

REGIONAL DISTRICT OF NANAIMO

**REGULAR BOARD MEETING
TUESDAY, APRIL 24, 2012
7:00 PM**

(RDN Board Chambers)

A G E N D A

PAGES

- 1. CALL TO ORDER**
 - 2. DELEGATIONS**
 - 3. BOARD MINUTES**
- 8 - 21 Minutes of the regular Board meeting held March 27, 2012.
- 4. BUSINESS ARISING FROM THE MINUTES**
 - 5. COMMUNICATIONS/CORRESPONDENCE**
 - 6. UNFINISHED BUSINESS**
- BYLAWS**
- THIRD READING**
- 22 - 29 **Report of the Public Hearing and 3rd Reading of Bylaw 500.377, 2012 – Deas Lot A, District Lot 19, Newcastle District, Plan 8196, Except Parts in Plans VIP65473 and VIP7554 – 2900 Leon Road, Area ‘H’. (All Directors Except EA ‘B’ – One Vote).**
- 1. That the report of the Public Hearing held on April 11, 2012, on “Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012” be received.*
 - 2. That “Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012” be given 3rd reading and referred to the Ministry of Transportation and Infrastructure pursuant to the Transportation Act.*
 - 3. That the conditions as outlined in Schedule 1, as amended, be secured and/or completed by the applicant to the satisfaction of the Regional District of Nanaimo prior to consideration of adoption of Bylaw No. 500.377, 2012.*

Bylaws 1318.01, 1319.02, 1320.02, 1448.02 and 1449.01 – Bylaws to Amend the Port Theatre Contribution Service Requisition Limits. (All Directors – One Vote)

1. *That "Electoral Area 'A' Port Theatre Contribution Service Amendment Bylaw No. 1318.01, 2012" be adopted.*
2. *That "Electoral Area 'B' Cultural Centre Contribution Service Amendment Bylaw No. 1318.01, 2012" be adopted.*
3. *That "Electoral Area 'C' (defined C) Port Theatre Contribution Service Amendment Bylaw No. 1320.02, 2012" be adopted.*
4. *That "Electoral Area 'C' (defined D) Port Theatre Contribution Service Amendment Bylaw No. 1448.02, 2012" be adopted.*
5. *That "Electoral Area 'E' Port Theatre Contribution Service Amendment Bylaw No. 1449.01, 2012" be adopted.*

ADOPTION

Bylaws 867.06 and 1049.07 – Inclusion of 2020 Seahaven Road into the Nanoose Bay Peninsula Water Service Area. (All Directors – One Vote)

1. *That "Nanoose Bay Peninsula Water Service Area Amendment Bylaw No. 867.06, 2012" be adopted.*
2. *That "Nanoose Bay Bulk Water Supply Local Service Area Amendment Bylaw No. 1049.07, 2012" be adopted.*

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

7.1 ELECTORAL AREA PLANNING STANDING COMMITTEE

30 - 32 Minutes of the Electoral Area Planning Committee meeting held Tuesday, April 10, 2012 (for information).

COMMUNICATIONS/CORRESPONDENCE

Residents of Pylades Drive and Decourcey Drive, Area 'A', re Development Permit with Variance Application No. PL2011-174 (All Directors – One Vote).

That the correspondence from the residents of Pylades Drive and Decourcey Drive be received.

PLANNING

DEVELOPMENT PERMIT WITH VARIANCE APPLICATIONS

Development Permit with Variance Application No. PL2011-163 – Gary Passey and Patricia Broster – Lot 11, District Lot 28, Newcastle District, Plan 22249 – Seaview Drive, Area ‘H’ (Electoral Area Directors except EA ‘B’ – One Vote).

Delegations wishing to speak to Development Permit with Variance Application No. PL2011-163 (maximum speaking time 5 minutes).

That the Development Permit with Variance Application No. PL2011-163 to permit the construction of a dwelling unit subject to the conditions outlined in Schedules 1 to 4, be approved.

Development Permit with Variance Application No. PL2011-174 – C.A. Design – 2550 Pylades Drive, Area ‘A’ (Electoral Area Directors except EA ‘B’ – One Vote).

Delegations wishing to speak to Development Permit with Variance Application No. PL2011-174 (maximum speaking time 5 minutes).

