

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE REGULAR MEETING OF THE BOARD OF THE REGIONAL DISTRICT OF NANAIMO HELD ON TUESDAY, JUNE 22, 2010 AT 7:00 PM AT NANOOSE PLACE COMMUNITY CENTRE

Present:

Director J. Stanhope	Chairperson
Director J. Burnett	Electoral Area A
Director G. Rudischer	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 E. Mayne	City of Parksville
Director T. Westbroek	Town of Qualicum Beach
Director C. Haime	District of Lantzville
Director J. Ruttan	City of Nanaimo
Director B. Bestwick	City of Nanaimo
Director L. Sherry	City of Nanaimo
Director L. McNabb	City of Nanaimo
Director D. Johnstone	City of Nanaimo
Director B. Holdom	City of Nanaimo
Director J. Kipp	City of Nanaimo

Also in Attendance:

C. Mason	Chief Administrative Officer
M. Pearse	Sr. Mgr., Corporate Administration
P. Thorkelsson	Gen. Mgr., Development Services
J. Finnie	Gen. Mgr., Regional & Community Utilities
T. Osborne	Gen Mgr., Recreation & Parks Services
N. Avery	Gen. Mgr., Finance & Information Services
D. Trudeau	Gen. Mgr., Transportation & Solid Waste Services
N. Hewitt	Recording Secretary

DELEGATIONS

Dianne Eddy, re Building Inspection & Permits in Rural Electoral Areas.

Ms. Eddy spoke with respect to building inspection and permits in rural areas.

Mike Gogo, re Building Permits & Inspections in Area 'C'.

Mr. Gogo spoke with respect to building inspection that is proposed for Area 'C'.

Don Hewitt, re Proposed Expansion of Building Inspection into Electoral Areas 'A', 'C', 'F' & 'H'.

Mr. Hewitt spoke with respect to building inspection in rural areas.

Reg Nosworthy, re Building Inspection & Permit Fees.

Mr. Nosworthy spoke with respect to building inspection and permit fees.

Lorne Pal, re Proposed Expansion of Building Inspection Service into Areas 'A', 'C', 'F' & 'H'.

Mr. Pal spoke with respect to building inspection services for the electoral areas.

Leanne Salter, re Implementation of Building Permits in Area 'F'.

Ms. Salter spoke with respect to building inspection that is proposed for Area 'F'.

Arthur Skipsey, re Introduction of Building Inspection in the Rural Areas of District 69.

Mr. Skipsey spoke with respect to building inspection that is proposed for District 69.

Steve Vogel, re Expansion of Building Inspection Service.

Mr. Vogel spoke with respect to building inspection services for the electoral areas.

LATE DELEGATIONS

MOVED Director Westbrook, SECONDED Director Bartram, that 7 late delegations be permitted to address the Committee.

CARRIED

Phil Carson, re Building Permit Revolution.

Mr. Carson spoke with respect to building inspection for rural areas.

Lavonne Garnett, re Building Permits & Inspections - Pros & Cons.

Ms. Garnett spoke with respect to building inspection that is proposed for Area 'A'.

Steve Harris, re Building Inspection Bylaw No. 787.13.

Mr. Harris spoke with respect to Building Inspection Bylaw 787.13.

Francois Jacob, re Proposed Expansion of Building Inspection Service.

Mr. Jacob did not appear as a delegation.

Cathy Lychak, re My Home & the Community I live In.

Ms. Lychak spoke with respect to building inspection in Area 'A'.

Mark Rautiainen, re We Pay Our Taxes & We Need Your Support.

Mr. Rautiainen spoke with respect to his ALC application.

Enid Mary Sangster-Kelly, re Proposed Building Inspections & Permits in the Rural Areas.

Ms. Sangster-Kelly spoke with respect to building inspection for rural areas.

BOARD MINUTES

MOVED Director Holme, SECONDED Director Mayne, that minutes of the regular Board meeting held May 25, 2010 and the Special Board meeting held June 8, 2010 be adopted.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

Karen St Cyr & Brenda Stupich, Cedar School & Community Enhancement Society, re Request for Funding.

MOVED Director Haime, SECONDED Director Bartram, that the correspondence from Karen St Cyr and Brenda Stupich be received.

CARRIED

Jim & Vera Kennedy, re Development Permit with Variances Application No. PL2010-102 - Sims - 664 Johnstone Road - Area 'G'.

MOVED Director Haime, SECONDED Director Bartram, that the correspondence from Jim and Vera Kennedy be received.

