jurisdictions enter into a formal mutual aid agreement to establish the terms and conditions under which mutual aid will be provided.

The attached agreement ensures that mutual aid will only be provided when adequate resources are available and are not required within the specified area. Either party may terminate the agreement with 60 days written notice. In particular the Nanoose Fire Protection Society indicated that access to the small boat vessels from CFMETR has in the past assisted the department in fighting boat fires. While CFMETR is unlikely to require the assistance of the Nanoose Fire Department, they wish to properly address the issue by entering into a formal written agreement.

Both the Nanoose Fire Protection Society and CFMETR have reviewed the agreement and support its approval.

### ALTERNATIVES:

1. Approve the attached Mutual Aid Agreement between the Regional District of Nanaimo and CF Maritime Experimental Test Ranges for fire protection services as presented or as amended by the Board.
2. Do not enter into a formal Mutual Aid Agreement for fire protection services.



**FINANCIAL IMPLICATIONS:**

*Alternative 1*

There are no direct financial implications related to entering into this mutual aid agreement. The Regional District's liability insurance policy will cover the Regional District of Nanaimo and Nanoose Volunteer Fire Department if the department responds outside of their area. This coverage is provided on the basis that a mutual aid agreement has been approved by the Board, which describes how and when these services will be provided, and also assumes that the fire department has followed the terms of the agreement.

*Alternative 2*

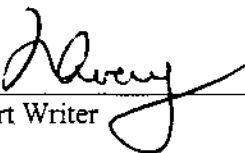
If the Board does not approve the mutual aid agreement as presented, or as amended by the Board, and the fire departments continue to provide mutual aid services to each other on an informal basis, the Regional District may be at risk in terms of its liability exposure if an incident occurred within our (Nanoose Fire) department's boundaries while responding outside of the service area. Providing mutual assistance to one another is considered a necessary practice for these fire departments given their proximity to each other.


**CONCLUSION:**

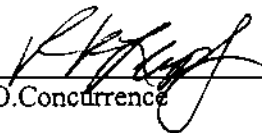
The attached mutual aid agreement has been prepared to ensure that the Regional District, the Nanoose Fire Protection Society (Nanoose Volunteer Fire Department) and CFMETR are not exposed to unnecessary risk when providing mutual aid to one another. MIA have recommended that a formal agreement be approved by the Board to ensure that the Board is aware of the mutual aid services being provided and that terms and conditions are established which identify under what circumstances mutual aid will be provided.

**RECOMMENDATION:**

That the Chairperson and Secretary be authorized to sign the Mutual Aid Agreement between the Regional District of Nanaimo and CF Maritime Experimental Test Ranges which establishes the terms and conditions for the provision of mutual aid services between the Nanoose Fire Protection Society (Nanoose Volunteer Fire Department) and CF Maritime Experimental Test Ranges.

  
\_\_\_\_\_  
Report Writer

  
\_\_\_\_\_  
General Manager Concurrence

  
\_\_\_\_\_  
C.A.O. Concurrence

# MUTUAL AID AGREEMENT FOR FIRE DEPARTMENTS

THIS AGREEMENT made this \_\_\_\_\_ day of \_\_\_\_\_, 2001

BETWEEN:

CF MARITIME EXPERIMENTAL TEST RANGES  
P.O. BOX 188  
NANOOSE BAY, B.C.  
V9P 9J9  
(hereinafter called "CFMETR")

AND

REGIONAL DISTRICT OF NANAIMO  
6300 HAMMOND BAY ROAD  
NANAIMO, B.C. V9T 6N2  
ON BEHALF OF  
NANOOSE FIRE PROTECTION SOCIETY  
(hereinafter called the "Society")

(hereinafter individually called the "Party")

WHEREAS:

- A. The parties to this agreement each maintain their own emergency equipment and personnel.
- B. The parties consider it to be to their mutual benefit to cooperate in the fighting of fires and other emergency related incidents.