- 1. That staff be directed to obtain from the Professional Engineer who prepared the April 5th, 2011 report either a revised report or a confirmation letter detailing the postal address and/or the legal description of the property covered by the report.*
- 2. That Development Permit with Variance Application No. PL2011-174 to permit the construction of a dwelling unit be approved subject to the conditions outlined in Schedules 1 to 3 and that these schedules be amended to include both a requirement for re-use of the existing foundation located within the setback from the top of slope and receipt of a written report detailing the potential for mould to develop on the existing foundation and become a matter for concern in the future.*

OTHER

Building Strata Conversion Application No. PL2011-053 – Bennett – 70 & 76 Colwell Road Area ‘C’ (Electoral Area Directors except EA ‘B’ – One Vote).

That the request from Gary and Pamela Bennett for the Building Strata Conversion (Application No. PL2011-053) as shown on the proposed strata plan of Lot 3, Section 7, Range 4, Cranberry District, Plan VIP67928, be approved subject to the conditions being met as set out in Schedules 1 and 2.

Subdivision Application No. 3320 30 27850 – Request to Accept Park Land Dedication – Fern Road Consulting Ltd. – 711 Mariner Way, Area ‘G’ (Electoral Area Directors except EA ‘B’ – One Vote).

1. *That the request to accept the dedication of park land, as outlined in Schedule 1, be accepted.*
2. *That the summary of the Public Information Meeting held on December 14, 2011, be received.*

Amendment Bylaw No. 500.375, 2012 – Zoning Amendment Application No. PL2011-089 – Kitching – 3519 Hallberg Road, Area ‘A’ (Electoral Area Directors except EA ‘B’ – One Vote).

1. *That the summary of the Public Information meeting held on February 27, 2012, be received.*
2. *That "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.375, 2012", be introduced and read two times.*
3. *That the Public Hearing on "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.375, 2012", be delegated to Director McPherson or another Area Director.*
4. *That the conditions set out in Schedule 1 of the staff report be completed prior to Amendment Bylaw No. 500.375 being considered for adoption.*

7.2 COMMITTEE OF THE WHOLE STANDING COMMITTEE

33 - 37 Minutes of the Committee of the Whole meeting held April 10, 2012 (for information).

COMMUNICATIONS/CORRESPONDENCE

Twyla Graff, District of Lantzville, re RDN Drinking Water & Watershed Protection Program (All Directors – One Vote).

That the correspondence from the District of Lantzville be received.

Jane Peverett, BC Ferry Authority, re Appointments to the BC Ferry Authority Board of Directors (All Directors – One Vote).

That the correspondence from the BC Ferry Authority be received.

Diego Marchese, Heart and Stroke Foundation; Scott McDonald, BC Lung Association, re Smoke Free Outdoor Public Places Bylaw (All Directors – One Vote).

That the correspondence from the Heart and Stroke Foundation & BC Lung Association be received.

DEVELOPMENT SERVICES

BYLAW SERVICES

4153 Eld Road, Electoral Area 'F' – Unsafe Building (All Directors – One Vote).

- 1. That the Board declares that the building at 4153 Eld Road, Lot 4, District Lot 11, Plan 33338, Cameron District, creates an unsafe condition pursuant to Section 73(1)(a) of the Community Charter.*
- 2. That the Board directs the Owner of the property, pursuant to Section 72(2)(b) of the Community Charter, to undertake remediation of the building on the subject property within thirty (30) days of service of the attached Resolution or the work will be undertaken by the Regional District of Nanaimo's agents at the Owner's cost.*
- 3. That staff be directed to register a Notice of Bylaw Contravention on the title of the subject property legally described as Lot 4, District Lot 11, Plan 33338, Cameron District, pursuant to Section 57 of the Community Charter.*

1532 Marine Circle, Electoral Area 'G' – Unsightly Premises (All Directors – One Vote).

That the Board directs the Owner of the property, to remove from the premises those items as set out in the attached Resolution within thirty (30) days, or the work will be undertaken by the Regional District of Nanaimo's agents at the Owner's cost.

RECREATION AND PARKS SERVICES

Gabriola Island Recreation Services Agreement (All Directors – Weighted Vote).

That the Recreation Services Agreement between the Regional District and the Gabriola Recreation Society be approved for the term commencing January 1, 2012 and ending December 31, 2014.

REGIONAL AND COMMUNITY UTILITIES

WASTEWATER

Vancouver Island University Woodlot Groundwater Study (All Directors – Weighted Vote).

