

REGIONAL DISTRICT OF NANAIMO
REGULAR BOARD MEETING
TUESDAY, JUNE 26, 2007
(immediately following the Hospital Board meeting)

(RDN Board Chambers)

A G E N D A

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1. **CALL TO ORDER**
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6. **UNFINISHED BUSINESS**

BYLAWS

For Adoption.

Bylaw Amendment No. 1216.03 – Municipal Sewer Benefiting Area Amendment – City of Nanaimo. (All Directors – One Vote)

That “City of Nanaimo Municipal Benefiting Area Amendment Bylaw No. 1216.03, 2007” be adopted.

To remove properties along Stephenson Point Road from the City of Nanaimo’s Sewer Benefiting Area.

Bylaw No. 1527 – Municipal Sewer Benefiting Area – District of Lantzville. (All Directors – One Vote)

That “District of Lantzville Sewer Benefiting Area Bylaw No. 1527, 2007” be adopted.

To establish the municipal sewer benefiting area for the District of Lantzville.

Bylaw No. 1511 – Dashwood Fire Protection Service Capital Bylaw.
(All Directors – One Vote)

That “Dashwood Fire Protection Service Capital Bylaw No. 1511, 2006” be adopted.

To permit a capital charge on parcels in the newly created Meadowood Fire Protection Service Area.

25-27 **Bylaw Amendment Bylaw No. 500.340 – Regional District of Nanaimo Land Use and Subdivision Amendment.** (Electoral Area Directors except EA ‘B’ – One Vote)

That “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.340, 2007” be given 3rd reading..

That “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.340, 2007” be adopted.

To facilitate the construction of a fire hall in Electoral Area ‘C’.

Third Reading.

28-33 **Bylaw Amendment Bylaw No. 500.337 – Regional District of Nanaimo Land Use and Subdivision Amendment.** (Electoral Area Directors except EA ‘B’ – One Vote)

That the report of the public hearing containing the summary of minutes and submissions of the public hearing held on June 19, 2007 as a result of public notification of “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007” be received.

That “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007” be given 3rd reading.

That the conditions outlined in Schedule No. 1 be completed by the applicant to the satisfaction of the Regional District prior to consideration of adoption of Bylaw No. 500.337, 2007.

To facilitate the subdivision of the parent parcel, located adjacent to Spider Lake and Marshland Roads, in Electoral Area ‘H’.

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

7.1 ELECTORAL AREA PLANNING STANDING COMMITTEE

34-37 Minutes of the Electoral Area Planning Committee meeting held June 12, 2007.
(for information)

UNFINISHED BUSINESS

Reconsideration of Development Permit Application No. 60703 – Request for 10% Frontage Relaxation – Ring Contracting Ltd. – 470 Nanaimo River Road – Area C. (Electoral Area Directors except EA ‘B’ – One Vote)

Delegations wishing to speak to Development Permit Application No. 60703.

That the requests for variance and for relaxation of the minimum 10% frontage requirement be denied.

That Development Permit No. 60703 be referred back to staff to request the applicant submit a revised plan of subdivision prior to reconsideration of the application.

PLANNING

AMENDMENT APPLICATIONS

Zoning Amendment Application No. ZA0702 – Angela Quek, Pacific Edge Architecture Inc. on behalf of Kijosa Investment Corporation – 1680 Timberlands Road – Area A. (Electoral Area Directors except EA ‘B’ – One Vote)

1. *That the minutes of the Public Information Meeting held on May 23, 2007 be received.*
2. *That Zoning Application No. ZA0702, as submitted by Angela Quek, Pacific Edge Architecture Inc. on behalf of Kijosa Investment Corporation to discharge Land Use Contract No. 98 and to rezone the property legally described as Lot 1, District Lot 15, Bright District, Plan 29967, Except Plan 38105 and located at 1680 Timberlands Road from Residential 6 Subdivision District ‘D’ (RS6D) to Comprehensive Development Zone 36 be approved to proceed to public hearing subject to the conditions included in Schedule No. 1 as amended to include a new condition No. 5 as follows:*
 - “5. *That the building plans incorporate access for persons with disabilities in order to provide full access to the 2nd floor hotel units subject to compliance with the BC Building Code.*”
3. *That “Regional District of Nanaimo Land Use Contract Authorization Bylaw Amendment Bylaw No. 239.03, 2007” be given 1st and 2nd reading.*
4. *That “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.341, 2007” be given 1st and 2nd reading.*
5. *That “Regional District of Nanaimo Land Use Contract Authorization Bylaw Amendment Bylaw No. 239.03, 2007” proceed to Public Hearing.*
6. *That “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.341, 2007” proceed to Public Hearing.*
7. *That the Public Hearing on “Regional District of Nanaimo Land Use Contract Authorization Bylaw Amendment Bylaw No. 239.03, 2007” and “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.341, 2007” be delegated to Director Burnett or his alternate.*

DEVELOPMENT PERMIT APPLICATIONS

Development Permit Application No. 60719 – Brandt Tractor Properties Ltd. – 1830 Schoolhouse Road – Area A. (Electoral Area Directors except EA ‘B’ – One Vote)

Delegations wishing to speak to Development Permit Application No. 60719.

That Development Permit Application No. 60719 to vary “Regional District of Nanaimo Sign Bylaw No. 993,1995”, for the property legally described as Lot B, Section 14, Range 6, Cranberry District, Plan VIP72567, be denied.

Development Permit Application No. 60721 – Laidlaw/Shurvell – 2716 Hay Rake Road – Area C. (Electoral Area Directors except EA ‘B’ – One Vote)

Delegations wishing to speak to Development Permit Application No. 60721.

That Development Permit Application No. 60721, to vary “Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987”, for the property legally described as Lot 2, Section 10, Ranges 4 and 5, Mountain District, Plan 25557, be approved subject to the conditions outlined in Schedules 1, 2 and 3, and subject to the Board’s consideration of comments received as a result of public notification.

DEVELOPMENT VARIANCE PERMIT APPLICATIONS

Development Variance Permit Application No. 90621 and Request for Acceptance of Park Land in Conjunction with Subdivision Application No. 26822 – Leigh Millan, BCLS, on behalf of BCAB Developments Ltd. – Whiting Way – Area A. (Electoral Area Directors except EA ‘B’ – One Vote)

Delegations wishing to speak to Development Variance Permit Application No. 90621.

That Development Variance Permit Application No. 90621, submitted by Leigh Millan, BCLS, on behalf of BCAB Developments Ltd., in conjunction with the subdivision on the parcel legally described as Lot 1, Section 1, Range 6, Cedar District, Plan VIP68894 Except Part in Plan VIP75488 and VIP80291 and located adjacent to Whiting Way be approved subject to the conditions outlined in Schedules No. 1 and 3 of the corresponding staff report and the notification requirements pursuant to the Local Government Act with respect to the proposed variances outlined in Schedule No. 2.

That the park land proposal, in the amount and location as shown on Schedule No. 3 of the staff report, be accepted subject to the conditions set out in Schedule No. 4 of the staff report.

Development Variance Permit Application No. 90706 – Armstrong/Clark – 5049 Thompson Clarke Drive West – Area H. (Electoral Area Directors except EA ‘B’ – One Vote)

Delegations wishing to speak to Development Variance Permit Application No. 90706.

That Development Variance Permit Application No. 90706, to permit the height of a single family residence located at Lot 48, District Lot 28, Newcastle District, Plan 22249 to a maximum of 8.07 metres, according to the terms outlined in Schedule No. 1, be approved subject to the Board's consideration of comments received as a result of public notification.

Development Variance Permit Application No. 90708 – Dave Murray on behalf of Gaigher Holdings Inc. – 153 Jamieson Road – Area H. (Electoral Area Directors except EA 'B' – One Vote)

Delegations wishing to speak to Development Variance Permit Application No. 90708.

That Development Variance Permit Application No. 90708, submitted by David Murray, on behalf of Gaigher Holding Inc., in conjunction with the property legally described as That Part of Lot 40, Newcastle District, Lying to the Southwest of the Esquimalt and Nanaimo Railway Company Right of Way, Except Those Parts in Plans 15180 and 43604, be approved subject to the conditions set out in Schedules No. 1, 2 and 3, and the notification requirements of the Local Government Act.

Development Variance Permit Application No. 90709 – 2985 Dolphin Drive – Area E. (Electoral Area Directors except EA 'B' – One Vote)

Delegations wishing to speak to Development Variance Permit Application No. 90709.

That Development Variance Permit Application No. 90709, to vary "Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987", for the property legally described as Lot A, District Lot 78, Nanoose District, Plan 29682, be approved subject to the conditions outlined in Schedules No. 1, 2 and 3, and subject to the Board's consideration of comments received as a result of public notification.

7.2 COMMITTEE OF THE WHOLE STANDING COMMITTEE

38-45 Minutes of the Committee of the Whole meeting held June 12, 2007. (for information)

CORPORATE SERVICES

ADMINISTRATION

Partnership Project with Sunyani, Ghana – Update. (All Directors – One Vote)

That staff advise the Federation of Canadian Municipalities (FCM) that the RDN will continue to participate in a one year partnership project with the Sunyani Municipal Assembly beginning in 2008 to complete the public education and consultation component of their Solid Waste Management Plan, subject to a program funding agreement being reached between FCM and the Canadian International Development Agency.

Health Authority Governance Resolution. (All Directors – One Vote)

That the Health Authority Governance resolution be submitted to the upcoming UBCM convention.

FINANCE & INFORMATION SERVICES

Property Tax Exemption (Mt. Arrowsmith Regional Park) Bylaw No. 1529.
(All Directors – Weighted Vote)

1. *That “Property Tax Exemption (Mt. Arrowsmith Regional Park) Bylaw No. 1529, 2007” be introduced for first three readings.*

(All Directors – 2/3)

2. *That “Property Tax Exemption (Mt. Arrowsmith Regional Park) Bylaw No. 1529, 2007” having received three readings be adopted.*

Regional District of Nanaimo Security Issuing (City of Nanaimo) Bylaw No. 1530. (All Directors – Weighted Vote)

1. *That “Regional District of Nanaimo Security Issuing (City of Nanaimo) Bylaw No. 1530, 2007” be introduced for first three readings.*

(All Directors – 2/3)

2. *That “Regional District of Nanaimo Security Issuing (City of Nanaimo) Bylaw No. 1530, 2007” having received three readings be adopted.*

2006 Financial Information Report. (All Directors – One Vote)

That the 2006 Financial Information Act report be received, approved and be forwarded to the Ministry of Community Services.

Wide Area Network (WAN) Services Contract Approval.
(All Directors – Weighted Vote)

That the Regional District of Nanaimo award a contract to Telus for the provision of Wide Area Network/Internet services for a period of five years to service our three primary sites (6300 Hammond Bay Road in Nanaimo, Oceanside Place in Parksville and Ravensong Aquatic Centre in Qualicum Beach).

DEVELOPMENT SERVICES

OTHER

Amendment to Impact Assessment Bylaw No. 1165. (Electoral Area Directors except EA 'B' – One Vote)

1. *That "Regional District of Nanaimo Impact Assessment Bylaw Amendment No. 1165.03, 2007" be given three readings.*

(All Directors – 2/3)

2. *That "Regional District of Nanaimo Impact Assessment Bylaw Amendment No. 1165.03, 2007" be adopted.*

ENVIRONMENTAL SERVICES

LIQUID WASTE

Code Blue Funding Request. (Parksville, Qualicum Beach, Electoral Areas 'E', 'F', 'G', and 'H' – Weighted Vote)

That the Board approve \$3,000 in funding for the Code Blue project from the Liquid Waste Department FCPCC and NPCC budgets.

On-Site Sewage Disposal System Education Program. (All Directors – Weighted Vote)

That the Board approve the development of a public information and education program for onsite sewage disposal systems with a 2008 budget of \$25,000 to be funded by an increase in septage tipping fees; and

That staff be directed to prepare the necessary bylaw amendment to implement the proposed septage fees to finance the education program.

SOLID WASTE

Solid Waste Management Regulation Bylaw No. 1531. (All Directors – Weighted Vote)

1. *That "Regional District of Nanaimo Solid Waste Management Regulation Bylaw No. 1531, 2007" be introduced and read three times.*

(All Directors – 2/3)

2. *That "Regional District of Nanaimo Solid Waste Management Regulation Bylaw No. 1531, 2007" having received three readings be adopted.*

Church Road Transfer Station Drywall Recycling.
(All Directors – Weighted Vote)

That the Board approve the issuance of a Purchase Order with Alpine Disposal and Recycling for drywall hauling and recycling from the Church Road Transfer Station for \$183,255 for the period of June to December, 2007.