NOW THIS AGREEMENT WITNESSES that in consideration of the mutual covenants and provisions herein contained, the parties covenant and agree as follows:

1. For the purposes of this Agreement:

"**Ancillary Equipment**" means firefighting, emergency and life saving equipment, and water supply.

"**Area of Jurisdiction**" means the area over which the Fire Department of a party has legal authority.

"**Fire Chief**" means the Fire Chief of a party and includes any person appointed or designated by the Fire Chief to act on his behalf.

"Officer in Charge" means the senior officer in attendance at an emergency representing a fire department rendering assistance at an emergency, pursuant to this agreement.

"Incident Commander" means the individual responsible for the management of all incident operations at the incident site and is from the area of jurisdiction.

"Party" means a party to this agreement.

2. Each party shall, upon request of the Officer in Charge of the other party, dispatch emergency equipment and personnel to assist in emergency operations in the other party's area of jurisdiction, with respect to CFMETR the area fenced and generally signed and known as CFMETR on the Nanoose Peninsula and "Nanoose Fire Protection Local Service Area Establishment and Boundary Amendment Bylaw No. 991, 1995" hereto attached as Schedule 'B' to this agreement, provided the equipment and personnel are not required in the area of originating jurisdiction.
3. The Fire Chief of each party shall determine whether or not emergency equipment and personnel under his jurisdiction may be dispatched for the purposes of Section 2 of this Agreement.
4. The Incident Commander at the location of an emergency shall direct use of emergency and life saving equipment and personnel assisting at the emergency and, in the case of emergency equipment and personnel supplied by another party, shall give his/her directions to the Officer in Charge.
5. Emergency equipment and personnel supplied by one party to another party pursuant to this Agreement, may be recalled at any time when the Fire Chief of the originating jurisdiction has determined that it is required in the originating jurisdiction.
6. The determination of a Fire Chief on any matter required to be determined by him/her under this Agreement shall be final. Where the safety of manpower and equipment is a concern, or where good fire fighting practices are not applied, the officer in charge of the supplying party shall have sole discretion on the application of directions given by the officer in charge of the requesting party.
7. Equipment and personnel supplied by one party to another under this Agreement, and the supplying party having full use and control of said equipment, shall be supplied at the expense of the party which has jurisdiction over the equipment and personnel, and that party shall not demand reimbursement from the party assisted by the equipment and personnel.
8. Ancillary equipment supplied to a party under this Agreement, and used by the assisted party, shall be the responsibility of the assisted party and any loss or damage to the equipment shall be the responsibility of the assisted party having control.
9. Where the supplying party supplies the assisted party with emergency equipment and personnel pursuant to this Agreement, the assisted party shall indemnify and save harmless the supplying party from any and all claims, causes of action, suits and demands whatsoever arising out of the assistance rendered by the supplying party, its servants, employees or agents, the failure to respond to a request for assistance pursuant to this Agreement, the failure to render adequate assistance, or any other reason.

10. This Agreement shall have force and effect from the \_\_\_\_ day of \_\_\_\_\_, 200\_\_ and shall be terminated upon the expiration of sixty days written notice, given by registered mail, by one party to another party.

IN WITNESS WHEREOF the parties hereto have set their hands and seals as of the day and year first above written.

The Corporate Seal of the  
**CF MARITIME EXPERIMENTAL AND TEST RANGES**

Was hereto affixed in the presence of: ) (seal)  
 )  
 )  
\_\_\_\_\_)  
 )  
 )  
\_\_\_\_\_)  
 )

The Corporate Seal of the  
**REGIONAL DISTRICT OF NANAIMO**

Was hereto affixed in the presence of: ) (seal)  
 )  
 )  
\_\_\_\_\_)  
 )  
Chairperson )  
 )  
\_\_\_\_\_)  
 )  
Secretary )



REGIONAL DISTRICT OF NANAIMO		
JUL - 4 2001		
CHAIR	GMCrS	
CAO	GMDS	
GMCrS	GMES	

## MEMORANDUM

**TO:** C. Mason  
General Manager, Corporate Services

**DATE:** June 12, 2001

**FROM:** N. Avery  
Manager, Financial Services

**FILE:**

**SUBJECT:** Errington Fire Department – vehicle acquisition proposal

### PURPOSE:

To obtain Board support for the Errington Fire Department to enter into negotiations with the Province of BC Coastal Fire Center for the acquisition of a used fire engine.

