

REGIONAL DISTRICT OF NANAIMO

**MINUTES OF THE REGULAR MEETING OF THE BOARD
OF THE REGIONAL DISTRICT OF NANAIMO HELD ON
TUESDAY, JULY 27, 2010, AT 7:00 PM IN THE
RDN BOARD CHAMBERS**

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
Alternate	
Director D. Heenan	Electoral Area H
Director E. Mayne	City of Parksville
Director T. Westbroek	Town of Qualicum Beach
Alternate	
Director B. Dempsey	District of Lantzville
Director J. Ruttan	City of Nanaimo
Alternate	
Director M. Unger	City of Nanaimo
Alternate	
Director F. Pattje	City of Nanaimo
Director L. McNabb	City of Nanaimo
Director D. Johnstone	City of Nanaimo

Also in Attendance:

P. Thorkelsson	A/C Chief Administrative Officer
M. Pearse	Sr. Mgr., Corporate Administration
S. Cormie	Acting Mgr., Current Planning
J. Finnie	Gen. Mgr., Regional & Community Utilities
T. Osborne	Gen Mgr., Recreation & Parks Services
N. Avery	Gen. Mgr., Finance & Information Services
J. Pope	A/C Gen. Mgr., Transportation & Solid Waste Services
N. Hewitt	Recording Secretary

CALL TO ORDER

DELEGATIONS

Cheryl Zapotichny & Sheryl Armstrong, District 68 RCMP, re Funding Request for Victim Services Program.

Ms. Zapotichny and Ms. Armstrong provided a verbal and visual overview of the Nanaimo RCMP Victim Services program and requested funding support in the amount of \$5,000 to hire a crisis case worker for weekend assistance.

MOVED Director McNabb, SECONDED Director Unger, that this request be referred back to staff for a report.

CARRIED

LATE DELEGATIONS

MOVED Director Holme, SECONDED Director McNabb, that one late delegation be permitted to address the Committee.

CARRIED

David Pope, re Regional Growth Strategy Amendment to Support OCP Amendment Application No. PL2010-105 – Walbern Ventures – Claudet Road – Area E.

Mr. Pope spoke in opposition of any future development with regards to the Walbern Ventures application.

BOARD MINUTES

MOVED Director Holme, SECONDED Director McNabb, that minutes of the regular Board meeting held June 22, 2010 and the Special Board meeting held July 13, 2010 be adopted.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

Bill Layman, Qualicum and District Curling Club, re Request for Funding.

MOVED Director Westbroek, SECONDED Director Ruttan, that the correspondence from Bill Layman of the Qualicum and District Curling Club be received.

CARRIED

MOVED Director Westbroek, SECONDED Director Ruttan, that this item be referred back to staff for a report.

CARRIED

BYLAWS

For Adoption.

OCP & Zoning Amendment Application No. PL2009-502 – Williamson & Associates – Virostko Road & Midora Road – Area ‘C’

Bylaw No. 1148.05.

MOVED Director Young, SECONDED Director Burnett, that “Regional District of Nanaimo Arrowsmith Benson – Cranberry Bright Official Community Plan Amendment Bylaw No. 1148.05, 2010” be adopted.

CARRIED

Bylaw No. 500.353.

MOVED Director Young, SECONDED Director Burnett, that “Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.353, 2010” be adopted.

CARRIED

STANDING COMMITTEE, SELECT COMMITTEE AND COMMISSION MINUTES AND RECOMMENDATIONS

ELECTORAL AREA PLANNING STANDING COMMITTEE

MOVED Director Holme, SECONDED Director Rudischer, that the minutes of the Electoral Area Planning Committee meeting held July 13, 2010 be received for information.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

Michael & Jan Wilby, re Proposed Schooner Cove Development.

MOVED Director Holme, SECONDED Director Burnett, that the communication from Michael & Jan Wilby be received.

CARRIED

Nettie & William Kokura, re Proposed Lakes District and Schooner Cove Development.

MOVED Director Holme, SECONDED Director Burnett, that the communication from Nettie & William Kokura be received.

CARRIED

PLANNING

AMENDMENT APPLICATIONS

Regional Growth Strategy Amendment to Support OCP Amendment Application No. PL2010-105 - Walbern Ventures - Claudet Road - Area 'E'.

This item has been withdrawn.

Bylaw No. 500.357 Zoning Amendment Application No. PL2010-011 – Maibach - 2115 South Wellington Road - Area 'A'.

MOVED Director Burnett, SECONDED Director Young, that the Summary of the Public Information Meeting held on June 28, 2010 be received.

CARRIED

MOVED Director Burnett, SECONDED Director Young, that Application No. PL2010-011 to rezone the subject property from Commercial 4 (CM4) to Industrial 1 (IN1) be approved subject to the conditions included in Schedule No. 1.