UTILITIES

French Creek Sewer Local Service Amendment Bylaw No. 813.40 and Northern Community Sewer Service Area Boundary Amendment Bylaw No. 889.45 – Inclusion of Properties into Local Service Areas (Meadow Drive, Reid Road, Sumar Lane) – Area G. (All Directors – One Vote)

1. *That “French Creek Sewer Local Service Area Amendment Bylaw No. 813.40, 2007” be introduced and read three times.*
2. *That “Northern Community Sewer Service Area Boundary Amendment Bylaw No. 889.45, 2007” be introduced and read three times.*

Surfside Sewer Local Service Area Amendment Bylaw No. 1124.06 and North Community Sewer Service Area Boundary Amendment Bylaw No. 889.46 – Inclusion of Properties into Local Service Areas (Flamingo/McFeely/Surfside Drive) – Area G. (All Directors – One Vote)

1. *That the applications to expand the Surfside Sanitary Sewer inclusive of the applicable fees and charges and the pre-paid portion of the estimated costs for the future expansion of the sanitary sewer collection system be approved.*
2. *That “Surfside Sewer Local Service Area Amendment Bylaw No. 1124.06, 2007” be introduced and read three times.*
3. *That “Northern Community Sewer Service Area Boundary Amendment Bylaw No. 889.46, 2007” be introduced and read three times.*

COMMISSION, ADVISORY & SELECT COMMITTEE

Electoral Area ‘A’ Recreation & Cultural Services Master Plan Project Advisory Committee. (All Directors – One Vote)

That the minutes of the Electoral Area ‘A’ Recreation and Cultural Services Master Plan Project Advisory Committee meeting held May 14, 2007 be received for information.

That the Electoral Area ‘A’ Recreation and Cultural Services Master Plan be approved to guide the development, management, administration and operations of recreation and cultural services.

That the Terms of Reference attached as Appendix II be approved to establish a Recreation and Cultural Advisory Commission for Electoral Area ‘A’ with recreation and cultural services administered through Regional District staff.

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

That the minutes of the Nanoose Bay Parks and Open Space Advisory Committee held April 2, 2007 be received for information.

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

That the minutes of the Electoral Area 'H' Parks and Open Spaces Advisory Committee held March 16, 2007 be received for information.

That staff meet with Ms. D. Robinson and bring forward a report and recommendations regarding the proposed BMX Park on Regional District community parkland adjacent to the Lighthouse Community Centre to include land use issues, insurance liability, project costs, timelines, and project phasing.

District 69 Recreation Commission.
(All Directors – One Vote)

That the minutes of the District 69 Recreation Commission meeting held May 17, 2007 be received for information.

(Parksville, Qualicum Beach, Electoral Areas 'E', 'F', 'G', and 'H' – Weighted Vote)

- I. *That the Regional Board approve the recommendations from the District 69 Recreation Commission Grants Committee for the following Community and Youth Recreation Grants:*

Community Recreation Grants:

<i>Deep Bay Canada Celebration – fireworks show</i>	<i>\$ 2,000</i>
<i>D69 Family Resource Association (Family Days) – signage, races, pre-parade/parade, and advertising expenses</i>	<i>\$ 2,450</i>
<i>Forward House Community Society – supplies and equipment to revitalize greenhouse</i>	<i>\$ 1,800</i>
<i>Parksville & District Association for Community Living – “Operation Trackshoes” – bus transport and t-shirt expenses</i>	<i>\$ 1,050</i>
<i>Ravensong Aquatic Club – pool rental, equipment and stationary</i>	<i>\$ 1,800</i>
<i>Rotary Club of Qualicum Beach – event shortfall</i>	<i>\$ 3,000</i>
<i>The Old School House Arts Centre – facility and equipment rental and transportation</i>	<i>\$ 2,090</i>
<i>Vancouver Island Opera – costumes and scenery</i>	<i>\$ 900</i>

Youth Recreation Grants:

<i>Arrowsmith Community Enhancement Society – program supplies</i>	\$ 1,510
<i>D69 Family Resource Association – surf equipment</i>	\$ 1,600
<i>Oceanside Kidfest Committee – youth activity supplies</i>	\$ 1,000
<i>Oceanside Arts Council – production costs</i>	\$ 850
<i>One Five One – Art Speak Gala – supply and event costs</i>	\$ 1,381
<i>Parksville Lawn Bowling Club – equipment</i>	\$ 2,000
<i>Parksville Lions Club – form material for skate park jump</i>	\$ 1,200

2. *That the Recreation and Parks Department employ one new permanent part-time Recreation Programmer and re-organize staff responsibilities to accommodate for the provision of recreation services to Electoral Areas ‘E’, ‘G’ and ‘H’, Parksville and Qualicum Beach.*

(All Directors – Weighted Vote)

3. *That the Regional District of Nanaimo enter into a three year recreation services agreement with the Arrowsmith Community Enhancement Society to include the transfer of up to \$28,000 annually to the Society to provide recreation services locally to Electoral Area ‘F’.*

Grants-in-Aid Advisory Committee.

(All Directors – One Vote)

That the minutes of the Grants-in-Aid meeting held May 10, 2007 be received for information.

(Nanaimo, Lantzville, Electoral Areas ‘A’, ‘B’ and ‘C’ – Weighted Vote)

That the following grants be awarded:

School District 68 Grants:

<i>Cedar School & Community Enhancement Society</i>	\$ 400
<i>Hope Centre</i>	\$ 880
<i>Nanaimo Search & Rescue</i>	\$ 880
<i>People for a Healthy Community on Gabriola Society</i>	\$ 500

(Parksville, Qualicum Beach, Electoral Areas ‘E’, ‘F’, ‘G’, and ‘H’ – Weighted Vote)

That the following grants be awarded:

School District 69 Grants:

<i>District 69 Family Resource Association</i>	\$ 2,000
<i>Friends of Nanoose Library</i>	\$ 750
<i>Mount Arrowsmith Pipe Band Association</i>	\$ 1,275
<i>The Nature Trust of BC</i>	\$ 1,500
<i>Oceanside Community Response Network</i>	\$ 600
<i>Parksville & District Historical Society</i>	\$ 330
<i>Parksville Garden & Parkland Society</i>	\$ 1,000

Transit Select Committee.
(All Directors – One Vote)

That the minutes of the Transit Select Committee meeting held May 24, 2007 be received for information.

That staff be directed to prepare a report on the Bastion Street Bus Stop that outlines options for consideration.

Drinking Water-Watershed Protection Stewardship Committee.
(All Directors – One Vote)

That the minutes of the Drinking Water-Watershed Protection Stewardship Committee meeting held May 2, 2007 be received for information.

That the RDN pay for Jennifer Ann MacLeod's transportation costs to attend the San Juan/Gulf Islands Water Policy symposium, and that Jennifer Ann report back to the Committee on what she learned at the symposium that is relevant to the Committee's mandate.

Family Resources Association Mobile Youth Outreach Centre.
(All Directors – One Vote)

That the Board support the proposed mobile youth outreach centre and that Recreation and Parks staff work with the Family Recreation Association to promote this project.

7.3 EXECUTIVE STANDING COMMITTEE

7.4 COMMISSIONS

7.5 SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEE REPORTS

46-53 **Regional Parks and Trails Advisory Committee.** (All Directors – One Vote)

- 1. That the minutes of the Regional Parks and Trails Advisory Committee meeting held June 12, 2007 be received for information.*
- 2. That the Morden Colliery Trail be officially classified as a Regional Trail.*

(All Directors – Weighted Vote)

- 3. That due to the inability of the Regional Parks Function to fund the grant request to offset property taxes in 2007 along the rail corridor in the Regional District, the Island Corridor Foundation Grant request in the amount of \$109,575, be denied at this time.*

- 54-55 **East Wellington/Pleasant Valley Parks & Open Space Advisory Committee.**
(All Directors – One Vote)

That the minutes of the East Wellington/Pleasant Valley Parks and Open Space Advisory Committee meeting held May 7, 2007 be received for information.

- 56-59 **Electoral Area 'H' Parks & Open Space Advisory Committee.** (All Directors – One Vote)

That the minutes of the Electoral Area 'H' Parks and Open Space Advisory Committee meeting held May 15, 2007 be received for information.

That the road allowance through part of DL 81 Newcastle LD has no trail implications and can be closed.

That the road allowance through part of DL 81 Newcastle LD be maintained as a statutory right of way for future trail development.

That the road allowance through part of DL 81 Newcastle LD has no trail implications and can be closed.

8. ADMINISTRATOR'S REPORTS

Award of Tender – Pumper Engine for Dashwood Fire Hall No. 2 (Meadowood).
(All Directors – Weighted Vote) (to be circulated)

Authorization to Purchase of Used Tanker Truck for Dashwood Fire Hall No. 2
(Meadowood). (All Directors – Weighted Vote) (to be circulated)

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 Section 90(1) (e) and (g) of the Community Charter the Board proceed to an In Camera meeting to consider items related to legal and labour issues.

Burgoyne, Linda

From: Fred Taylor [mailto:fred.taylor@nanaimo.ca]
Sent: Friday, June 15, 2007 3:03 PM
To: Burgoyne, Linda
Subject: delegation request June 26, 2007

request the opportunity to address the Board on Bylaw 1531 , 2007

Fred Taylor, 204 Emery Way, Nanaimo BC V9S 4E5
754-6917

Burgoyne, Linda

From: Michelle and Doug Catley
Sent: Friday, June 15, 2007 9:57 AM
To: Burgoyne, Linda
Subject: Nan. Ref. Dist. Request to appear.doc

From.

Doug Catley
PO Box 86 Stn A
Nanaimo, B.C.
V9R 5K4.

Phone: 250 753 4861

catley@telus.net

June 15, 2007

Attn: Linda Burgoyne corpsrv@rdn.bc.ca

By phone I have learned that I should send an e mail to you in order to appear as a delegation at the next Regional District Meeting. I understand that the meeting is to be held June 26, 2007.

I would like to address the council regarding the expansion project for the Nanaimo Airport.

If you need any other information please call me.

I suspect that you will call me for some kind of confirmation. Is that true?

Sincerely,

L.D. Catley

6/18/2007

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE REGULAR MEETING OF THE BOARD
OF THE REGIONAL DISTRICT OF NANAIMO HELD ON
TUESDAY, MAY 22, 2007, AT 7:03 PM IN THE
RDN BOARD CHAMBERS

Present:

Director J. Stanhope	Chairperson
Director J. Burnett	Electoral Area A
Director B. Sperling	Electoral Area B
Director M. Young	Electoral Area C
Director G. Holme	Electoral Area E
Director L. Biggemann	Electoral Area F
Director D. Bartram	Electoral Area H
Director S. Herle	City of Parksville
Director T. Westbroek	Town of Qualicum Beach
Director C. Haime	District of Lantzville
Director L. McNabb	City of Nanaimo
Director G. Korpan	City of Nanaimo
Director B. Bestwick	City of Nanaimo
Director B. Holdom	City of Nanaimo
Director D. Brennan	City of Nanaimo
Director J. Manhas	City of Nanaimo

Also in Attendance:

C. Mason	Chief Administrative Officer
M. Pearse	Sr. Mgr. of Corporate Administration
T. Osborne	Gen. Mgr. of Recreation & Parks
M. Donnelly	A/Gen. Mgr. of Environmental Services
W. Thexton	Manager, Budgets & Capital Planning
D. Trudeau	Gen. Mgr. of Transportation Services
P. ThorkeIsson	Gen. Mgr. of Development Services
N. Tonn	Recording Secretary

DELEGATIONS

Gillian Butler, re Nanaimo Airport.

Ms. Butler requested that the Board defer making any decision on the Nanaimo Airport expansion until such time as the Board can review information from sources other than the Nanaimo Airport Commission, put a transportation strategy in place and until residents are provided the opportunity for input and to voice their concerns.

Sarah Lee, re Nanaimo Airport.

Ms. Sarah Lee raised concerns with the airport expansion noting that little information has been available for the public, the need for the expansion to be integrated into the transportation, climate change and water strategies and requested that support be deferred until these concerns have been met.

LATE DELEGATION

MOVED Director Westbrook, SECONDED Director Herle, that a late delegation be permitted to address the Board.

CARRIED

Gary Tuyls, re Nanaimo Airport.

Mr. Tuyls reiterated many concerns made by previous delegations and noted also that there is a natural bird habitat area situated within the Nanaimo Airport's expansion proposal. Mr. Tuyls stressed the need for a transportation study and asked the Board to defer support until a long term transportation plan is in place.

BOARD MINUTES

MOVED Director McNabb, SECONDED Director Westbrook, that the minutes of the regular Board meeting held April 24, 2007 and the Special Board meeting held May 8, 2007 be adopted.

CARRIED

UNFINISHED BUSINESS

BYLAWS

For Adoption.

Bylaw No. 1509.

MOVED Director Biggemann, SECONDED Director Korpan, that "Meadowood Fire Protection Service Area Establishment Bylaw No. 1509, 2006" be adopted.

CARRIED

Bylaw No. 1510.

MOVED Director Biggemann, SECONDED Director Korpan, that "Meadowood Fire Protection Service Loan Authorization Bylaw No. 1510, 2006" be adopted.

CARRIED

Bylaw No. 1508.

MOVED Director Biggemann, SECONDED Director Korpan, that "Electoral Area 'F' Community Parkland Re-dedication Bylaw No. 1508, 2006" be adopted.

CARRIED

STANDING COMMITTEE, SELECT COMMITTEE AND COMMISSION MINUTES AND RECOMMENDATIONS

ELECTORAL AREA PLANNING STANDING COMMITTEE

MOVED Director Bartram, SECONDED Director Holme, that the minutes of the Electoral Area Planning Committee meeting held May 8, 2007 be received for information.

CARRIED

PLANNING

AMENDMENT APPLICATIONS

Zoning Amendment Application No. ZA0704 – Ben Mellin on behalf of KR Burrell – Spider Lake and Marshland Roads – Area H.