That the Board approve the release of funds from the Southern Community, Northern Community, Nanoose Bay and Duke Point Local Sewer Service Area reserve funds to complete the Vancouver Island University Woodlot Groundwater Study in 2012.

Conditional Management Plan for French Creek Pollution Control Centre's Pump Stations (All Directors – Weighted Vote).

That the Board approve a Conditional Management Plan that will allow shellfish harvesting within Conditionally Approved areas adjacent to the Bay Avenue and Hall Road Pump Stations bypasses, effective May 1, 2012 to December 31, 2015.

Contract Award for the Preliminary and Detailed Design for the Replacement of the Land Section of the Greater Nanaimo Pollution Control Centre Marine Outfall.

(All Directors – Weighted Vote)

That the Board award the contract for preliminary and detailed design services for the replacement of the land section of the Greater Nanaimo Pollution Control Centre Marine Outfall to AECOM for \$150,156.00.

(Nanaimo, Lantzville, EA 'C' – Weighted Vote)

That the Board approve that funds from the Southern Community Development Cost Charge Reserve Fund be used for the replacement of the land section of the Greater Nanaimo Pollution Control Centre Marine Outfall.

ENGINEERING

Hall Road Pump Station Upgrade - Detailed Design and Tendering Services.

(All Directors – Weighted Vote)

That the Board award the detailed design and tendering services for the Hall Road Pump Station Upgrade to Koers & Associates Engineering for the upset price of \$71,800.

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

That funds from the Northern Community Development Cost Charge Reserve Fund and the French Creek Operations Reserve Fund be used for this project.

TRANSPORTATION AND SOLID WASTE SERVICES

COMMISSION, ADVISORY & SELECT COMMITTEE

7.4 EXECUTIVE STANDING COMMITTEE

7.5 COMMISSIONS

7.6 SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEES

8. ADMINISTRATOR'S REPORTS

38 - 41 **Cruise Ship Shuttle Service – 2012.** (All Directors Except EA's 'B' and 'F' – Weighted Vote).

42 - 46 **Lantzville Inclusion in the Drinking Water Protection Funding - Bylaw 1556.02** (All Directors – One Vote).

Cedar Community Policing Office Contribution Service Establishment Bylaw No. 1653 – Alternative Approval Results (All Directors – One 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)(i) of the Community Charter the Board proceed to an In Camera meeting to consider legal issues.

REGIONAL DISTRICT OF NANAIMO

**MINUTES OF THE REGULAR BOARD MEETING
OF THE REGIONAL DISTRICT OF NANAIMO HELD ON
TUESDAY, MARCH 27, 2012 AT 7:41 PM IN THE
RDN BOARD CHAMBERS**

Present:

Director J. Stanhope	Chairperson
Director D. Brennan	Deputy Chairperson
Director A. McPherson	Electoral Area A
Director H. Houle	Electoral Area B
Director M. Young	Electoral Area C
Director G. Holme	Electoral Area E
Alternate	
Director L. Salter	Electoral Area F
Director W. Veenhof	Electoral Area H
Director M. Lefebvre	City of Parksville
Director D. Willie	Town of Qualicum Beach
Director B. Dempsey	District of Lantzville
Director J. Ruttan	City of Nanaimo
Director D. Johnstone	City of Nanaimo
Director B. Bestwick	City of Nanaimo
Director J. Kipp	City of Nanaimo
Director T. Greves	City of Nanaimo
Director G. Anderson	City of Nanaimo

Regrets:

Director J. Fell	Electoral Area F
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Also in Attendance:

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

DELEGATIONS

June Ross, Paul Manly, Kate Burns, Rodger Oakley, and Jenny Mcleod, re Proposal for Blue Community Designation.

Mr. Manly provided a verbal overview of the Blue Water Conservation Program initiative to the Board and requested that the Board pass a resolution that would designate the RDN as a Blue Community.

LATE DELEGATION

MOVED Director Holme, SECONDED Director Bestwick, that Gary Scott be permitted to address the Board.

CARRIED

Gary Scott, 2566 Pylades Drive re Development Permit with Variance Application No. PL2011-174 – C.A. Design – Lot 9, Section 7, Range 6, Cedar District, Plan 9877 – 2550 Pylades Drive, Area ‘A’.