### BACKGROUND:

The Errington Fire Department (the "Fire Department") has, through informal discussions with the Province of BC Coastal Fire Center (located on Allsbrook Rd., Parksville, B.C.) elicited some tentative interest in trading firefighting vehicles between the departments.

The Fire Center owns a 1995 400 gal tanker/foam unit, which would suit the Fire Department's projected needs for replacement of a 1986 fire engine. The Fire Department's capital plan at present, proposes replacing the 1986 fire engine in 2006 at an estimated new cost of \$300,000. The Fire Center's vehicle is estimated by the Errington Fire Chief to have a fair market value of about \$200,000. The budget for the transaction outlined below is estimated at \$130,000.

### ALTERNATIVES:

1. Support the Errington Fire Department's proposal to amend their capital replacement plan for a 1986 fire engine from 2006 to 2001 to pursue the purchase of a fire engine owned by the Province of BC Coastal Fire Center at an estimated transaction cost of \$130,000.
2. Do not support the vehicle acquisition as proposed.

### FINANCIAL IMPLICATIONS:

#### Alternative 1.

This alternative allows the fire truck inventory to be updated five years earlier than anticipated at a net cost of \$130,000 (fair market value estimated at \$200,000) versus purchasing a new vehicle at a cash outlay of \$300,000.

The following table summarizes the projected timing and sources of financing available for this initiative:

Year 1 - 2001	
Purchase and equip new vehicle for delivery to Fire Center Oct/Nov 2001 - Fire Center used fire truck is transferred to Errington Fire Dept ownership	\$65,000
Use 2001 budget allocation (presented as transfer to reserve funds in the amount of \$33,000) (\$25,000 in 2001 and \$8,000 carried forward to 2002)	(\$25,000)
Sell existing 1986 fire vehicle fall/spring 2001/2002	(\$40,000)

Year 2 - 2002	
Purchase and equip new vehicle for delivery to Fire Center March 2002	\$65,000
2001 budget carry forward of unspent reserve fund allocation	(\$ 8,000)
2002 budget provision	(\$33,300)
Use existing vehicle replacement reserve funds	(\$23,700)

Alternative 2


The department would follow its original capital replacement plan and continue budgeting for a cash outlay of about \$300,000 in the year 2006.


**SUMMARY/CONCLUSIONS:**

The Errington Fire Department has received an indication of interest from the Province of BC Coastal Fire Center to trade firefighting vehicles. The Fire Department is seeking the Board's endorsement to negotiate the acquisition of the Fire Center's 400 gallon water/foam equipped pumper for a total transaction cost of \$130,000. The fair market value of the Coastal Fire Center vehicle is estimated at \$200,000. The exchange would be financed by a combination of equipment sale proceeds (1986 fire truck - \$40,000), existing reserve funds (\$23,700) and operating budget allocations (2001 and 2002 \$33,000 each). The Fire Department would obtain a replacement vehicle five years earlier than planned at a cost of \$130,000 versus \$300,000. Staff recommend supporting the proposal to trade firefighting vehicles.

**RECOMMENDATION:**

That the Errington Fire Department be authorized to approach the Province of BC Coastal Fire Service with an offer to trade firefighting vehicles, with an overall budget target of \$130,000.

  
 \_\_\_\_\_  
 Report Writer

  
 \_\_\_\_\_  
 General Manager Concurrence

  
 \_\_\_\_\_  
 C.A.O. Concurrence

**COMMENTS:**