MOVED Director Bartram, SECONDED Director Holme, that Zoning Amendment Application No. ZA0704 as submitted by Ben Mellin, on behalf of KR Burrell to rezone Lot 3, Block 390, Newcastle District, Plan 39504 from Resource Management 1, Subdivision District A (RM1A) to Rural 1, Subdivision District D (RUID) be approved to proceed to public hearing subject to the conditions included in Schedule No. 1.

CARRIED

MOVED Director Bartram, SECONDED Director Holme, that “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007” be given 1st and 2nd reading.

CARRIED

MOVED Director Bartram, SECONDED Director Holme, that “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007” proceed to public hearing.

CARRIED

MOVED Director Bartram, SECONDED Director Holme, that the public hearing on “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007” be delegated to Director Bartram or his alternate.

CARRIED

DEVELOPMENT PERMIT APPLICATIONS

Development Permit Application No. 60703 –Request for 10% Frontage Relaxation – Ring Contracting Ltd. – 470 Nanaimo River Road – Area C.

Mr. Dominique Roelants noted his concerns with the steep grade to the property’s access and safety concerns with the existing road.

Ms. Gladys Adams reiterated the previous speaker noting concerns with the steep access entering onto a steep roadway, and questioned the shape and size of the new Parcel ‘A’.

MOVED Director Young, SECONDED Director Bartram, that Development Permit Application No. 60703 be referred back to staff for reconsideration.

CARRIED

Development Permit Application No. 60717 – Clemens/Greeve – Maple Guard Drive – Area H.

MOVED Director Bartram, SECONDED Director Holme, that Development Permit Application No. 60717, to construct a dwelling unit within the Hazard Lands Development Permit Area pursuant to “Electoral Area ‘H’ Official Community Plan Bylaw No. 1335, 2003”, for the property legally described as Lot 30, District Lot 40, Newcastle District, Plan 16121 be approved subject to the conditions outlined in Schedules 1 and 2.

CARRIED

DEVELOPMENT VARIANCE PERMIT APPLICATIONS

Development Variance Permit Application No. 90703 – 1887 Bonito Crescent – Area E.

MOVED Director Holme, SECONDED Director Bartram, that Development Variance Permit Application No. 90703, to vary “Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987”, for the property legally described as Lot 37, District Lot 78, Nanoose District, Plan 14275 be approved subject to the conditions outlined in Schedules 1, 2 and 3, and subject to the Board’s consideration of comments received as a result of public notification.

CARRIED

AMENDMENT APPLICATIONS

Zoning Amendment Application No. 0707 – Mountain Fire Protection District – Jingle Pos Road and Meadow Drive – Area C.

MOVED Director Young, SECONDED Director Bartram, that “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.340, 2007” to amend the Public 4 zone be given 1st and 2nd reading.

CARRIED

MOVED Director Young, SECONDED Director Bartram, that the public hearing for “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.340, 2007” be waived and notice in accordance with Section 893 of the *Local Government Act* be given.

CARRIED

COMMITTEE OF THE WHOLE STANDING COMMITTEE

MOVED Director Westbroek, SECONDED Director Herle, that the minutes of the Committee of the Whole meeting held May 8, 2007 be received for information.

CARRIED

DELEGATIONS

Mike Hooper, Nanaimo Airport, re Challenges and Growth Opportunities at the Nanaimo Airport.

MOVED Director Burnett, SECONDED Director Manhas, that the Regional District of Nanaimo provide the Nanaimo Airport Commission with a letter of support for their application for \$5 million in capital funding from the Island Coastal Economic Trust to proceed with the Phase 1 – Reliability and Runway Extension; and that any future development plans associated with Phase 2 – Terminal Expansion will be conditional on a public consultation process as set out in the Electoral Area ‘A’ OCP.

CARRIED

CORPORATE SERVICES

FINANCE & INFORMATION SERVICES

Annual Report of Directors’ and Committee Members’ 2006 Remuneration and Expenses.

MOVED Director Westbroek, SECONDED Director Manhas, that the 2006 report on remuneration and expenses for Board and Committee members be received.

CARRIED

DEVELOPMENT SERVICES

EMERGENCY PLANNING

Hazardous Materials – Recent Marine Spill in Nanaimo Harbour.

MOVED Director Holme, SECONDED Director Bestwick, that the findings of the Ministry of Environment HAZMAT pilot study be presented when it is completed.

CARRIED

License of Use Agreement to Use the Bowser Legion as an Emergency Reception Center.

MOVED Director Bartram, SECONDED Director Westbroek, that the 5 year Agreement for License of Use attached to the corresponding staff report be signed so that the Bowser Legion may be used as a RDN Emergency Reception Center.

CARRIED

ENVIRONMENTAL SERVICES

LIQUID WASTE

Kiwanis Soroptomists Suites Application for Development Cost Charge Reduction.

MOVED Director Manhas, SECONDED Director Bestwick, that the Board authorize a 50% reduction in Development Cost Charges for the Nanaimo District Senior Citizens' Housing Development Society Kiwanis Soroptomists Suites project.

CARRIED

SOLID WASTE

Regional Landfill Interim Closure 2007 Construction Award and Award of Consulting Services.

MOVED Director Herle, SECONDED Director Brennan, that the Board award the construction of the interim closure project at the Regional Landfill to IDL Projects Inc. for the tendered amount of \$633,402.00 and appoint the firm of Sperling Hansen Associates to proceed as the project consultant for quality control and quality assurance.

CARRIED

Illegal Dumping Prevention Program Enforcement Activities.

MOVED Director McNabb, SECONDED Director Young, that, in accordance with the approved 2007 solid waste budget, the Board approve the creation of a Zero Waste Compliance Officer staff position to carry out illegal dumping prevention and Waste Stream Management License bylaw enforcement and education duties.

CARRIED

UTILITIES

Water Service Areas – Security Review.

MOVED Director Haime, SECONDED Director Herle, that the Board receive for information the report on the 2006 Water Service Areas Security Review.

CARRIED

COMMISSION, ADVISORY & SELECT COMMITTEE

Electoral Area 'A' Parks and Green Space Advisory Committee.

MOVED Director Burnett, SECONDED Director McNabb, that the minutes of the Electoral Area 'A' Parks and Green Space Advisory Committee meeting held March 15, 2007 be received for information.

CARRIED

East Wellington and Pleasant Valley Parks and Open Space Advisory Committee.

MOVED Director Young, SECONDED Director Westbrook, that the minutes of the East Wellington and Pleasant Valley Parks and Open Space Advisory Committee meeting held March 5, 2007 be received for information.

CARRIED

Electoral Area 'F' Parks and Open Space Advisory Committee.

MOVED Director Biggemann, SECONDED Director Bartram, that the minutes of the Electoral Area 'F' Parks and Open Space Advisory Committee meeting held April 16, 2007 be received for information.

CARRIED

BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATION

Water Conservation Code Blue Project.

MOVED Director Westbrook, SECONDED Director Herle, that the request for funding for the Code Blue water conservation project be referred back to staff.

CARRIED

SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEE REPORTS

Drinking Water-Watershed Protection Stewardship Committee.

MOVED Director Bartram, SECONDED Director Holdom, that the minutes of the Drinking Water-Watershed Protection Stewardship Committee meeting held March 21, 2007 be received for information.

CARRIED

MOVED Director Bartram, SECONDED Director Korpan, that:

WHEREAS residents of the Regional District of Nanaimo are increasingly concerned about diminishing groundwater supplies, excessive and unregulated groundwater extraction and climate change impacts on groundwater sustainability;

BE IT RESOLVED that the Drinking Water-Watershed Protection Stewardship Committee requests that the Board of the Regional District of Nanaimo send a letter to the BC Minister of Environment in support of the immediate need for legislation that addresses aquifer management and use of groundwater.

CARRIED

Climate Change Select Committee.

MOVED Director Bartram, SECONDED Director Biggemann, that the minutes of the Climate Change Select Committee meetings held February 12, 2007 and May 16, 2007 be received for information.

CARRIED

MOVED Director Bartram, SECONDED Director Herle,:

That the Board endorse the Provincial Ministry of Energy, Mines and Petroleum Resources' Community Action on Energy Efficiency targets for new and existing buildings.

That the Board implement the Provincial Ministry of Energy, Mines and Petroleum Resources' Community Action on Energy Efficiency target for new industrial, commercial and institutional buildings to achieve energy performance 25% better than the Model National Energy Code for Buildings by 2010 and reduce the average energy consumption by 20%.

That the Board implement a policy that sets an energy efficiency target of at least 25% below Model National Energy Code for Buildings (MNECB) for new local government funded, owned, managed or occupied buildings.

That the Board pursue a comprehensive retrofit of at least 50% of existing local government owned and managed building floor space with energy efficiency improvements that provide simple paybacks of 7 years or less through energy savings.

That the Board participate in a working group with MEMPR, the Ministry of Community Services and the Office of Housing and Construction Standards to implement incentive and/or regulatory measures to achieve one or more of the targets for new and existing buildings that align with the 2007 BC Energy Plan.

CARRIED

ADMINISTRATOR'S REPORTS

Duke Point Sewer Service Development Cost Charge and Capital Charge Bylaws No. 1498 and 1528.

MOVED Director Burnett, SECONDED Director McNabb, that "Duke Point Sewer Local Service Area Development Cost Charges Bylaw No. 1498, 2007" be introduced, read three times and forwarded to the Ministry of Community Services for approval.

CARRIED

MOVED Director Burnett, SECONDED Director Korpan, that "Duke Point Sewer Local Service Area Capital Charge Bylaw No. 1528, 2007" be introduced and read three times.

CARRIED

Duke Point Sewer Local Service Area Connection Agreement.

MOVED Director Burnett, SECONDED Director McNabb, that the Board approve the agreement attached to the staff report regarding the future use of the Duke Point Treatment Plant by properties in Electoral Area 'A' and authorize the Chairperson and Senior Manager, Corporate Administration to execute the agreement.

CARRIED

Amendment to Financial Plan for Meadowood Fire Protection Service – "Regional District of Nanaimo Financial Plan 2007 to 2012 Amendment Bylaw No. 1526.01, 2007".

MOVED Director Biggemann, SECONDED Director Westbroek, that "Regional District of Nanaimo Financial Plan 2007 to 2012 Amendment Bylaw No. 1526.01, 2007" be introduced and read three times.

CARRIED

MOVED Director Biggemann, SECONDED Director Westbrook, that "Regional District of Nanaimo Financial Plan 2007 to 2012 Amendment Bylaw No. 1526.01, 2007" having received three readings be adopted.

CARRIED

IN CAMERA

MOVED Director Holme, SECONDED Director Holdom, that pursuant to Sections 90(1)(e) and (g) of the *Community Charter* the Board proceed to an In Camera meeting to consider items related to legal issues.

CARRIED

ADJOURNMENT

MOVED Director Holme, SECONDED Director Holdom, that this meeting adjourn to allow for an In Camera meeting.

CARRIED

TIME: 8:01 PM

CHAIRPERSON

SR. MGR., CORPORATE ADMINISTRATION

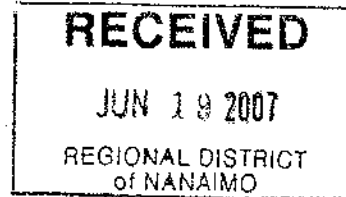
Office of the Minister of Transport,
Infrastructure and Communities



Cabinet du ministre des Transports,
de l'Infrastructure et des Collectivités

Ottawa, Canada K1A 0N5

14 JUN 2007



Ms. Maureen Pearse
Senior Manager
Corporate Administration
Regional District of Nanaimo
6300 Hammond Bay Road
Nanaimo BC V9T 6N2

Dear Ms. Pearse:

Thank you for your correspondence of May 8, 2007, to the Honourable Lawrence Cannon, Minister of Transport, Infrastructure and Communities, regarding Island Scallops Limited's proposal to farm scallops off the east coast of Vancouver Island at Bowser. The Minister has asked me to reply on his behalf.

At the outset, I should inform you that Transport Canada's Navigable Waters Protection Division determined that this project will likely require an approval under section 5(1) of the *Navigable Waters Protection Act* (NWPA), which is included on the list of laws that prompt an environmental assessment under the *Canadian Environmental Assessment Act* (CEAA). This means that, prior to being in a position to provide any approvals for the project, Transport Canada must conduct an environmental assessment pursuant to the CEAA.

The department initiated the environmental assessment on September 13, 2006. The proposal requires a screening-level assessment, which is defined in the CEAA as an assessment that considers the environmental effects likely to result from a project. This includes the effects of accidents and malfunctions, the effects of the environment on the project, cumulative effects and the effect of any change on the environment on the current use of lands and resources for traditional purposes by aboriginal peoples.

A final decision as to the significance of any environmental effects has not yet been made. Transport Canada officials will be sure to inform you of the results once that decision has been reached.

I trust that the foregoing has addressed your concerns. Thank you for writing to the federal government.

Yours truly,

A handwritten signature in black ink, appearing to read "RS Stryde", with a long horizontal flourish extending to the right.

Richard Stryde
Special Assistant - Northern and Western Canada



RDN			
CAO		GMF&IS	
GMDS		GMR&PS	
GMES		GMTS	
JUN 20 2007			
SMCA			
CHAIR		BOARD	

MEMORANDUM

TO: Geoff Garbutt
Manager, Current Planning

DATE: June 19, 2007

FROM: Susan Cormie
Senior Planner

FILE: 3360 30 0707

SUBJECT: Zoning Amendment Bylaw No. 500.340, 2007 – Mountain Fire Protection District Electoral Area 'C' – At the corner of Jingle Pot Road and Meadow Drive

PURPOSE

To consider Bylaw No. 500.340, 2007 for 3rd reading and adoption.