CARRIED

MOVED Director Burnett, SECONDED Director Young, that "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.357, 2010" be given 1st and 2nd reading.

CARRIED

MOVED Director Burnett, SECONDED Director Young, that the Public Hearing on "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.357, 2010" be delegated to Director Burnett or his alternate.

CARRIED

Bylaw No. 500.358 Zoning Amendment Application No. PL2009-006 - Atkey and Polgari - 2800 Kilpatrick Road - Area 'C'.

MOVED Director Young, SECONDED Director Burnett, that Application No. PL2009-006 to rezone the subject property from Subdivision District 'D' to Subdivision District 'F' be approved subject to the conditions included in Schedule No. 1.

CARRIED

MOVED Director Young, SECONDED Director Burnett, that "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.358, 2010" be given 1st and 2nd reading.

CARRIED

MOVED Director Young, SECONDED Director Burnett, that the Public Hearing on "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.358, 2010" be delegated to Director Young or her alternate.

CARRIED

DEVELOPMENT PERMIT APPLICATIONS

Development Permit Application No. PL2010-094 & Request for Frontage Relaxation - Fern Road Consulting Ltd. - 226 Kenmuir Road - Area 'H'.

MOVED Director Heenan, SECONDED Director Young, that Development Permit Application No. PL2010-094, in conjunction with a two lot subdivision be approved subject to the conditions outlined in Schedule No. 1.

CARRIED

MOVED Director Heenan, SECONDED Director Young, that the request to relax the minimum 10% perimeter frontage requirement for proposed Lot 1 and Lot 2 be approved.

CARRIED

Development Permit Application No. PL2010-118 & Request for Frontage Relaxation - Fern Road Consulting Ltd. - 6190 & 6208 Island Highway West - Area 'H'.

MOVED Director Heenan, SECONDED Director Young, that Development Permit Application No. PL2010-118, in conjunction with a lot line adjustment subdivision be approved subject to the conditions outlined in Schedule No. 1.

CARRIED

MOVED Director Heenan, SECONDED Director Young, that the request to relax the minimum 10% perimeter frontage requirement for proposed Lot 1 be approved.

CARRIED

DEVELOPMENT PERMIT WITH VARIANCE APPLICATIONS

Development Permit with Variances Application No. PL2010-097 - Fern Road Consulting Ltd. - 771 Miller Road - Area 'G'.

MOVED Director Holme, SECONDED Director Biggemann, that Development Permit with Variance No. PL2010-097 to permit the construction of an accessory building by varying the maximum accessory building height, be approved subject to the conditions outlined on Schedules No. 1-4.

CARRIED

Development Permit with Variances Application No. PL2010-099 - Anderson Greenplan Ltd. - Janes Road - Area 'A'.

MOVED Director Burnett, SECONDED Director Young, that Development Permit with Variances and Site Specific Exemption Application No. PL2010-099 to permit the construction of a dwelling unit with variances to the watercourse, other (exterior) lot line setback, and height be approved subject to the conditions outlined in Schedules No. 1- 3.

CARRIED

DEVELOPMENT VARIANCE PERMIT APPLICATIONS

Development Variance Permit Application No. PL2010-101 - Fern Road Consulting Ltd. – 863 Cavin Road - Area 'G'.

This item has been postponed.

Development Variance Permit Application No. PL2010-103 – Mitchell - 1407 Marina Way – Area 'E'.

MOVED Director Holme, SECONDED Director Burnett, that Development Variance Permit Application No. PL2010-103, be approved subject to the conditions outlined in Schedules No. 1-3.

CARRIED

COMMITTEE OF THE WHOLE STANDING COMMITTEE

MOVED Director Mayne, SECONDED Director Westbroek, that minutes of the Committee of the Whole meeting held July 13, 2010 be received for information.

CARRIED

FINANCE AND INFORMATION SERVICES

FINANCE

Cassidy Waterloo Fire Protection Service - Agreement for Ownership of Highway Signal Equipment & Establishment of Capital Reserve Fund by Bylaw No. 1602.

MOVED Director Burnett, SECONDED Director Young, that staff be authorized to execute an ownership transfer and maintenance agreement for highway pre-emption signals installed within the Cassidy Waterloo Fire Protection Service Area.

CARRIED

MOVED Director Burnett, SECONDED Director Young, that "Cassidy Waterloo Fire Protection Service Capital Reserve Fund Bylaw No, 1602, 2010" be introduced and read three times.

CARRIED

MOVED Director Burnett, SECONDED Director Young, that "Cassidy Waterloo Fire Protection Service Capital Reserve Fund Bylaw No. 1602, 2010" be adopted.

CARRIED

District 69 Fire Protection Services - Mutual Aid Agreement Between the RDN (Bow Horn Bay, Dashwood, Errington, Coombs-Hilliers & Nanoose Bay Fire Protection Services) and Other Service Providers.