CARRIED

Charlie, Karen & Jose DeBorba, re Development Permit with Variances Application No. PL2010-102 - Sims - 664 Johnstone Road - Area 'G'.

MOVED Director Haime, SECONDED Director Bartram, that the correspondence from Charlie, Karen and Jose DeBorba be received.

CARRIED

Michael Jessen, French Creek Residents' Association, re Development Permit with Variances Application No. PL2010-102 - Sims - 664 Johnstone Road - Area 'G'.

MOVED Director Haime, SECONDED Director Bartram, that the correspondence from Michael Jessen from the French Creek Residents' Association be received.

CARRIED

Michael Murphy, re Development Permit with Variances Application No. PL2010-102 - Sims - 664 Johnstone Road - Area 'G'.

MOVED Director Haime, SECONDED Director Bartram, that the correspondence from Michael Murphy be received.

CARRIED

Rob Roycroft, re Building Inspection Service.

MOVED Director Haime, SECONDED Director Bartram, that the correspondence from Rob Roycroft be received.

CARRIED

Hans Heringa, re Development Permit with Variances Application No. PL2010-102 - Sims - 664 Johnstone Road - Area 'G'.

MOVED Director Haime, SECONDED Director Bartram, that the correspondence from Hans Heringa be received.

CARRIED

UNFINISHED BUSINESS

Building Inspection Services – Proposed Expansion.

MOVED Director Holdom, SECONDED Director McNabb, that the "Regional District of Nanaimo Building Inspection Extended Service Bylaw Amendment Bylaw No. 787.13, 2010" be taken from the table.

CARRIED

MOVED Director Holdom, SECONDED Director Westbroek, that the "Regional District of Nanaimo Building Regulations Amendment Bylaw No. 1250.05, 2010" be taken from the table.

CARRIED

MOVED Director Holdom, SECONDED Director Haime, that the "Building Regulation Fees and Charges Bylaw No. 1595, 2010" be taken from the table.

CARRIED

Bylaw No. 1250.05

MOVED Director Holdom, SECONDED Director Haime, that the "Regional District of Nanaimo Building Regulations Amendment Bylaw No. 1250.05, 2010" be rescinded at third reading.

CARRIED

MOVED Director Holdom, SECONDED Director Johnstone, that the "Building Regulations Amendment Bylaw No. 1250.05" be amended at second reading to include the following:

- i) Extend the permitting time for owner-builders with conditional occupancy and eliminate building permit renewal fees and replace with an administrative charge;
- ii) Establish a specific exemption for farm buildings from the building regulation bylaw requirements.

MOVED Director Westbroek, SECONDED Director Young, that the question of building inspection be deferred to a referendum in the next general election in the areas that do not have building inspection.

DEFEATED

MOVED Director Westbroek, SECONDED Director Young, that the Building Inspection Bylaws be abandoned.

DEFEATED

MOVED Director Haime, SECONDED Director Mayne, that Bylaw 1250.05 and related bylaws be referred back to staff to prepare a report to review alternative no. 3 and explore voluntary opt out of building inspection for single family dwellings

DEFEATED

The question was called on the main motion to amend "Regional District of Nanaimo Building Regulations Amendment Bylaw No. 1250.05, 2010" at second reading.

The motion CARRIED.

MOVED Director Holdom, SECONDED Director Bartram, that the "Regional District of Nanaimo Building Regulations Amendment Bylaw No. 1250.05, 2010" be read a third time, as amended.

CARRIED

MOVED Director Holdom, SECONDED Director Johnstone, that the "Regional District of Nanaimo Building Regulations Amendment Bylaw No. 1250.05, 2010" be adopted.

CARRIED

Bylaw No. 1595

MOVED Director Holdom, SECONDED Director Johnstone, that "Building Regulation Fees and Charges Bylaw No. 1595, 2010" be rescinded at third reading.

CARRIED

MOVED Director Holdom, SECONDED Director Johnstone, that "Building Regulation Fees and Charges Bylaw No. 1595, 2010" be amended at second reading to include the following under Special Permit fees:

- i) Owner Built and Condition Certificate of Occupancy Renewal \$100.

CARRIED

MOVED Director Holdom, SECONDED Director Johnstone, that "Building Regulation Fees and Charges Bylaw No. 1595, 2010" be read a third time, as amended.

CARRIED

MOVED Director Holdom, SECONDED Director Ruttan, that "Building Regulation Fees and Charges Bylaw No. 1595, 2010" be adopted.

CARRIED

Bylaw 787.13

MOVED Director Holdom, SECONDED Director Johnstone, that "Regional District of Nanaimo Building Inspection Extended Service Bylaw Amendment Bylaw No. 787.13, 2010" be adopted.