BACKGROUND

Bylaw No. 500.340, 2007 was introduced and given 1st and 2nd reading on May 22, 2007. Pursuant to the *Local Government Act*, the requirement for a public hearing was waived by the Board and a Notice of Intent to consider this amendment application was published in accordance with the provisions set out in the *Act*.

The purpose of the amendment bylaw is to amend specific provisions of the Public 4 zone including increasing the maximum parcel coverage and the maximum height requirements to facilitate the construction of a fire hall and reducing the minimum setback requirement to facilitate the construction of the accessory off-street parking areas required for the proposed fire hall use for the parcel legally described as Lot 12, Section 14, Range 4, Mountain District, Plan VIP80079 and located at Jingle Pot Road and Meadow Drive in Electoral Area 'C' (*see Attachment No. 1 for location of subject property*).

It is noted that as part of the application submission, the applicant provided detail building and landscape plans and has indicated that the site will be developed as shown.

ALTERNATIVES

1. To give 3rd reading and adopt "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.340, 2007."
2. To deny "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.340, 2007."

INTERGOVERNMENTAL IMPLICATIONS

A referral was sent to the Ministry of Transportation. Comments are as follows:

Ministry of Transportation – Ministry staff has re-issued the required access permit and has indicated that the Ministry has no objection with respect to the zoning amendment application.

It is noted that septic disposal approval was addressed through the subdivision process and will be further addressed through the building permit process.

PUBLIC CONSULTATION IMPLICATIONS

In lieu of the public hearing, notification of Intent to Adopt Amendment Bylaw No. 500.340, 2007 was completed in accordance with the provisions of the *Local Government Act* which included notification in the June 19 and 21, 2007 editions of The Harbour City Star as well as notices mailed or otherwise delivered to tenants and owners within 200 metres of the subject property.

VOTING


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

SUMMARY

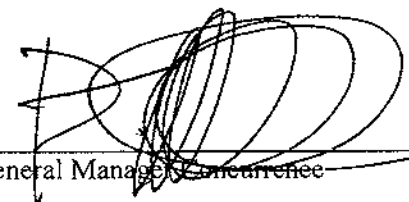
The purpose of Bylaw No. 500.340, 2007 is to amend the Public 4 zone in order to facilitate the development of a fire hall for the parcel located adjacent to Jingle Pot Road and Meadow Drive in the East Wellington area of Electoral Area 'C'. The bylaw was introduced and given 1st and 2nd reading on May 22, 2007. The Board waived the requirement for a public hearing and a Public Notice of Intent to Adopt was published in accordance with the requirements of the *Local Government Act*. Therefore, staff recommends that Bylaw No. 500.340, 2007 be considered for 3rd reading and adoption.

RECOMMENDATIONS

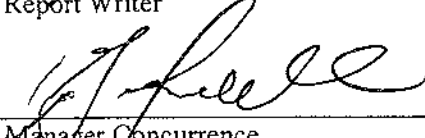
1. That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.340, 2007 be given 3rd reading.
2. That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.340, 2007 be adopted.



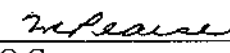
Report Writer



General Manager Concurrence



Manager Concurrence



CAO Concurrence

COMMENTS:



RDN			
CAO		GMF&IS	
GMDS		GMR&PS	
GMES		GMTS	
JUN 20 2007			
SMCA			
CHAIR		BOARD	

MEMORANDUM

TO: Geoff Garbutt
Manager of Community Planning

DATE: June 20, 2007

FROM: Susan Cormie
Senior Planner

FILE: 3360 30 0704

SUBJECT: Bylaw Amendment Bylaw No. 500.337 – Ben Mellin, on behalf of Burrell
Electoral Area 'H' – Spider Lake and Marshland Roads, Spider Lake Area

PURPOSE

To receive the Report of the Public Hearing containing the Summary of the Minutes and Submissions of the Public Hearing held on Tuesday, June 19, 2007 and further, to consider Bylaw No. 500.337, 2007 for 3rd reading.

BACKGROUND

Bylaw No. 500.337 was introduced and given 1st and 2nd reading on May 22, 2007. This was followed by a Public Hearing held on June 19, 2007. The summary of the minutes and submissions is attached for the Board's consideration (*see Attachment No. 2*).

The purpose of this amendment bylaw is to rezone the parcel legally described as Lot 3, Block 390, Newcastle District, Plan 39504 and located adjacent to Spider Lake and Marchland Roads in the Spider Lake Area of Electoral Area 'H' (*see Attachment No. 1 for location of subject property*) from Resource Management 1 Subdivision District 'A' (RM1A) to Rural 1 Subdivision District 'D' (RU1D) pursuant to "Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987" in order to facilitate the subdivision of the parent parcel.

The applicant is in concurrence to meet a number of conditions of development, which are to be completed prior to consideration of adoption of the bylaw. These conditions are outlined in *Schedule No. 1* of this report.

ALTERNATIVES

1. To receive the Report of the Public Hearing and give 3rd reading to "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007".
2. To receive the Report of the Public Hearing and deny "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007".

INTERGOVERNMENTAL IMPLICATIONS

Referrals were sent to the Ministry of Transportation, Ministry of Health, BC Parks, and the Bow-Horne Bay Volunteer Fire Department. Comments received are as follows:

Ministry of Transportation – Ministry staff indicated that the Ministry has no objection to this application, but this is not to be construed as an approval of subdivision.

Ministry of Health – staff has indicated that the Ministry has no objections to this application.

Local Fire Department – The Fire Chief has indicated a concern with adequate driveway accesses to allow fire department vehicles to enter proposed parcels and be capable of turning the vehicles around. As access is a requirement of subdivision, if the zoning amendment application proceeds, staff will forward the Fire Chief's concerns to the Approving Authority as part of the subdivision review process.

PUBLIC CONSULTATION IMPLICATIONS

There were no written submissions received at the Public Hearing (*see Attachment No. 2*).

VOTING


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

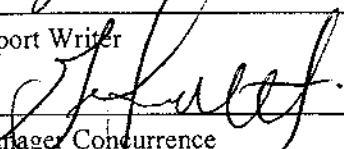
SUMMARY

The purpose of Bylaw No. 500.337, 2007 is to rezone Lot 3, Block 390, Newcastle District, Plan 39504, located adjacent to Marshland and Spider Lake Roads in the Spider Lake area of Electoral Area 'H', to facilitate the subdivision of the parent parcel. The amendment bylaw was introduced and given 1st and 2nd reading on May 22, 2007 and proceeded to Public Hearing on June 19, 2007. The requirements set out in the Conditions of Approval are to be completed by the applicants prior to the Board's consideration of the bylaw for adoption. Therefore, staff recommends that Bylaw No. 500.337, 2007 be considered for 3rd reading.

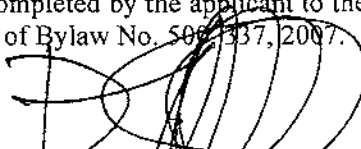
RECOMMENDATIONS

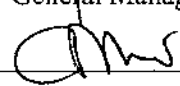
1. That the Report of the Public Hearing containing the Summary of Minutes and Submissions of the Public Hearing held on June 19, 2007 as a result of public notification of "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007" be received.
2. That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.337, 2007" be given 3rd reading.
3. That the conditions as outlined in Schedule No. 1 be completed by the applicant to the satisfaction of the Regional District prior to consideration of adoption of Bylaw No. 500.337, 2007.



Report Writer


Manager Concurrence



General Manager Concurrence


CAO Concurrence

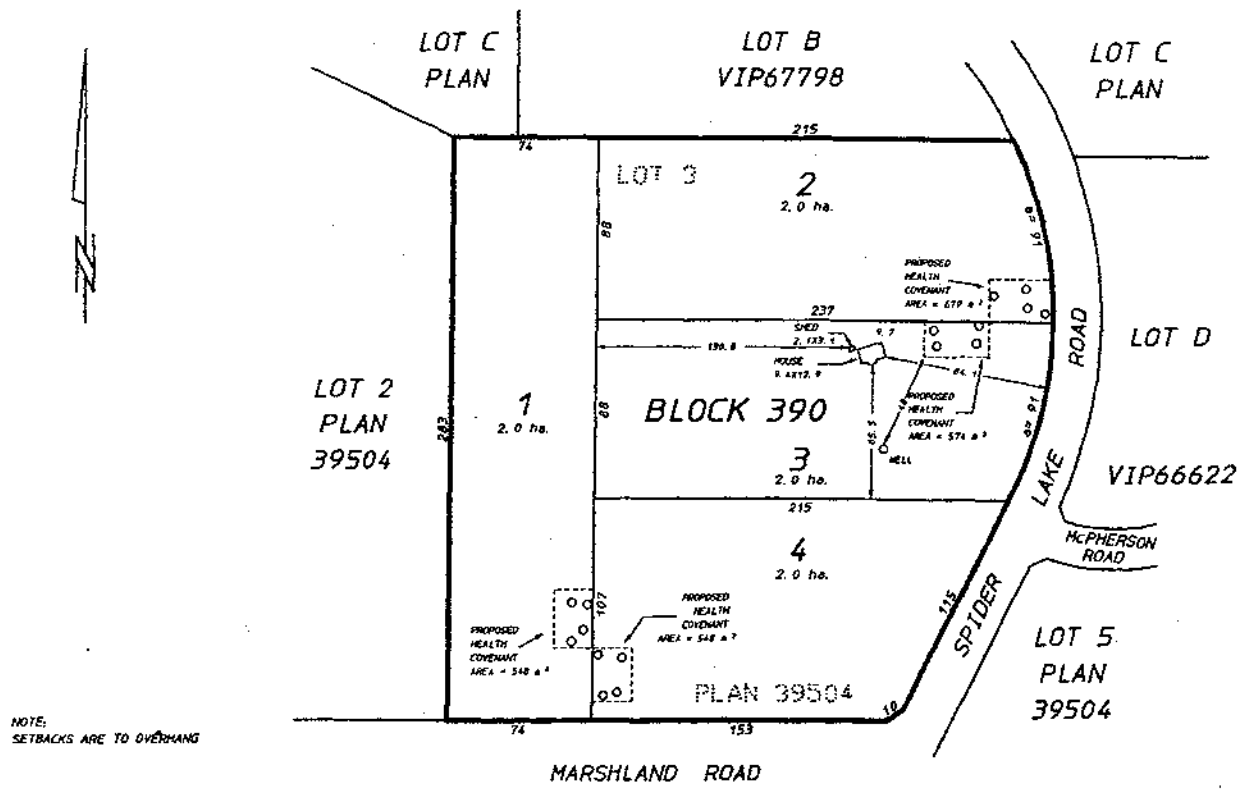
COMMENTS:

Schedule No. 1
Zoning Amendment Application No. ZA0704
Conditions for Approval
Amendment Bylaw No. 500.337
Lot 3, Block 390, Newcastle District, Plan 39504

The applicant is to provide the following documentation prior to the amendment applications being considered for 4th reading:

1. All covenants are to be prepared and registered by the applicant to the satisfaction of the Regional District. Draft covenant documents are to be forwarded to the RDN for review prior to consideration of 4th reading. For all proposed parcels, the following Section 219 covenants shall be registered on title:
 - a) A Section 219 covenant restricting:
 - i) A maximum of one dwelling unit per parcel;
 - ii) No further subdivision of the land, including a Bare Land Strata Subdivision;
 - iii) No frontage relaxation; and,
 - iv) No further road dedication to accommodate parcel frontage or additional parcels.
 - b) A Section 219 covenant registering the Hydrogeological Assessment Report prepared by EBA Engineering for Lot 3, Block 390, Newcastle District, Plan 39504, dated December 21, 2006.
 - c) A Section 219 covenant restricting the subdivision of the parent parcel as set out in the proposed plan of subdivision attached as Schedule No. 2 to this staff report.
2. Applicant to apply for a development permit.

Schedule No. 2
 Amendment Application No. ZA704
 Proposed Plan of Subdivision
 (as submitted by applicant - reduced for convenience)



NOTE:
 SETBACKS ARE TO OVERHANG

PROPOSED SUBDIVISION PLAN OF LOT 3
BLOCK 390, NEWCASTLE DISTRICT,
PLAN 39504.