Mr. Scott spoke in opposition of the Development Permit with Variance application.

Susan Cudahy, re Nanaimo Economic Development Corporation.

Ms. Cudahy provided a visual and verbal overview of the Nanaimo Economic Development Corporation and the NEDC goals for the future.

BOARD MINUTES

MOVED Director Anderson, SECONDED Director Lefebvre, that the minutes of the regular Board meeting held February 28, 2012, and minutes of the Special Board meeting held Tuesday, March 13, 2012 be adopted.

CARRIED

BYLAWS

FOR ADOPTION

Bylaw No. 897.06 – A Bylaw to Include Electoral Area ‘H’ as a Participant in the Northern Community Transit Service.

MOVED Director Veenhof, SECONDED Director Brennan, that "Northern Community Transit Service Amendment Bylaw No. 897.06, 2012" be adopted.

CARRIED

From the February 28, 2012 Board meeting:

DEVELOPMENT PERMIT WITH VARIANCE APPLICATIONS

Development Permit with Variance Application No. PL2011-024 – Kazan Investments Ltd.; Michael J. Hill Ltd.; Douglas E. Hill Ltd. – 883 & 899 Island Highway West, Electoral Area ‘G’

Mr. Telford, representing Pacific Land Group, requested that the application be denied until a reciprocal joint road access agreement is in place.

Mr. Hill spoke in support of the application and requested that the application not be denied as there have already been extensive delays.

MOVED Director Holme, SECONDED Director Veenhof, that Development Permit with Variance Application No. PL2011-024 be approved subject to the conditions outlined in Schedule 1.

CARRIED

OTHER

From the January 10, 2012 Electoral Area Planning Committee meeting:

Request for Relaxation of the Minimum 10% Perimeter Frontage Requirement PL2011-128 – Couverdon Real Estate – Lot 1, Block 586, Nanoose District, Plan EPP4638; and Block 586, Nanoose District, Except That Part Lying to the North East of the North Easterly Boundary of Plan 516RW, Except Part in Plan VIP55875 and EPP4638, Electoral Area ‘E’

MOVED Director Holme, SECONDED Director Young, that the request to relax the minimum 10% perimeter frontage requirement for proposed Lots 1 to 5, inclusive, be approved.

CARRIED

STANDING COMMITTEE, SELECT COMMITTEE AND COMMISSION MINUTES AND RECOMMENDATIONS

ELECTORAL AREA PLANNING STANDING COMMITTEE

MOVED Director Holme, SECONDED Director McPherson, that the minutes of the Electoral Area Planning Committee meeting held Tuesday, March 13, 2012 be received for information.

CARRIED

PLANNING

DEVELOPMENT PERMIT WITH VARIANCE APPLICATIONS

Development Permit with Variance Application No. PL2011-163 – Gary Passey and Patricia Broster – Lot 11, District Lot 28, Newcastle District, Plan 22249 – Seaview Drive, Area ‘H’

MOVED Director Veenhof, SECONDED Director McPherson, that the application be sent back to staff for a 3rd party review of the geotechnical report.

CARRIED

Development Permit with Variance Application No. PL2011-174 – C.A. Design – Lot 9, Section 7, Range 6, Cedar District, Plan 9877 – 2550 Pylades Drive, Area ‘A’.

Mr. Larson, C.A. Design, spoke in support of the application.

MOVED Director McPherson, SECONDED Director Young, that Development Permit with Variance Application No. PL2011-174, 2550 Pylades Drive be referred back to staff for discussion with the applicant with the specific purpose of having a detailed assessment of the condition of the existing foundation including its suitability for use to support the new structure and including the potential for mould to form and create a problem in the future.

CARRIED

Development Permit with Variance Application No. PL2011-189 – Smitty Construction Ltd. – Lot C, District Lot 28, Nanoose District, Plan VIP88844 – 781 Miller Road, Area ‘G’

MOVED Director Holme, SECONDED Director Veenhof, that Development Permit with Variance Application No. PL2011-189 to permit the construction of an accessory building by varying the maximum accessory building height be approved subject to the conditions outlined in Schedules 1 to 4.

CARRIED

Development Permit with Variance Application No. PL2012-011 – Kruger – Lot 12, District Lot 181, Nanoose District, Plan 15551 – 836 Mariner Way, Area ‘G’

MOVED Director Holme, SECONDED Director Veenhof, that Development Permit with Variance Application No. PL2012-011 to permit the construction of a dwelling unit be approved, subject to the conditions outlined in Schedules 1 to 3.