CARRIED

MOVED Director Holdom, SECONDED Director Holme, that staff be directed to investigate and report back to the Board on the RDN providing site grading of cut lumber under the building inspection service at minimal or no additional cost.

CARRIED

A short recess was called at 9:31 PM.

The Board reconvened at 9:46 PM.

BYLAWS

Public Hearing & Third Reading.

Report of the Public Hearing held June 9, 2010 re Bylaw No. 500.355 - Keith Brown & Associates - Fielding Road - Area 'A'.

MOVED Director Burnett, SECONDED Director Young, that the associated conditions of approval be amended to secure landscaping and screening along the east property line, and a covenant to limit the hours of operation from 7am – 7pm on weekdays and 8am – 6pm on Saturday.

CARRIED

MOVED Director Burnett, SECONDED Director Young, that the Report of the Public Hearing containing the Summary of Minutes and Submissions of the Public Hearing held June 9, 2010 as a result of public notification of “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.355, 2010” be received.

CARRIED

MOVED Director Burnett, SECONDED Director Holme, that “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.355, 2010” be given 3rd reading.

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 June 8, 2010 be received for information.

CARRIED

PLANNING

DEVELOPMENT PERMIT WITH VARIANCE APPLICATIONS

Development Permit with Variances Application No. PL2010-102 - Sims - 664 Johnstone Road - Area 'G'.

Mr. Thornton, representing the French Creek Residents Association spoke in opposition to this application and requested that this application be referred back to staff for further consultation with the owner and members of the community.

Ms. Chase, French Creek Residents Association, spoke in opposition to this application stating that this application does not fit with the neighbourhood.

MOVED Director Bartram, SECONDED Director Holme, that Development Permit with Variance Application No. PL2010-102 be referred back to staff.

CARRIED

DEVELOPMENT VARIANCE PERMIT APPLICATIONS

Development Variance Permit Application No. PL2010-082 - O'Hara - 2230 Godfrey Road - Area 'C'.

Director Young left the meeting noting a possible personal conflict of interest with this issue.

Mr. O'Hara spoke in support of his application.

MOVED Director Bartram, SECONDED Director Holme, that Development Variance Permit Application No. PL2010-082, be approved subject to the conditions outlined in Schedules No. 1-3.

CARRIED

Director Young rejoined the meeting.

COMMITTEE OF THE WHOLE STANDING COMMITTEE

MOVED Director Young, SECONDED Director McNabb, that the minutes of the Committee of the Whole meeting held June 8, 2010 be received for information.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

Diane Sampson, Nile Creek Enhancement Society, re Proposed Building Inspection in Area 'H'.

MOVED Director Holdom, SECONDED Director Bartram, that the correspondence from the Nile Creek Enhancement Society be received.

CARRIED

FINANCE AND INFORMATION SERVICES

FINANCE

Operating Results for the Period Ending March 31, 2010.

MOVED Director Bestwick, SECONDED Director Sherry, that the summary report of financial results from operations to March 31, 2010 be received for information.

CARRIED

DEVELOPMENT SERVICES

PLANNING

Area Agricultural Plan.

MOVED Director Burnett, SECONDED Director Biggemann, to forward the consideration of an Area Agricultural Plan to the 2011 budget deliberations.

CARRIED

MOVED Director Burnett, SECONDED Director Johnstone, that the Board direct staff to make an application to the Investment Agricultural Foundation for funding of an Area Agricultural Plan.

CARRIED

Consultation Plan for Regional Growth Strategy Amendment to Support Zoning & OCP Amendment Application No. 0604 - Addison - 2610 Myles Lake Road - Electoral Area 'C'.

MOVED Director Young, SECONDED Director Burnett, that the Board approve the consultation plan as outlined in Attachment 1, titled Consultation Plan - Regional Growth Strategy and Official Community Plan Amendment for 2610 Myles Lake Road.

CARRIED

REGIONAL AND COMMUNITY UTILITIES

WASTEWATER

Southern Community Sewer Service - Award of Tender & Release of Reserve Funds for Third Digester at the Greater Nanaimo Pollution Control Centre.

MOVED Director Holme, SECONDED Director Bestwick, that the Board award the detailed design and tendering services for the new Digester 3 at the Greater Nanaimo Pollution Control Centre to AECOM for \$347,687.

CARRIED

MOVED Director Bestwick, SECONDED Director Ruttan, that funds from the Southern Community Development Cost Charge Reserve Fund be used for the Greater Nanaimo Pollution Control Centre Digester 3 Project.