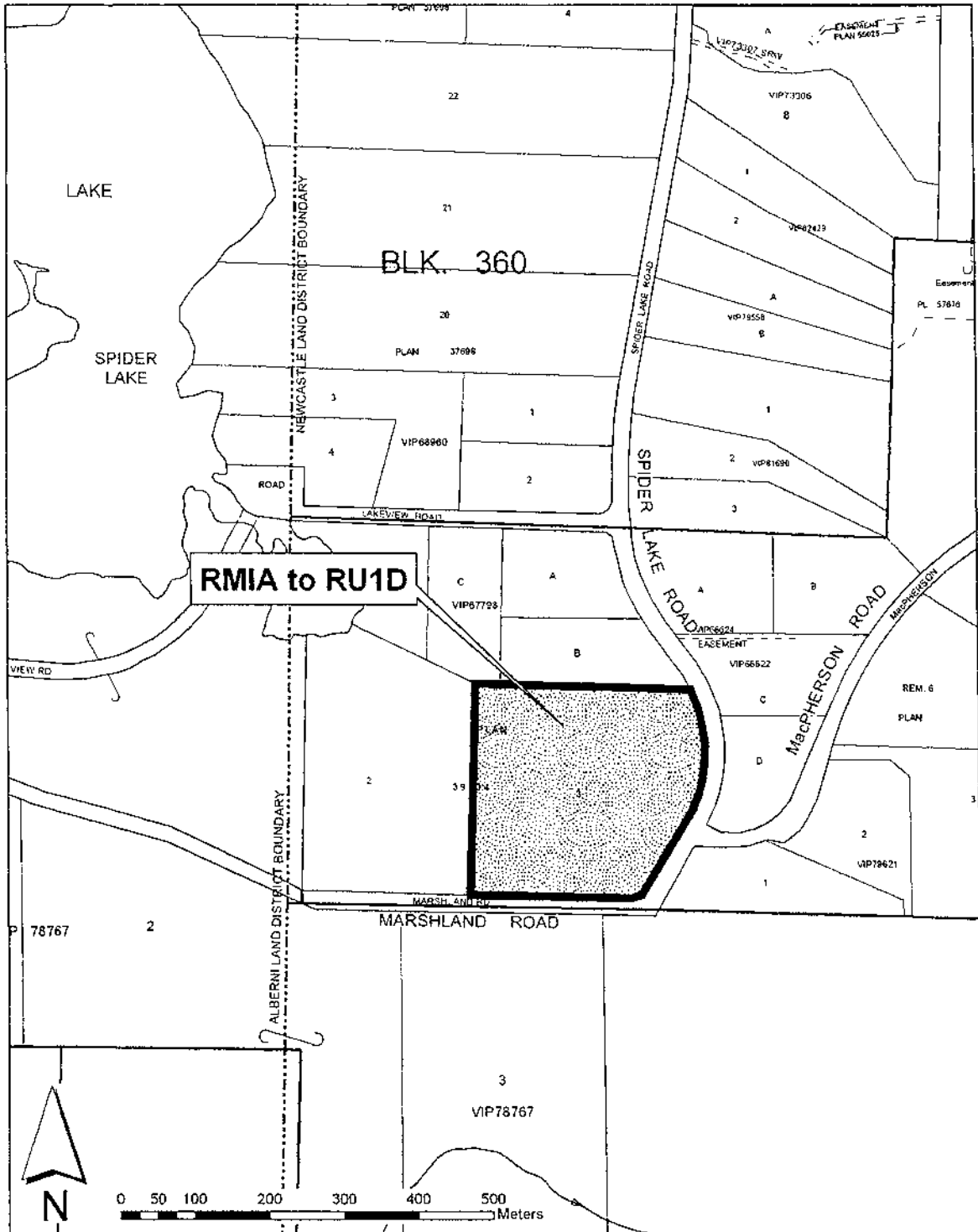
SCALE 1:2000

All distances are in metres.
 All dimensions and areas are
 subject to final survey.

DATE 07/01/25
 REVISIONS:

SIMS ASSOCI.
 LAND SURVEYING
 223 FERN ROAD WEST,
 QUALIFORN BEACH, B.C.
 V3V 1S4
 PHONE (250) 742-8123
 FAX (250) 752-9241
 FILE 05-170-5
 CORR. 05-170.P2

Attachment No. 1
Amendment Application No. ZA0704
Location of Subject Property



Attachment No. 2

REGIONAL DISTRICT OF NANAIMO

**Report of the Public Hearing
Held at Lighthouse Community Hall
240 Lions Way, Qualicum Bay, BC
June 19, 2007 at 7:00 pm**

To Consider Bylaw No. 500.337, 2007

Summary of Minutes and Submissions

Note that these minutes are not a verbatim recording of the proceedings, but summarize the comments of those in attendance at the Public Hearing.

PRESENT:

David Bartram
Susan Cormie

Chairperson, Director, Electoral Area 'H'
Senior Planner

There was 1 person in attendance.

The Chairperson called the Hearing to order at 7:00 p.m., introduced those present representing the Regional District, and outlined the procedures to be followed during the Hearing.

The Senior Planner provided an outline of the Bylaw including a summary of the proposal.

The Chairperson called for formal submissions with respect to Bylaw 500.337, 2007.

The Chairperson called for further submissions for the second time.

The Chairperson called for further submissions a third and final time.

There being no further submissions, the Chairperson adjourned the Hearing at 7:04 p.m.

Certified true and accurate this 20th day of June, 2007.

Susan Cormie
Recording Secretary

Director David Bartram
Chairperson, Electoral Area 'H'

REGIONAL DISTRICT OF NANAIMO

**MINUTES OF THE ELECTORAL AREA PLANNING COMMITTEE
MEETING HELD ON TUESDAY, JUNE 12, 2007, AT 6:00 PM
IN THE RDN BOARD CHAMBERS**

Present:

Director J. Stanhope	Chairperson
Director J. Burnett	Electoral Area A
Director M. Young	Electoral Area C
Alternate	
Director F. Van Eynde	Electoral Area E
Director L. Biggemann	Electoral Area F
Alternate	
Director D. Heenan	Electoral Area H

Also in Attendance:

M. Pearse	Senior Manager, Corporate Administration
P. Thorkelsson	General Manager, Development Services
T. Osborne	General Manager, Recreation & Parks
G. Garbutt	Manager, Current Planning
N. Tonn	Recording Secretary

MINUTES

MOVED Director Biggemann, SECONDED Director Van Eynde, that the minutes of the Electoral Area Planning Committee meeting held May 8, 2007 be adopted.

CARRIED

UNFINISHED BUSINESS

Reconsideration of Development Permit Application No. 60703 – Request for 10% Frontage Relaxation – Ring Contracting Ltd. – 470 Nanaimo River Road – Area C.

MOVED Director Young, SECONDED Director Burnett,:

That the requests for variance and for relaxation of the minimum 10% frontage requirement be denied; and

That Development Permit Application No. 60703 be referred back to staff to request the applicant submit a revised plan of subdivision prior to reconsideration of the application.

CARRIED

PLANNING

AMENDMENT APPLICATIONS

Zoning Amendment Application No. ZA0702 – Angela Quek, Pacific Edge Architecture Inc. on behalf of Kijosa Investment Corporation – 1680 Timberlands Road – Area A.

MOVED Director Burnett, SECONDED Director Young,:

1. That the minutes of the Public Information Meeting held on May 23, 2007 be received.

2. That Zoning Amendment Application No. ZA0702, as submitted by Angela Quek, Pacific Edge Architecture Inc. on behalf of Kijosa Investment Corporation to discharge Land Use Contract No. 98 and to rezone the property legally described as Lot 1, District Lot 15, Bright District, Plan 29967, Except Plan 38105 and located at 1680 Timberlands Road from Residential 6 Subdivision District 'D' (RS6D) to Comprehensive Development Zone 36 be approved to proceed to public hearing subject to the conditions included in Schedule No. 1 as amended to include a new condition No. 5 as follows:
 - "5. That the building plans incorporate access for persons with disabilities in order to provide full access to the 2nd floor hotel units subject to compliance with the BC Building Code."
3. That "Regional District of Nanaimo Land Use Contract Authorization Bylaw Amendment Bylaw No. 239.03, 2007" be given 1st and 2nd reading.
4. That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.341, 2007" be given 1st and 2nd reading.
5. That "Regional District of Nanaimo Land Use Contract Authorization Bylaw Amendment Bylaw No. 239.03, 2007" proceed to Public Hearing.
6. That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.341, 2007" proceed to Public Hearing.
7. That the Public Hearing on "Regional District of Nanaimo Land Use Contract Authorization Bylaw Amendment Bylaw No. 239.03, 2007" and "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.341, 2007" be delegated to Director Burnett or his alternate.

CARRIED

DEVELOPMENT PERMIT APPLICATIONS

Development Permit Application No. 60719 – Brandt Tractor Properties Ltd. – 1830 Schoolhouse Road – Area A.

MOVED Director Burnett, SECONDED Director Young, that Development Permit No. 60719 to vary "Regional District of Nanaimo Sign Bylaw No. 993, 1995", for the property legally described as Lot B, Section 14, Range 6, Cranberry District, Plan VIP72567, be denied.

CARRIED

Development Permit Application No. 60721 – Laidlaw/Shurvell – 2716 Hay Rake Road – Area C.

MOVED Director Young, SECONDED Director Burnett, that Development Permit Application No. 60721, to vary "Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987", for the property legally described as Lot 2, Section 10, Ranges 4 and 5, Mountain District, Plan 25557, be approved subject to the conditions outlined in Schedules 1, 2 and 3, and subject to the Board's consideration of comments received as a result of public notification.

CARRIED

DEVELOPMENT VARIANCE PERMIT APPLICATIONS

Development Variance Permit Application No. 90621 and Request for Acceptance of Park Land in Conjunction with Subdivision Application No. 26822 – Leigh Millan on behalf of BCAB Developments Ltd. – Whiting Way – Area A.

MOVED Director Burnett, SECONDED Director Young,:

That Development Variance Permit Application No. 90621, submitted by Leigh Millan, BCLS, on behalf of BCAB Developments Ltd., in conjunction with the subdivision on the parcel legally described as Lot 1, Section 1, Range 6, Cedar District, Plan VIP68894 Except Part in Plan VIP75488 and VIP80291 and located adjacent to Whiting Way be approved subject to the conditions outlined in Schedules No. 1 and 3 of the corresponding staff report and the notification requirements pursuant to the *Local Government Act* with respect to the proposed variance outlined in Schedule No. 2.

That the park land proposal, in the amount and location as shown on Schedule No. 3 of the staff report, be accepted subject to the conditions set out in Schedule No. 4 of the staff report.

CARRIED

Development Variance Permit Application No. 90706 – Armstrong/Clark – 5049 Thompson Clarke Drive West – Area H.

MOVED Director Heenan, SECONDED Director Van Eynde, that Development Variance Permit Application No. 90706, to permit the height of a single family residence located at Lot 48, District Lot 28, Newcastle District, Plan 22249 to a maximum of 8.07 metres, according to the terms outlined in Schedule No. 1, be approved subject to the Board's consideration of comments received as a result of public notification.

CARRIED

Development Variance Permit Application No. 90708 – Dave Murray on behalf of Gaigher Holdings Inc. – 153 Jamieson Road – Area H.

MOVED Director Heenan, SECONDED Director Van Eynde, that Development Variance Permit Application No. 90708, submitted by David Murray, on behalf of Gaigher Holding Inc., in conjunction with the property legally described as That Part of Lot 40, Newcastle District, Lying to the Southwest of the Esquimalt and Nanaimo Railway Company Right of Way, Except Those Parts in Plans 15180 and 43604, be approved subject to the conditions set out in Schedules No. 1, 2 and 3 and the notification requirements of the *Local Government Act*.

CARRIED

Development Variance Permit Application No. 90709 – 2985 Dolphin Drive – Area E.

MOVED Director Van Eynde, SECONDED Director Burnett, that Development Variance Permit Application No. 90709, to vary "Regional District of Nanaimo Land Use and Subdivision Bylaw No. 500, 1987", for the property legally described as Lot A, District Lot 78, Nanoose District, Plan 29682, be approved subject to the conditions outlined in Schedules No. 1, 2 and 3, and subject to the Board's consideration of comments received as a result of public notification.

CARRIED

OTHER

Amendment to Impact Assessment Bylaw No. 1165.

This item was referred to the Committee of the Whole meeting.

ADJOURNMENT

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

CARRIED

TIME: 6:14 PM

CHAIRPERSON

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE COMMITTEE OF THE WHOLE MEETING HELD ON TUESDAY, JUNE 12, 2007 AT 7:00 PM IN THE RDN BOARD CHAMBERS

Present:

Director J. Stanhope	Chairperson
Director J. Burnett	Electoral Area A
Director B. Sperling	Electoral Area B
Director M. Young	Electoral Area C
Alternate	
Director F. Van Eynde	Electoral Area E
Director L. Biggemann	Electoral Area F
Alternate	
Director D. Heenan	Electoral Area H
Director S. Herle	City of Parksville
Director T. Westbrook	Town of Qualicum Beach
Director C. Haime	District of Lantzville
Director L. McNabb	City of Nanaimo
Alternate	
Director J. Cameron	City of Nanaimo
Director B. Bestwick	City of Nanaimo
Director J. Manhas	City of Nanaimo
Director D. Brennan	City of Nanaimo
Director B. Holdom	City of Nanaimo

Also in Attendance:

C. Mason	Chief Administrative Officer
M. Pearse	Senior Manager, Corporate Administration
J. Finnie	General Manager of Environmental Services
L. Kiteley	A/General Manager of Transportation Services
N. Avery	Gen. Manager of Finance & Information Services
P. Thorkelsson	General Manager of Development Services
T. Osborne	General Manager of Recreation & Parks
C. McIver	Manager of Solid Waste
N. Tonn	Recording Secretary

CALL TO ORDER

The Chairperson welcomed Alternate Directors Van Eynde, Heenan and Cameron to the meeting.

LATE DELEGATIONS

MOVED Director Westbrook, SECONDED Director Bestwick, that a late delegation be permitted to address the Committee.

CARRIED

Frank Garnish, re Area 'A' Recreation and Culture.