CARRIED

DEVELOPMENT VARIANCE PERMIT APPLICATIONS

Development Variance Permit Application No. PL2012-001 – Fern Road Consulting – Strata Lot 8, District Lot 78, Nanoose District, Strata Plan VIS3393 – Together with an interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as Shown on Form 1 – 3526 Shetland Place, Area ‘E’.

MOVED Director Holme, SECONDED Director Young, that Development Variance Permit Application No. PL2012-001 to reduce the minimum required setbacks from the front, interior side and rear lot lines be approved subject to the conditions outlined in Schedule 1.

CARRIED

OTHER

Zoning Amendment Application No. PL2009-040 – Bylaw No. 1285.17 Keith Brown Associates Ltd. – Oceanside Storage Inc. – Lot 28, District Lot 156, Nanoose District, Plan 1964, Except Part in Plan 733 RW – 1270 & 1274 Alberni Highway, Area ‘F’.

MOVED Director Salter, SECONDED Director Holme, that Zoning Amendment Application No PL2009-040 to rezone the subject properties from Commercial 3 (C-3) and Village Residential (R-3) to CD-18 Alberni Highway Mini Storage be approved subject to the conditions outlined in Schedule 1.

CARRIED

MOVED Director Salter, SECONDED Director Holme, that "Regional District of Nanaimo Zoning and Subdivision Amendment Bylaw No. 1285.17, 2012" be introduced and read two times.

CARRIED

MOVED Director Salter, SECONDED Director Holme, that the public hearing on "Regional District of Nanaimo Zoning and Subdivision Amendment Bylaw No. 1285.17, 2012" be delegated to Director Fell or another Area Director.

CARRIED

Zoning Amendment Application No. PL2011-178, Bylaw No. 500.377, 2012 – Deas – Lot A, District Lot 19, Newcastle District, Plan 8196, Except Parts in Plans VIP65473 and VIP74554 – 2900 Leon Road, Area ‘H’.

MOVED Director Veenhof, SECONDED Director Holme, that "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012", be introduced and read two times.

CARRIED

MOVED Director Veenhof, SECONDED Director McPherson, that the conditions set out in Schedule 1 of the staff report be completed prior to "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012", being considered for adoption.

CARRIED

MOVED Director Veenhof, SECONDED Director McPherson, that the Public Hearing on "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012", be delegated to Director Veenhof or another Area Director.

CARRIED

Secondary Suites Study and Consultation Process.

MOVED Director Holme, SECONDED Director Young, that staff be directed to schedule a seminar for Electoral Area Directors prior to the public consultation period.

CARRIED

COMMITTEE OF THE WHOLE STANDING COMMITTEE

MOVED Director Lefebvre, SECONDED Director Holme, that the minutes of the Committee of the Whole meeting held March 13, 2012 be received for information.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

Rosemary Bonanno, Vancouver Island Regional Library, re VIRL Future Facilities Planning Process.

MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Vancouver Island Regional Library be received.

CARRIED

Jim Dias, Island Corridor Foundation, re Grant Request.

MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Island Corridor Foundation be received.

CARRIED

CORPORATE ADMINISTRATION SERVICES

ADMINISTRATION

Southern Community Economic Development Service Agreement.

MOVED Director Anderson, SECONDED Director Houle, that the Southern Community Economic Development Service Agreement between the Regional District of Nanaimo and the Nanaimo Economic Development Corporation commencing April 1, 2012 and ending March 31, 2022 be approved.

CARRIED

MOVED Director Young, SECONDED Director Veenhof, that Director Houle be appointed to the Progress Nanaimo Board.

CARRIED

FINANCE AND INFORMATION SERVICES

FINANCE

Fire Protection Service Agreement – Cranberry Fire Protection District.

MOVED Director Holme, SECONDED Director McPherson, that the fire service agreement between the Regional District of Nanaimo and the Cranberry Fire Protection District, commencing January 1, 2012 be approved.

CARRIED

Bylaws 1318.01, 1319.02, 1320.02, 1448.02 and 1449.01 – Bylaws to Amend the Port Theatre Contribution Service Requisition Limits.