MOVED Director Holme, SECONDED Director Biggemann, that the fire services mutual aid agreement between District 69 local government fire departments be approved as presented.

CARRIED

Local Calling Area in a Portion of Electoral Area 'H'.

MOVED Director Heenan, SECONDED Director Mayne, that the Regional District of Nanaimo support an application to the CRTC to introduce local calling between Bowser and Union Bay.

CARRIED

Bylaw No. 1603 - 2011 Permissive Tax Exemption for Alberni Clayoquot Regional District.

MOVED Director Westbroek, SECONDED Director Mayne, that "Property Tax Exemption (Mt. Arrowsmith Regional Park) Bylaw No. 1603, 2010" be introduced for first three readings.

CARRIED

MOVED Director Westbroek, SECONDED Director Mayne, that "Property Tax Exemption (Mt. Arrowsmith Regional Park) Bylaw No. 1603, 2010" be adopted.

CARRIED

Final Report on Use of Strategic Communities Investment Funds.

MOVED Director Holme, SECONDED Director McNabb, that the report of the use of the Strategic Community Investment Funds be received.

CARRIED

Nanoose Fire Protection Service - Support for Sponsored Crown Land Grant Application.

MOVED Director Holme, SECONDED Director McNabb, that the Board supports the submission of an application for a sponsored crown grant for fire department purposes over Lot 6, District Lot 130, Plan 27190, Nanoose District.

CARRIED

Mid Vancouver Island Habitat Enhancement Society - Request for Grant in Aid.

MOVED Director Mayne, SECONDED Director Westbroek, that a Grant in Aid in the amount of \$1,500 be approved for the Mid Vancouver Island Habitat Enhancement Society, for assistance in the production of educational materials regarding the importance of the nearshore to our ecosystem.

CARRIED

MOVED Director Mayne, SECONDED Director Westbroek, that the Grant in Aid be funded from the District 69 portion of Grants in Aid funds.

CARRIED

DEVELOPMENT SERVICES

PLANNING

Electoral Area 'A' Draft Official Community Plan - Nanaimo Regional Airport.

MOVED Director Burnett, SECONDED Director Young, that the Board support Alternative 1: To remove the airport section and potential Growth Containment Boundary expansion on airport lands from the draft Electoral Area 'A' OCP with the understanding that there are issues surrounding the airport lands that are unresolved and that the OCP may be amended at a later date in response to the outcome of a separate process.

CARRIED

MOVED Director Burnett, SECONDED Director Young, that the Board forward the consideration of the external process included in Alternative 1 to the 2011 budget deliberations.

CARRIED

MOVED Director Burnett, SECONDED Director Young, that the Board direct staff to prepare a public consultation plan in preparation for the 2011 budgeting process.

CARRIED

REGIONAL AND COMMUNITY UTILITIES

WASTEWATER

Bylaw No. 1577 - Reduction of Sewer Development Cost Charges for Not-for-Profit Rental Housing (Northern Community, Southern Community, Duke Point & Fairwinds Sewer Services).

MOVED Director Westbroek, SECONDED Director Johnstone, that "Regional District of Nanaimo Not-for-Profit-Rental Housing Sewer Development Cost Charge Reduction Bylaw No.1577, 2010" be rescinded at third reading.

CARRIED

MOVED Director Westbroek, SECONDED Director Johnstone, that "Not-for-Profit-Rental Housing Sewer Development Cost Charge Reduction Bylaw No. 1577, 2010" be amended at second reading to include a 50% reduction in sewer DCCs for not-for-profit rental housing for the Southern Community, Fairwinds (Nanoose) and Duke Point Sewer Service Areas.

CARRIED

MOVED Director Westbroek, SECONDED Director Johnstone, that "Regional District of Nanaimo Not-for-Profit-Rental Housing Sewer Development Cost Charge Reduction Bylaw No. 1577, 2010" be read a third time, as amended, and forwarded to the Inspector of Municipalities for approval.

CARRIED

Bylaws No. 813.45 & 889.57 - Amend the Boundaries of the French Creek & Northern Community Sewer Services to Include an Area 'G' Property.

MOVED Director Westbroek, SECONDED Director Mayne, that "French Creek Sewerage Facilities Local Service Boundary Amendment Bylaw No. 813.45, 2010" be introduced and read three times.

CARRIED

MOVED Director Westbroek, SECONDED Director Mayne, that "Regional District of Nanaimo Northern Community Sewer Local Service Boundary Amendment Bylaw No. 889.57. 2010" be introduced and read three times.

CARRIED

WATER

Drinking Water & Watershed Protection Service - Request for Funding by the Mid Vancouver Island Habitat Enhancement Society for Phase 2 of the Lower Englishman River Watershed Study.