Mr. Garnish raised his concerns with the Area 'A' Recreation and Cultural Services Master Plan's recommendation for contract staff to be retained for an interim period to administer Area 'A' recreation and culture programs and requested that the Board consider the use of volunteers to administer recreation programs within Electoral Area 'A'.

MINUTES

MOVED Director Biggemann, SECONDED Director Burnett, that the minutes of the Committee of the Whole meeting held May 8, 2007 be adopted.

CARRIED

CORPORATE ADMINISTRATION SERVICES

ADMINISTRATION

Partnership Project with Sunyani, Ghana – Update.

The Manager of Solid Waste provided a verbal/visual update on the partnership project with Sunyani and introduced Mr. Ken Hammer, Malaspina University/College, who thanked the Board for the opportunity to partner with the RDN and provided an overview of projects being considered by Malaspina.

MOVED Director Westbroek, SECONDED Director Bestwick, that staff advise the Federation of Canadian Municipalities (FCM) that the RDN will continue to participate in a one year partnership project with the Sunyani Municipal Assembly beginning in 2008 to complete the public education and consultation component of their Solid Waste Management Plan, subject to a program funding agreement being reached between the FCM and the Canadian International Development Agency.

CARRIED

Health Authority Governance Resolution.

MOVED Director McNabb, SECONDED Director Holdom, that the Health Authority Governance resolution be submitted to the upcoming UBCM convention.

CARRIED

FINANCE & INFORMATION SERVICES

Property Tax Exemption (Mt. Arrowsmith Regional Park) Bylaw No. 1529.

MOVED Director Westbroek, SECONDED Director McNabb, that “Property Tax Exemption (Mt. Arrowsmith Regional Park) Bylaw No. 1529, 2007” be introduced for first three readings.

CARRIED

MOVED Director Westbroek, SECONDED Director McNabb, that “Property Tax Exemption (Mt. Arrowsmith Regional Park) Bylaw No. 1529, 2007” having received three readings be adopted.

CARRIED

Regional District of Nanaimo Security Issuing (City of Nanaimo) Bylaw No. 1530.

MOVED Director McNabb, SECONDED Director Manhas, that “Regional District of Nanaimo Security Issuing (City of Nanaimo) Bylaw No. 1530, 2007” be introduced for first three readings.

CARRIED

MOVED Director McNabb, SECONDED Director Manhas, that “Regional District of Nanaimo Security Issuing (City of Nanaimo) Bylaw No. 1530, 2007” having received three readings be adopted.

CARRIED

2006 Financial Information Report.

MOVED Director Holdom, SECONDED Director Brennan, that the 2006 *Financial Information Act* report be received, approved and be forwarded to the Ministry of Community Services.

CARRIED

Wide Area Network (WAN) Services Contract Approval.

MOVED Director Herle, SECONDED Director Brennan, that the Regional District of Nanaimo award a contract to Telus for the provision of Wide Area Network/Internet services for a period of five years to service our three primary sites (6300 Hammond Bay Road in Nanaimo, Oceanside Place in Parksville and Ravensong Aquatic Centre in Qualicum Beach).

CARRIED

HOSPITAL

Nanaimo Regional Hospital District 2007 Capital Expenditure Borrowing Bylaw No. 142.

MOVED Director Westbrook, SECONDED Director Herle, that "Nanaimo Regional Hospital District 2007 Capital Expenditure Borrowing Bylaw No. 142, 2007" be introduced and read three times.

CARRIED

MOVED Director Westbrook, SECONDED Director Herle, that "Nanaimo Regional Hospital District 2007 Capital Expenditure Borrowing Bylaw No. 142, 2007" having received three readings be adopted.

CARRIED

ENVIRONMENTAL SERVICES

LIQUID WASTE

Code Blue Funding Request.

MOVED Director Westbrook, SECONDED Director Herle, that the Board approve \$3,000 in funding for the Code Blue project from the Liquid Waste Department FCPCC and NPCC budgets.

CARRIED

On-Site Sewage Disposal System Education Program.

MOVED Director Manhas, SECONDED Director Bestwick,:

That the Board approve the development of a public information and education program for onsite sewage disposal systems with a 2008 budget of \$25,000 to be funded by an increase in septage tipping fees; and

That staff be directed to prepare the necessary bylaw amendment to implement the proposed septage fees to finance the education program.

CARRIED

SOLID WASTE

Solid Waste Management Regulation Bylaw No. 1531.

MOVED Director Westbrook, SECONDED Director Herle, that "Regional District of Nanaimo Solid Waste Management Regulation Bylaw No. 1531, 2007" be introduced and read three times.

CARRIED

MOVED Director Westbrook, SECONDED Director Herle, that "Regional District of Nanaimo Solid Waste Management Regulation Bylaw No. 1531, 2007" having received three readings be adopted.

CARRIED

Church Road Transfer Station Drywall Recycling.

MOVED Director Holdom, SECONDED Director Sperling, that the Board approve the issuance of a Purchase Order with Alpine Disposal and Recycling for drywall hauling and recycling from the Church Road Transfer Station for \$183,255 for the period of June to December, 2007.

CARRIED

UTILITIES

French Creek Sewer Local Service Area Amendment Bylaw No. 813.40 and Northern Community Sewer Service Area Boundary Amendment Bylaw No. 889.45 – Inclusion of Properties into Local Service Areas (Meadow Drive, Reid Road, Sumar Lane) – Area G.

MOVED Director Westbroek, SECONDED Director Holdom, that “French Creek Sewer Local Service Area Amendment Bylaw No. 813.40, 2007” be introduced and read three times.

CARRIED

MOVED Director Westbroek, SECONDED Director Holdom, that “Northern Community Sewer Service Area Boundary Amendment Bylaw No. 889.45, 2007” be introduced and read three times.

CARRIED

Surfside Sewer Local Service Area Amendment Bylaw No. 1124.06 and North Community Sewer Service Area Boundary Amendment Bylaw No. 889.46 – Inclusion of Properties into Local Service Areas (Flamingo/McFeely/Surfside Drive – Area G).

MOVED Director Westbroek, SECONDED Director Herle, that the applications to expand the Surfside Sanitary Sewer Service Area inclusive of the applicable fees and charges and the pre-paid portion of the estimated costs for the future expansion of the sanitary sewer collection system be approved.

CARRIED

MOVED Director Westbroek, SECONDED Director Herle, that “Surfside Sewer Local Service Area Amendment Bylaw No. 1124.06, 2007” be introduced and read three times.

CARRIED

MOVED Director Westbroek, SECONDED Director Herle, that “Northern Community Sewer Service Area Boundary Amendment Bylaw No. 889.46, 2007” be introduced and read three times.

CARRIED

COMMISSION, ADVISORY & SELECT COMMITTEE

Electoral Area ‘A’ Recreation and Cultural Services Master Plan Project Advisory Committee.

MOVED Director Burnett, SECONDED Director McNabb, that the minutes of the Electoral Area ‘A’ Recreation and Cultural Services Master Plan Project Advisory Committee meeting held May 14, 2007 be received for information.

CARRIED

MOVED Director Burnett, SECONDED Director Biggemann, that the Electoral Area ‘A’ Recreation and Cultural Services Master Plan be approved to guide the development, management, administration and operations of recreation and cultural services.

CARRIED

MOVED Director Burnett, SECONDED Director Biggemann, that the Terms of Reference attached as Appendix II be approved to establish a Recreation and Cultural Advisory Commission for Electoral Area ‘A’ with recreation and cultural services administered through Regional District staff.

CARRIED

Nanoose Bay Parks and Open Space Advisory Committee.

MOVED Director Van Eynde, SECONDED Director McNabb, that the minutes of the Nanoose Bay Parks and Open Space Advisory Committee meeting held April 2, 2007 be received for information.

CARRIED

Electoral Area 'H' Parks and Open Spaces Advisory Committee.

MOVED Director Heenan, SECONDED Director Holdom, that the minutes of the Electoral Area 'H' Parks and Open Space Advisory Committee meeting held March 16, 2007 be received for information.

CARRIED

MOVED Director Heenan, SECONDED Director Brennan, that staff meet with Ms. D. Robinson and bring forward a report and recommendations regarding the proposed BMX Park on Regional District community parkland adjacent to the Lighthouse Community Centre to include land use issues, insurance liability, project costs, time lines and project phasing.

CARRIED

District 69 Recreation Commission.

Director Herle left the meeting citing a possible conflict of interest with the next item. Director Herle is a member of the Rotary Club of Qualicum Beach and sits on the Committee which has applied for a grant.

MOVED Director Westbrook, SECONDED Director Brennan, that the minutes of the District 69 Recreation Commission meeting held May 17, 2007 be received for information.

CARRIED

MOVED Director Westbrook, SECONDED Director Brennan, that the Regional Board approve the recommendations from the District 69 Recreation Commission Grants Committee for the following Community and Youth Recreation Grants:

Community Recreation Grants:

Deep Bay Canada Celebration – fireworks show	\$	2,000
D69 Family Resource Association (Family Days) – signage, races, pre-parade/parade and advertising expenses	\$	2,450
Forward House Community Society – supplies and equipment to revitalize greenhouse	\$	1,800
Parksville & District Association for Community Living – “Operation Trackshoes” – bus transport & t-shirt expenses	\$	1,050
Ravensong Aquatic Club – pool rental, equipment and stationary	\$	1,800
Rotary Club of Qualicum Beach – event shortfall	\$	3,000
The Old School House Arts Centre – facility and equipment rental and transportation	\$	2,090
Vancouver Island Opera – costumes and scenery	\$	900

Youth Recreation Grants:

Arrowsmith Community Enhancement Society – program supplies	\$ 1,510
D69 Family Resource Association – surf equipment	\$ 1,600
Oceanside Kidfest Committee – youth activity supplies	\$ 1,000
Oceanside Arts Council – production costs	\$ 850
One Five One – Art Speak Gala – supply and event costs	\$ 1,381
Parksville Lawn Bowling Club – equipment	\$ 2,000
Parksville Lions Club – form material for skate park jump	\$ 1,200
	CARRIED

Director Herle returned to the meeting.

MOVED Director Westbrook, SECONDED Director McNabb, that the Recreation and Parks Department employ one new permanent part-time Recreation Programmer and re-organize staff responsibilities to accommodate for the provision of recreation services to Electoral Areas ‘E’, ‘G’ and ‘H’, Parksville and Qualicum Beach.

CARRIED

MOVED Director Westbrook, SECONDED Director McNabb, that the Regional District of Nanaimo enter into a three year recreation services agreement with the Arrowsmith Community Enhancement Society to include the transfer of up to \$28,000 annually to the Society to provide recreation services locally to Electoral Area ‘F’.

CARRIED

Grants-in-Aid Committee.

MOVED Director Van Eynde, SECONDED Director Young, that the minutes of the Grants-in-Aid meeting held May 10, 2007 be received for information.

CARRIED

MOVED Director Young, SECONDED Director Van Eynde, that the following grants be awarded:

School District 68 Grants

Cedar School & Community Enhancement Society	\$ 400
Hope Centre	\$ 880
Nanaimo Search & Rescue	\$ 880
People for a Healthy Community on Gabriola Society	\$ 500
	CARRIED

MOVED Director Young, SECONDED Director Van Eynde, that the following grants be awarded:

School District 69 Grants

District 69 Family Resource Association	\$ 2,000
Friends of Nanoose Library	\$ 750
Mount Arrowsmith Pipe Band Association	\$ 1,275
The Nature Trust of BC	\$ 1,500
Oceanside Community Response Network	\$ 600
Parksville & District Historical Society	\$ 330
Parksville Garden & Parkland Society	\$ 1,000
	CARRIED

Transit Select Committee.

MOVED Director McNabb, SECONDED Director Burnett, that the minutes of the Transit Select Committee meeting held May 24, 2007 be received for information.

CARRIED

MOVED Director McNabb, SECONDED Director Biggemann, that staff be directed to prepare a report on the Bastion Street Bus Stop that outlines options for consideration.

CARRIED

Drinking Water – Watershed Protection Stewardship Committee.

MOVED Director Young, SECONDED Director McNabb, that the minutes of the Drinking Water – Watershed Protection Stewardship Committee meeting held May 2, 2007 be received for information.

CARRIED

MOVED Director McNabb, SECONDED Director Manhas, that the RDN pay for Jennifer Ann MacLeod's transportation costs to attend the San Juan/Gulf Islands Water Policy symposium, and that Jennifer Ann report back to the Committee on what she learned at the symposium that is relevant to the Committee's mandate.

CARRIED

Family Resources Association Mobile Youth Outreach Centre.

Director Westbroek provided information with respect to the Family Resources Association's proposal to purchase a bus, and working with School District 69, and the Youth Link network to provide a mobile youth outreach centre which would travel within Oceanside to promote and actively engage youth in recreation pursuits and other related health and social services.

MOVED Director Westbroek, SECONDED Director Herle, that the Board support the proposed mobile youth outreach centre and that Recreation and Parks staff work with the Family Recreation Association to promote this project.

CARRIED

ADDENDUM

DEVELOPMENT SERVICES

OTHER

Amendment to Impact Assessment Bylaw No. 1165.

MOVED Director Manhas, SECONDED Director Young, that "Regional District of Nanaimo Impact Assessment Bylaw Amendment Bylaw No. 1165.03, 2007" be given three readings.