CARRIED

COMMISSION, ADVISORY & SELECT COMMITTEE

District 69 Recreation Commission.

MOVED Director Bartram, SECONDED Director Westbroek, that the minutes of the District 69 Recreation Commission meeting held May 20, 2010 be received for information.

CARRIED

MOVED Director Bartram, SECONDED Director Westbroek, that the District 69 Recreation Recognition Program Policy be approved as presented in Appendix A.

CARRIED

MOVED Director Bartram, SECONDED Director Holme, that the following District 69 Recreation Youth Grants be approved:

<i>Community Group</i>	<i>Amount Recommended</i>
Arrowsmith Community Enhancement Society (sports equipment)	\$ 2,464
Erik Goetzinger BMX Society Qualicum Beach (start gate ram and generator)	\$ 2,500
Kwalikum Senior Secondary School (prom & dry grad committee)	\$ 1,250
One Five One Outreach Association (insurance, rent and utilities)	\$ 2,500
Qualicum & District Curling Club (helmets and shoes)	\$ 2,000
Oceanside Community Arts Council (youth theatre program)	\$ 800

CARRIED

MOVED Director Bartram, SECONDED Director Holme, that the following District 69 Recreation Community Grants be approved:

<i>Community Group</i>	<i>Amount Recommended</i>
Family Resource Association (room rental)	\$ 1,035
Oceanside Community Arts Council (supplies for youth arts day camp)	\$ 225
The Old School House (harvest of music - van rental)	\$ 1,200
Parksville Curling Club (building exterior painting materials)	\$ 2,000
Parksville & District 69 Team (transportation)	\$ 1,400
Qualicum Beach Historical & Museum Society (children's day event)	\$ 752
Wildwood Community Church (projector)	\$ 1,000

CARRIED

MOVED Director Bartram, SECONDED Director Holme, that the District 69 Recreation Recognition Program be implemented beginning in the fall of 2010 which includes a certificate, RDN lapel pin and a \$75 RDN recreation program voucher.

CARRIED

Electoral Area 'A' Parks, Recreation and Culture Commission.

MOVED Director Burnett, SECONDED Director Ruttan, that the minutes of the Electoral Area 'A' Parks, Recreation and Culture Commission meeting held May 19, 2010 be received for information.

CARRIED

MOVED Director Burnett, SECONDED Director Ruttan, that the Electoral Area 'A' Recreation and Culture Services Fees and Charges Policy be approved as outlined in Appendix A.

CARRIED

MOVED Director Burnett, SECONDED Director Ruttan, that the annual fee increase, recovery rates, administration fee, and the revenue-sharing percentage ratio for Program Instructor agreements associated with the 'A' Recreation and Culture Services Fees and Charges Policy be approved for 2010 - 2011 as outlined in Appendix B.

CARRIED

MOVED Director Burnett, SECONDED Director Ruttan, that the Financial Assistance Program for the Electoral Area 'A' Recreation and Culture Services function be approved as outlined in Appendix A.

CARRIED

MOVED Director Burnett, SECONDED Director Ruttan, that the unused grant funds of \$876 for the 2008 Run, Jump, Throw Program be reallocated to the Cedar School and Community Enhancement Society 2010 Cedar Fun Zone summer camp, subject to the receipt and staff approval of a clear, detailed program budget.

CARRIED

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

MOVED Director Young, SECONDED Director Ruttan, that the minutes of the East Wellington/Pleasant Valley Parks and Open Space Advisory Committee meeting held May 10, 2010 be received for information.

CARRIED

Nanoose Bay Parks and Open Space Advisory Committee.

MOVED Director Holme, SECONDED Director Bestwick, that the minutes of the Nanoose Bay Parks and Open Space Advisory Committee meeting held May 3, 2010 be received for information.

CARRIED

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

MOVED Director Bartram, SECONDED Director Westbroek, that the minutes of the Electoral Area 'H' Parks and Open Space Advisory Committee meeting held April 28, 2010 be received for information.

CARRIED

Sustainability Select Committee.