MOVED Director Westbroek, SECONDED Director Rudischer, that funding in the amount of \$4,000 to MVIHES for Phase 2 of the "Lower Englishman River Watershed - Groundwater and Surface Water Interaction Study" be approved.

CARRIED

MOVED Director Holme, SECONDED Director Burnett, that the funding be provided from the Drinking Water Watershed Protection Volunteer Support budget.

CARRIED

COMMISSION, ADVISORY & SELECT COMMITTEE

Arrowsmith Water Service Management Committee.

MOVED Director Holme, SECONDED Director Ruttan, that the minutes of the Arrowsmith Water Service Management Committee meeting held March 22, 2010 be received for information.

CARRIED

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

MOVED Director Rudischer, SECONDED Director Pattje, that the minutes of the Electoral Area 'B' Parks and Open Space Advisory Committee meeting held May 4, 2010 be received for information.

CARRIED

Drinking Water & Watershed Protection Advisory Committee.

MOVED Director Burnett, SECONDED Director Biggemann, that the minutes of the Drinking Water & Watershed Protection Advisory Committee meeting held June 7, 2010 be received for information.

CARRIED

BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS

Campbell Connor, Coalwatch Comox Valley, re Raven Underground Coal Project.

MOVED Director Westbroek, SECONDED Director Burnett, that this issue be referred to the Sustainability Select Committee.

CARRIED

ADMINISTRATOR'S REPORTS

Bylaw No. 1604 – Establishes the Bowser Village Sewer Feasibility Study Service.

MOVED Director Heenan, SECONDED Director Burnett, that "Bowser Sewer Study Service Establishing Bylaw No. 1604, 2010" be introduced, read three times and forwarded to the Inspector of Municipalities for approval.

CARRIED

MOVED Director Heenan, SECONDED Director Burnett, that \$10,000 from the Community Works Funds held for Electoral Area 'H' be applied to the Bowser Centre Sewer Feasibility study.

CARRIED

MOVED Director Heenan, SECONDED Director Burnett, that \$10,000 be provided on a temporary feasibility study basis from the Liquid Waste Management Planning service for the Bowser Centre Sewer study.

CARRIED

Bylaw No. 975.53 – Amends the Boundaries of the Pump & Haul Service to Exclude an Area 'H' Property.

MOVED Director Heenan, SECONDED Director Burnett, that the boundaries of the "Regional District of Nanaimo Pump and Haul Local Service Establishment Bylaw No. 975, 1995" be amended to exclude District Lot 2001, Nanaimo Land District (Electoral Area 'H').

CARRIED

MOVED Director Heenan, SECONDED Director Burnett, that the "Regional District of Nanaimo Pump & Haul Local Service Amendment Bylaw No. 975.53. 2010" be introduced and read three times.

CARRIED

Nanoose Bay Pollution Control Centre Upgrade Study.

MOVED Director Holme SECONDED Director McNabb, that the Nanoose Bay Pollution Control Centre Upgrade Study be received for information.

CARRIED

Bowser Waterworks District Infrastructure Planning Grant Application – Request for Support.

MOVED Director Heenan SECONDED Director Burnett, that the Board support the Bowser Waterworks District application for a Ministry of Community & Rural Development Infrastructure Planning Grant to investigate the availability of additional source water to compliment a future water system balancing reservoir project.

CARRIED

VIU Transit Exchange Agreement.

MOVED Director McNabb, SECONDED Director Burnett, that the Board approve the Vancouver Island Transit Exchange Agreement.

CARRIED

ADDENDUM

Coombs Hilliers Fire Department – Approval to Use Resources Outside of Fire Protection Boundaries.

MOVED Director Biggemann, SECONDED Director Unger, that the Coombs Hilliers Volunteer Fire Department be added to the list of crew and equipment available to respond to fire emergencies on Vancouver Island only for fire season 2010.

CARRIED

Province of BC Ambulance Service – Land Lease at 220 Lions Way, Bowser.

MOVED Director Heenan, SECONDED Director Johnstone, that the Board authorize the execution of a lease for property at 220 Lions Way, Bowser BC in substantially the form attached to this report.

CARRIED

BOARD INFORMATION

UBCM - Meeting Requests for Premier or Cabinet Ministers.

Staff were requested to coordinate meetings with Cabinet Ministers and or the Premier to discuss BC Transit management fees, the Raven Underground Coal Project and the issues surrounding DL33 in Nanoose.

IN CAMERA

MOVED Director Holme, SECONDED Director McNabb, that pursuant to Section 90(1) of the Community Charter the Board proceed to an In Camera Committee meeting to consider items related to legal issues.

CARRIED

ADJOURNMENT

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

CARRIED

TIME: 7:49 PM

CHAIRPERSON

SR. MGR., CORPORATE ADMINISTRATION