CARRIED

MOVED Director Manhas, SECONDED Director Young, that "Regional District of Nanaimo Impact Assessment Bylaw Amendment Bylaw No. 1165.03, 2007" be adopted.

CARRIED

IN CAMERA

MOVED Director Holdom, SECONDED Director Herle, that pursuant to Section 90(1)(c) of the *Community Charter* the Board proceed to an In Camera meeting to consider items relating to labour relations.

CARRIED

ADJOURNMENT

MOVED Director Holdom, SECONDED Director Herle that this meeting adjourn to allow for an In Camera meeting.

CARRIED

TIME: 7:53 PM

CHAIRPERSON

REGIONAL DISTRICT OF NANAIMO

**MINUTES OF THE
REGIONAL PARKS AND TRAILS ADVISORY COMMITTEE MEETING
HELD ON TUESDAY, JUNE 12, 2007**

RDN Administration Building, Committee Room

Attendance:

Director Larry McNabb, Chair
Director Maureen Young
Harriet Rueggeberg
Peter Rothermel

Director Sandy Herle
Director Joe Stanhope
Frank Van Eynde

Staff:

Tom Osborne, General Manager of Recreation and Parks
Marilynn Newsted, Recording Secretary

Regrets:

Director Dave Bartram

Also Present:

David Reid, LANARC Consultants Ltd.
Leigh Sifton, LANARC Consultants Ltd.

CALL TO ORDER

- 1 Director McNabb called the meeting to order at 11:30am.

MINUTES

- 3 MOVED J. Stanhope, SECONDED M. Young, that the Minutes of the Regional Parks and Trails Advisory Committee Meeting held on April 10, 2007, be approved.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

- 5 MOVED F. Van Eynde, SECONDED H. Rueggeberg, that the following correspondence be received:

- R. H. Heath, Environmental Stewardship Manager Re: Arrowsmith Mountain Bike Club
- T. Osborne to Nanaimo and Area Land Trust Re: 2007 Funding Agreement
- J. Lobb to David Bird Re: Volunteer Service Beachcomber Regional Park
- J. Lobb to Jean Fowler Re: Volunteer Service Beachcomber Regional Park
- T. Osborne to Nanaimo and Area Land Trust Society Re: 2007 \$30,000 Funding

CARRIED

REPORTS

8.1 Regional Parks Development Costs Charges Presentation

Mr. Osborne introduced David Reid, of the firm LANARC Consultants Ltd., the successful candidates retained to prepare a concept of the possible implementation of Development Cost Charges (DCCs) for RDN regional parks. If approved the RDN would be the first regional district to institute DCCs for regional parks. Mr. Osborne noted that he had met with the municipal administrators in this regard and they had requested the inclusion that capital improvements in regionally significant municipal parks be included in the report.

Mr. Reid reviewed the details of the process and the scenarios for development of the report on DCCs as outlined in the Regional Park Development Cost Charges Draft Report. He noted DCCs are fees that municipalities and regional districts choose to collect from new development to help pay the cost of off-site infrastructure services. With regard to parks they may be used for park land and new park facilities. Mr. Reid noted that DCCs vary between different municipalities and regional districts.

8.2 Englishman River Regional Park Management Plan Presentation

Mr. Reid briefly spoke to the process LANARC Consultants Ltd. will use to prepare the Englishman River Regional Park Management Plan. He noted the information brought forward in the Englishman River Regional Park Watershed Recovery Plan developed by LGL Limited and LANARC will be applied to the management plan.

Ms. Leigh Sifton, of LANARC Consultants Ltd., requested committee members assist the consultant team with their vision for the park by providing vision keywords and possible names for the park. Committee members brought forward numerous visions for the park and were requested to contact the consultants with their thoughts on the park throughout the process.

Mr. Osborne noted that management plan would be a long process and would continue through to March of 2008. To be of assistance to the consultant team, Mr. Osborne requested two members of the RPTAC Committee be appointed who would liaise with the consultants, staff and the Committee. Mr. J. Stanhope and Ms. S. Herle both volunteered their services.

8.3 Morden Colliery Trail Report

Mr. Osborne reviewed the Morden Colliery Trail Report for the Committee. The Morden Colliery Trail has been in existence since 1995 about the same time as the Regional Parks and Trail System was brought on board. Since that time it has been funded and managed under the Electoral Area 'A' Community Parks portfolio. The Morden Colliery Trail is a very historical trail which runs along the old Pacific Rail right of way to Coal Harbour. The 2005 Regional Parks and Trail Plan recognized the regional status of the Morden Colliery Trail and recommended that it officially transfer from the Electoral Area 'A' Community Park Function to the Regional Parks and Trails Function.

MOVED S. Herle, SECONDED M. Young, that the Morden Colliery Trail be officially classified as a Regional Trail.

CARRIED

8.4 **Regional Parks Fire Cost Recovery Report**

Mr. Osborne reported that at the present time the insurance held by the RDN does not cover the cost of fighting fires in regional parks. At the present time in case of a fire the protocol is to contact the Coastal Fire Centre who would then send equipment to suppress the fire and then they would bill the RDN after the fact for the service.

Mr. Osborne noted there were two possible approaches which the RDN could take to cover the cost of fighting fires. One possible approach would be to build a reserve fund to cover the cost of fire fighting. Then in the event of a fire the fund could be drawn upon to cover the costs.

The second approach would be the costs would be paid by the RDN and over a period of time those costs would be repaid through the Regional Parks and Trail function. In this approach the community is not taxed for something that may never happen.

Mr. Osborne noted he wanted the committee members to be aware of the situation and that both approaches would work. Unless direction was received from the Committee, Mr. Osborne stated that regional park fire protocol would remain as status quo. Staff were requested to investigate further with other regional districts on how they handle fire cost recovery and report back to the Committee.

8.5 **Monthly Update of Community Parks and Regional Parks and Trails Projects April and May 2007**

Mr. Osborne reviewed both April and May 2007 Community Parks and Regional Parks and Trails Projects Reports highlighting the following items:

- The RDN is exploring options for improved security at the Arboretum property in Cedar after about 300ft of chain link fence was stolen.
- Top Bridge Crossing project is in progress. No native artifacts have been found in the ground at the site other than the known petroglyphs.
- Englishman River Regional Park Management Plan is underway.
- During April two controlled burns removed the slash piles from Mt. Benson Regional Park.

MOVED J. Stanhope, SECONDED F. Van Eynde, that the Reports be received as presented.

CARRIED

NEW BUSINESS

9.1 **Island Corridor Foundation**

Mr. Osborne reviewed the Island Corridor Foundation Grants-in-Aid request in the amount of \$109,575. The monies requested are to be used to offset the taxes charged though the RDN to the Island Corridor itself. He noted the Island Corridor Foundation had made a presentation to the Board requesting the one time grant and that the Board had forwarded the request to the Regional Parks and Trail Committee for comment or discussion.

MOVED F. Van Eynde, SECONDED S. Herle, that due to the inability of the Regional Parks Function to fund the grant request to offset property taxes in 2007 along the rail corridor in the Regional District, the Island Corridor Foundation Grant request in the amount of \$109,575, be denied at this time.

CARRIED

NEXT MEETING

Tuesday, September 18, 2007
12:00 Noon, RDN Committee Room

ADJOURNMENT

- 12 MOVED F. Van Eynde, SECONDED M. Young, that pursuant to Section (90) (12) E of the Community Charter the Committee proceed to an In Camera meeting to consider land issues.

CARRIED

The Regular Meeting was adjourned at 12:50pm.

Chair



RDN	
CAO	GMP&IS
GMDs	GMR&PS
GMES	GMTS
MAY 30 2007	
SMCA	RPTAC
CHAIR	BOARD
JUNE BOARD	

MEMORANDUM

TO: Carol Mason
Chief Administrative Officer

DATE: May 30, 2007

FROM: Tom Osborne
General Manager of Recreation and Parks

FILE:

SUBJECT: Morden Colliery Trail – Classification Change to Regional Trail

PURPOSE

To change the classification of the Morden Colliery Trail from a Community Trail to a Regional Trail.

BACKGROUND

The Regional District currently holds a 20-year license of occupation from the Province of BC over the former Pacific Coal Company railway Right of Way between Morden Colliery Historic Provincial Park and Hemer Provincial Park, located south of Nanaimo within Electoral Area 'A'. The RoW tenure varies in width between 30 feet and 60 feet over its approximate length of 4.5 kilometres, for a total area of 7.35 hectares. The license was issued to the Regional District in 1995 for regional park and hiking trail purposes. In 1998, an additional Park Use Permit was issued to allow the Regional District to develop and manage the section of trail within Morden Colliery Historic Provincial Park. Although the trail license was issued for regional trail and hiking purposes, due to significant local role the trail provides to the area and the infancy of the Regional Parks and Trails System at the time, it has been managed and funded under the Electoral Area 'A' Community Parks Budget. The 2005 Parks and Trails Plan recognized the regional status of the Morden Colliery Trail and recommended that the Trail officially transfer from the Electoral Area 'A' Community Parks Function to the Regional Parks and Trails Function and that it be classified as a Regional Trail.

Currently several portions of the RoW have been developed for public trail, and together make up the Morden Colliery Trail as noted in *Map #1*. *Section One* of the Trail is developed between Cedar Road and Hemer Provincial Park, where it then joins the Provincial Park's trail system at the west end of Holden Lake. *Section Two* is developed from Morden Colliery Historic Provincial Park, over Thatcher Creek, and ends at the west bank of the Nanaimo River. As noted on *Map #2*, *Section Three* is undeveloped and links the east bank of Nanaimo River with Section One at Cedar Road. A major bridge over the river is required to link Sections Two and Three.

A management plan was prepared for the Trail in 1998 by RRL Recreation Resources Limited and in 1999 a feasibility study for constructing pedestrian bridges over the lower portion of the Nanaimo River was conducted by Graeme & Murray Consultants Ltd. Based on two different bridge styles identified in the study, estimates of the capital construction costs ranged from \$444,000 to \$523,000 at the time. The

2007 Five Year Financial Plan currently provides for construction of the bridge in 2013 at an estimated cost of \$600,000. It should be noted that this bridge crossing is for the lower portion of the Nanaimo River. There is also a required crossing further up the river as part of the Trans Canada Trail.

ALTERNATIVES

1. That the Morden Colliery Trail be officially classified as a Regional Trail
2. That the Morden Colliery Trail remain classified as a Community Trail.

FINANCIAL IMPLICATIONS

1. As with the other regional trails that are in the system which includes Arrowsmith, Big Qualicum River, Lighthouse Country, Parksville-Qualicum links, Top Bridge and the Trans Canada Trail, funding is through the Regional Parks Function. The 2005 Parks and Trails Plan recognized the regional and cultural significance of the Morden Colliery Trail and recommended that the Trail be classified as a Regional Trail of which future funding for trail maintenance, development and bridge construction would be through the Region Parks Function.
2. Should the Regional Board decide for the Trail to remain classified as a Community Trail, funding for trail maintenance , development and bridge construction would continue through the Electoral Area 'A' Community Parks Function Budget. Continuing with this funding approach would however be inconsistent with the operation and development of the other regional type trails in the system.

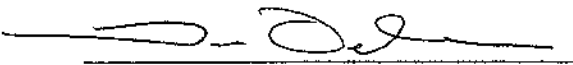
CONCLUSION

The Regional District currently holds a 20-year license of occupation over an old railway Right of Way between Morden Colliery Historic Provincial Park and Hemer Provincial Park, located south of Nanaimo within Electoral Area 'A'. Although the trail license was issued for regional trail and hiking purposes, it has been managed and funded under the Electoral Area 'A' Community Park Budget. The 2005 Parks and Trails Plan recognized the regional status of the Morden Colliery Trail and recommended that it officially transfer from the Electoral Area 'A' Community Park Function to the Regional Parks and Trails Function and for it to be classified as a Regional Trail.

Given the regional and cultural significance of the Morden Colliery Trail, staff are recommending that Trail be officially classified as a Regional Trail.