MOVED Director Holme, SECONDED Director Holdom, that the minutes of the Sustainability Select Committee meeting held May 19, 2010 be received for information.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that the Board direct staff to give a more detailed consideration to establishing a Climate Action Team upon conclusion of the public consultation planned for the Community Energy and Emission Plan.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that the Board receive the Yellow Cedar Project report and direct staff to maintain dialogue with the Yellow Cedar Project proponents.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that staff send a letter to Mid-Island Sustainability Stewardship Initiative president Mr. Laurie Gourlay summarizing the motions concerning the Climate Action Team and the Yellow Cedar Project.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that the Energy Manager Quarterly Update report be received for information purposes.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that the Board adopt the Plug-in Hybrid Electric Vehicle Policy and the Green Housekeeping Policy proposed for LEED certified RDN facilities.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that staff investigate the implications of including all RDN facilities in the Green Housekeeping Policy.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that staff revise portions of Plug-in Hybrid Electric Vehicle Policy to ensure consistency with present conditions for RDN staff.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that the Board direct staff to update the Green Building Action Plan to incorporate suggested actions contained in the final report: Overcoming Barriers to Green Building in the RDN.

CARRIED

MOVED Director Holme, SECONDED Director Holdom, that the Board direct staff to revise the Sustainable Community Builder Checklist and proceed with the proposed phased approach for implementing the revised checklist and green building incentive program.

CARRIED

BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS

Duane Round, Parkville Lions Housing Society, re Bylaw No. 1577 - Reduction of Sewer Development Cost Charges for Not-for-Profit Rental Housing.

MOVED Director Westbroek, SECONDED Director Young, that staff prepare a resolution that would give the Parkville Lions Housing Society project a 100% reduction of DCC's in the Oceanside Area.

CARRIED

Michele Deakin, Mid Vancouver Island Habitat Enhancement Society, re Nearshore Education Proposal.

MOVED Director Bartram, SECONDED Director Westbroek, that staff prepare a report to determine if the Nearshore Education Proposal fits into the Grants In Aid program.

CARRIED

EXECUTIVE STANDING COMMITTEE

COMMISSIONS

SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEE REPORTS

Regional Liquid Waste Advisory Committee.

MOVED Director Holme, SECONDED Director Johnstone, that Minutes of the Regional Liquid Waste Advisory Committee meeting held June 3, 2010 be received for information.

CARRIED

ADMINISTRATOR'S REPORTS

Northern Community Sewer Service - Parkville Lions Housing Society Request for Development Cost Charge Exemption.

MOVED Director Westbroek, SECONDED Director Mayne, that the Board support, in principle, a 100% reduction in Sewer Development Cost Charges for the Parkville Lions Society supportive living housing development at 201 East Jensen Avenue, Parkville.

CARRIED

MOVED Director Westbrook, SECONDED Director Mayne, that staff be directed to amend the "Regional District of Nanaimo Not-for-Profit Rental Housing Sewer Development Cost Charge Reduction Bylaw No. 1577, 2010" to provide a 50% reduction in sewer DCCs for not-for profit rental housing for the Southern Community Sewer Service area and a 100% reduction in sewer DCCs for not-for-profit rental housing for the Northern Community Sewer Service Area.

CARRIED

Regional Parks & Trails Service - Award of Tender for Pedestrian-Cyclist Bridges Along South Loop of the Lighthouse Country Regional Trail.

MOVED Director Bartram, SECONDED Director Mayne, that Coastal Ventures Inc. be awarded the contract for the design and construction of the Nash and Ridgewil Creek Bridges for the tendered price of \$118,964.

CARRIED

Raven Underground Coal Project.

MOVED Director Bartram, SECONDED Director Mayne, that the Board receive this report for information and comments be submitted to the BC Environmental Assessment Office that the Application Information Requirements document must include an independent professional engineering assessment of any potential short and long term negative environmental impacts that the proposed Raven Underground Coal Project will have on ground and surface water, transportation of the product from the mine site to the overseas shipping destination, air quality to include GHG emissions, and the Baynes Sound Shellfish Aquaculture Industry in the Regional District of Nanaimo.

CARRIED

BC Transit 2010/2011 Annual Operating Agreement.

MOVED Director Holdom, SECONDED Director McNabb, that the 2010/2011 Annual Operating Agreement (AOA) with BC Transit be approved.

CARRIED

MOVED Director Mayne, SECONDED Director Holdom, that the Regional District of Nanaimo approach the Minister of Transportation and Infrastructure to seek an appointment of a RDN Director to the BC Transit Board.

CARRIED

BUSINESS ARISING FROM DELGATIONS OR COMMUNICATIONS

Cedar School & Community Enhancement Society, re Request for Funding.

MOVED Director Burnett, SECONDED Director McNabb, that the Electoral Area 'A' Recreation and Culture Grant funding request in the amount of \$2,425 for the Cedar School and Community Enhancement Society for the Cedar Fun Zone summer camp be approved.

CARRIED

ADJOURNMENT

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

CARRIED

TIME: 10:16 PM

CHAIRPERSON

SR. MGR., CORPORATE ADMINISTRATION