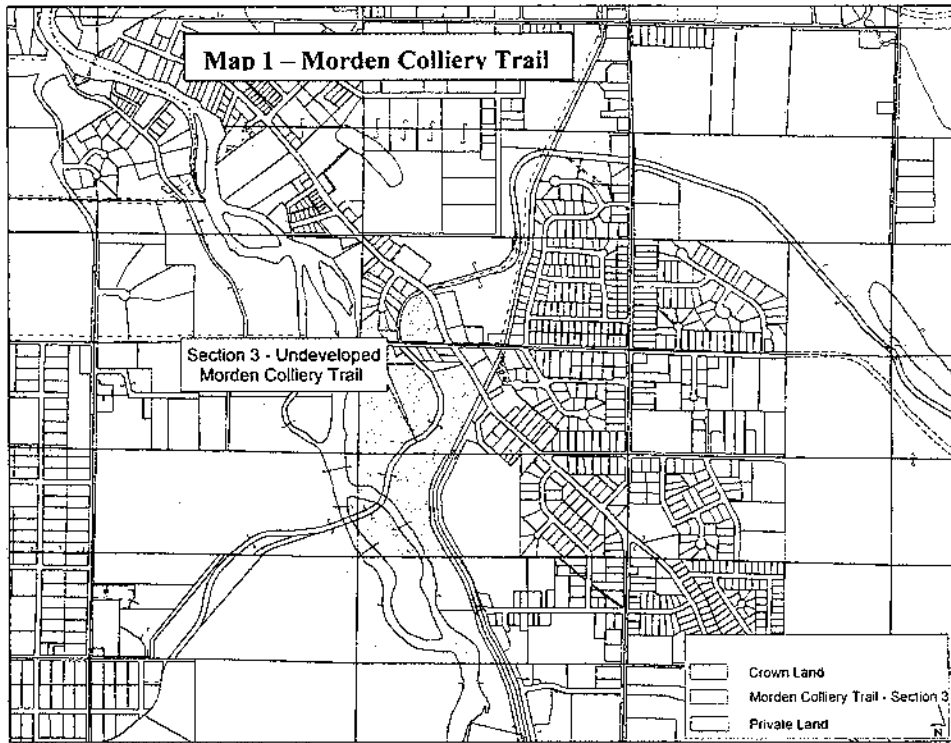
RECOMMENDATION

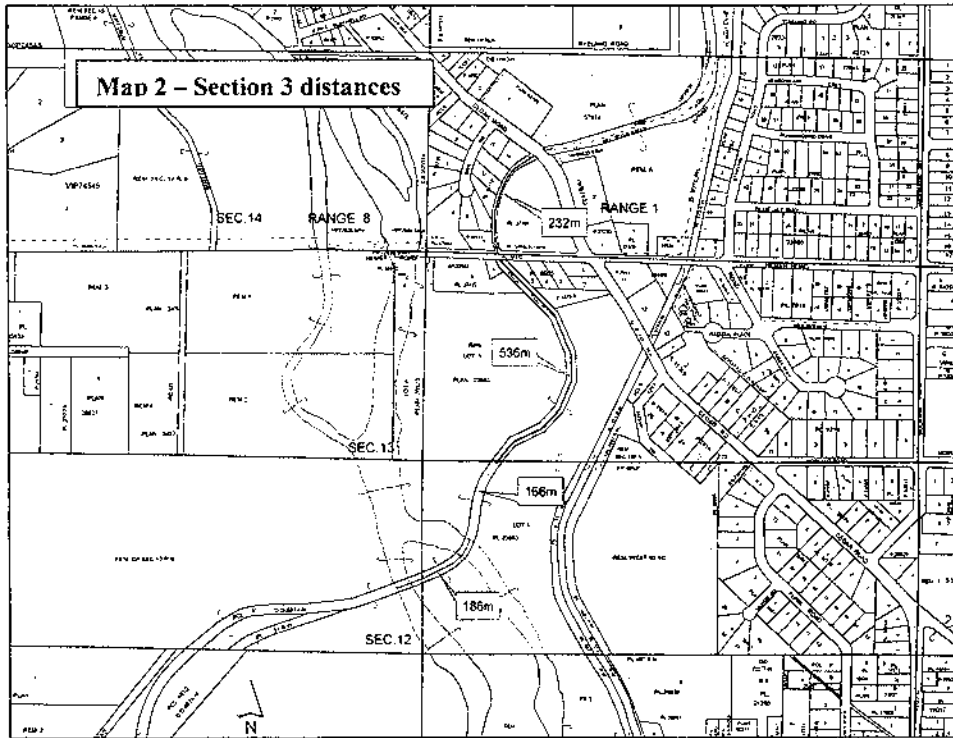
That the Morden Colliery Trail be officially classified as a Regional Trail.


Report Writer


CAO Concurrence

Appendix 1 – Maps of the Morden Colliery Trail





REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE EAST WELLINGTON AND PLEASANT VALLEY
PARKS AND OPEN SPACE ADVISORY REGULAR COMMITTEE MEETING
MONDAY, MAY 7, 2007
7:00PM

Attendance: Rick Heikkila, Chairman Bruce Erickson Jennifer Merner
 Charlie Pinker Director Maureen Young

Observers: Charles Baker Janet Atkinson

Staff: Joan Michel, Parks & Trail Coordinator

Regrets: Rina Lawson Judith Wilson

CALL TO ORDER

Chairman R. Heikkila called the meeting to order at 7:00 pm. The Committee welcomed new member J. Merner. An updated Committee and RDN staff contact information sheet was distributed.

MINUTES

The minutes of the March POSAC meeting contained two spelling errors in Committee and observer names.

MOVED B. Erickson, SECONDED J. Merner that the minutes of the March 5, 2007 Committee meeting be approved as amended. CARRIED

BUSINESS ARISING FROM THE MINUTES

• Fire Hall and Search and Rescue Site Update

C. Pinker reported that a rezoning application for the Fire Hall property has been submitted to RDN Development Services and a number of site planning and building detail issues successfully resolved. Third reading of the rezoning application is expected in June. The project architect has now been directed to seek construction bids. A separate application has been made to RDN Development Services regarding donation of part of the Meadow Drive park property for Fire Hall and search and rescue use. A petition in support of this land donation proposal is being circulated within the community.

• Meadow Drive Community Park Planning Process

The park planning process presented at the March meeting was reviewed. It was agreed that formal park planning for the property must await conclusion of the land donation proposal noted above. It was also emphasized to meeting observers that no decisions have been reached on how to develop the park space. Assuming that park planning resumes in the fall, the Committee discussed taking a multi-faceted approach to soliciting community input on how the park site might be developed. Creation of a broader planning group under the aegis of the POSAC was suggested; all POSAC members expressed interest in participating. J. Merner volunteered to engage the residents of Benson Meadows directly since she is already approaching them in regard to Mountain View Elementary School business. RDN staff is to gather demographic data on East Wellington and Pleasant Valley along with general information on the cost of developing, operating and maintaining various types of park space and facilities.

REPORTS

- Director's Update

Regarding parking by the Witchcraft Lake trailhead to Mt Benson, Director Young reported that RDN Parks staff is recommending nose-in parking along Benson View Road; this plan will be reviewed with the Ministry of Transportation and neighbourhood consultation will take place.

Director Young will be attending a meeting of PAC, School District 68 and Ministry of Transportation representatives regarding getting on and off school buses along Jingle Pot Road.

- Regional and Community Parks Function Reports for February and March 2007.

The two reports, distributed with the agenda prior to the meeting, were briefly reviewed.

- Parks Ahead

The Committee discussed proposed summer 2007 work for Creekside Community Park that involves installation of a new footbridge and trail improvements. J. Merner relayed her interest and that of her husband and neighbour in helping with the work. J. Michel to organize a site visit.

Members and observers discussed place name origins including that for McClure Creek.

MOVED J. Merner, SECONDED R. Heikkila that the reports be received.

CARRIED

NEW BUSINESS

- Land Acquisition Policy

The RDN policy on land acquisition, copy distributed with the agenda was discussed. The distinction was made between dedicated park lands acquired by the Crown and managed by the RDN further to subdivision law, and lands acquired fee simple by the RDN and usable for various purposes including park. Neither Meadow Drive nor Creekside Community Parks were acquired as dedicated parkland under subdivision law.

COMMITTEE INFORMATION

Committee members and observers agreed that the use of laminated meeting notices affixed to area postal box stations is proving an effective way of advising the community about upcoming POSAC meetings. C. Pinker and R. Heikkila will continue to affix the notices as provided by RDN Parks to the 23 postal stations in the EWPV area.

The next meeting of the EWPV POSAC will be held at 7 p.m. on Monday, September 10th at the Fire Hall. C. Pinker will be on holidays at that time but will arrange for someone else to admit the Committee to the Fire Hall building.

ADJOURNMENT

MOVED R. Heikkila, SECONDED J. Merner that the meeting be adjourned at 8:55 p.m.

CARRIED

R. Heikkila, Chairman

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE ELECTORAL AREA 'H' PARKS AND OPEN SPACE ADVISORY
REGULAR COMMITTEE MEETING
TUESDAY, MAY 15, 2007
9:00AM

Attendance:

Patty Biro
Val Weismiller

Michael Procter
Barry Ellis

Dave Bartram
Marguerite Little

Staff:

Jonathan Lobb, Parks Operations Coordinator

Delegation:

Deep Bay Spit Development - Enid Lemanski
- Diane Utendale
- Chuck Gosbee
- Mary Struthers
- Brian Lemanski

CALL TO ORDER

The Chair called the meeting to order at 9:00am.

DELEGATIONS

Chuck Gosbee, Mary Struthers, Diane Utendale and Enid Lemanski addressed the Committee with regard to the development of the Deep Bay Spit. The group noted the site is small with limited parking available for public use. Currently, garbage collection is conducted by the nearby residents. The posted "No Fires" signs have decreased the campfire problem and more signage for the area would be welcome. As a whole the group would like to see a reduction in the public use of the area.

MOVED D. Bartram, SECONDED V. Weismiller, that the Deep Bay Spit Development Delegation be received.

CARRIED

MINUTES

MOVED D. Bartram, SECONDED B. Ellis, that the Minutes of the Electoral Area 'H' Parks and Open Space Advisory Committee Meeting held on March 16, 2007, be approved.

CARRIED

BUSINESS ARISING FROM THE MINUTES

Presentation to Warren Cook.

Mr. M. Procter requested input from the Committee on how to proceed with the award ceremony arrangements. Suggestions were to invite the Lieutenant Governor, MLA J. Lunney, representatives from the Ministry of Transportation, Streamkeepers, Ministry of Environment, Department of Fisheries and Oceans Canada, Ducks Unlimited and Nature's Trust. Mr. M. Procter will contact Lieutenant Governor Iona Campagnolo to see if she is available to present the award. A communications plan with regard to advertising will be required once the date is set.

BMX Bike Park Development.

A more comprehensive list of the costs involved with the development of the BMX Bike Park will be prepared and presented to the Committee.

Trail Maintenance

Mr. George Cousineau is still concerned with the culvert under the road that is eroding the soil on his land. Mr. Cousineau would like someone to respond to his concerns, to date no one has contacted him to address this issue. The culvert in question is not part of the access trail. This is not an issue for the Recreation and Parks Department or for the POSAC.

COMMUNICATIONS/CORRESPONDENCE

MOVED V. Weismiller, SECONDED P. Biro, that the correspondence from N. McAllister re: Further Development Deep Bay Spit Beach Access be received.

CARRIED

BUSINESS ARISING FROM DELEGATIONS

Deep Bay Spit Development

Mr. Bartram noted the Deep Bay Spit is not a park, it is a Ministry of Transportation road allowance and may be developed as a beach access under permit. As a beach access it would be advertised with signage, have regular garbage pickup and the possible installation of washroom facilities.

Mr. Lobb will investigate the cost of regular maintenance of a porta-potty and report back to the Committee.

The Committee requested staff inform the Mapleguard Residents Association that the decision to proceed with the installation of a porta-potty at the end of the Deep Bay Spit has been suspended at this time.

REPORTS

Director's Report

Mr. Bartram reported the Regional District has entered into an agreement with the Bowser Legion to develop the facility as an emergency outreach centre. The facility currently lacks a back-up generator.

At issue also is the illegal dumping of refuse in the area. The Regional Board has passed a motion to hire a person to patrol the area to help control the problem of illegal dumping. Volunteer groups will also be solicited to assist in clean up.

Monthly Update of Community Parks and Regional Parks and Trail Projects March 2007

M. Lobb reviewed the Monthly Update of Community Parks and Regional Parks and Trail Project Report for March 2007, highlighting the following:

- Tennis court backstop installation at Dunsmuir Community Parks will proceed once contractor has been selected.
- McColl Road developer has widened the park trail. Two benches and a bicycle stop beside the highway will be installed. Hazard trees have been removed from the park area.
- Development work will begin on Deep Bay Creek Trail this summer.
- Wildwood Trail is still closed and access to the hydro line is blocked off. The park section is open.

MOVED V. Weismiller, SECONDED M. Little, that the Reports be received as presented.

CARRIED

NEW BUSINESS

MoT Road Closures Referral

Occasionally MOT receives requests to purchase road allowances from adjacent landowners that have not been in use at any time. MoT refers these closures to the Regional District for comment. The H POSAC's reviewed the referrals in the context of the implications of closing the road Statutory Right of Way on trail development and plans in the area.

MOVED D. Bartram, SECONDED M. Little, that the road allowance through part of DL 81 Newcastle LD has no trail development implications and can be closed.

CARRIED

MOVED D. Bartram, SECONDED M. Little, that the road allowance through part of DL 85 Newcastle LD be maintained as a statutory right of way for future trail development.

CARRIED

MOVED D. Bartram, SECONDED M. Little, that the road allowance through part of DL 36 Newcastle LD has no trail development implications and can be closed.

CARRIED

Lighthouse Community Centre

Representatives of Lighthouse Community Hall users, Lighthouse Recreation Commission members, Hall Board members, Community Club representatives and Regional District staff will meet May 16, 2007, at the Lighthouse Community Hall to make recommendation regarding hall use and hall improvements.

2007 Ministry of Environment Awards: Tree of Life

Mr. Rod Allan was nominated by the Committee as their recommendation for the 2007 Tree of Life Award.

COMMITTEE ROUND TABLE

Mr. Bartram reported a subdivision application has been received for property located at the end of East Thompson Clarke Road. A parkland referral to the Area H POSAC is anticipated.

COMMITTEE INFORMATION

Next meeting date Tuesday, June 26, 2007, 9:00am at Lighthouse Community Hall.

ADJOURNMENT

MOVED D. Bartram, SECONDED P. Biro, that the meeting be adjourned.

CARRIED

Chair