MOVED Director McPherson, SECONDED Director Johnstone, that "Electoral Area 'A' Port Theatre Contribution Service Amendment Bylaw No. 1318.01, 2012" be introduced for three readings.

CARRIED

MOVED Director McPherson, SECONDED Director Johnstone, that "Electoral Area 'B' Cultural Centre Contribution Service Amendment Bylaw No. 1319.01, 2012" be introduced for three readings.

CARRIED

MOVED Director McPherson, SECONDED Director Johnstone, that "Electoral Area 'C' (defined C) Port Theatre Contribution Service Amendment Bylaw No. 1320.02, 2012" be introduced for three readings.

CARRIED

MOVED Director McPherson, SECONDED Director Johnstone, that "Electoral Area 'C' (defined D) Port Theatre Contribution Service Amendment Bylaw No. 1448.02, 2012" be introduced for three readings.

CARRIED

MOVED Director McPherson, SECONDED Director Johnstone, that "Electoral Area 'E' Port Theatre Contribution Service Amendment Bylaw No. 1449.01, 2012" be introduced for three readings.

CARRIED

Port Theatre Society Agreement.

MOVED Director Anderson, SECONDED Director Greves, that the Board authorize entering into a contribution agreement with the Port Theatre Society for a five year term commencing January 1, 2012.

CARRIED

Operating Results for the Period Ending December 31, 2011.

MOVED Director Lefebvre, SECONDED Director Anderson, that the summary report of financial results for the year ending December 31, 2011 be received for information.

CARRIED

2012 Use of Community Works Program Funds.

MOVED Director Anderson, SECONDED Director Brennan, that the report on the use of Community Works Funds in 2011 be received for information.

CARRIED

MOVED Director Brennan, SECONDED Director Young, that the 2012 Community Works Funds program attached as Schedule A be approved and that staff be authorized to commence work immediately.

CARRIED

2012 Parcel Tax Rate Bylaws 1567.03, 1568.03, 1569.03, 1336.09, 1483.06 and 1657.

MOVED Director Lefebvre, SECONDED Director Anderson, that "Water Services Parcel Tax Rates Amendment Bylaw No. 1567.03, 2012" be introduced and read three times.

CARRIED

MOVED Director Veenhof, SECONDED Director Willie, that "Water Services Parcel Tax Rates Amendment Bylaw No. 1567.03, 2012" be adopted.

CARRIED

MOVED Director Lefebvre, SECONDED Director Anderson, that "Sewer Services Parcel Tax Rates Amendment Bylaw No. 1568.03 2012 be introduced and read three times.

CARRIED

MOVED Director Veenhof, SECONDED Director Willie, that "Sewer Services Parcel Tax Rates Amendment Bylaw No. 1568.03, 2012" be adopted.

CARRIED

MOVED Director Lefebvre, SECONDED Director Anderson, that "Fire Protection Services Parcel Tax Rates Amendment Bylaw No. 1569.03, 2012" be introduced and read three times.

CARRIED

MOVED Director Veenhof, SECONDED Director Willie, that "Fire Protection Services Parcel Tax Rates Amendment Bylaw No. 1569.03, 2012" be adopted.

CARRIED

MOVED Director Lefebvre, SECONDED Director Anderson, that "Driftwood Water Supply Service Area Parcel Tax Rate Amendment Bylaw No. 1336.09, 2012" be introduced and read three times.

CARRIED

MOVED Director Veenhof, SECONDED Director Willie, that "Driftwood Water Supply Service Area Parcel Tax Rate Amendment Bylaw No. 1336.09, 2012" be adopted.

CARRIED

MOVED Director Lefebvre, SECONDED Director Anderson, that "Barclay Crescent Sewer Service Area Parcel Tax Rate Amendment Bylaw No. 1483.06, 2012" be introduced and read three times.

CARRIED

MOVED Director Veenhof, SECONDED Director Willie, that "Barclay Crescent Sewer Service Area Parcel Tax Rate Amendment Bylaw No. 1483.06, 2012" be adopted.

CARRIED

MOVED Director Lefebvre, SECONDED Director Anderson, that "Northern Community Economic Development Parcel Tax Rates Bylaw No. 1657, 2012" be introduced and read three times.

CARRIED

MOVED Director Veenhof, SECONDED Director Willie, that "Northern Community Economic Development Parcel Tax Rates Bylaw No. 1657, 2012" be adopted.

CARRIED

DEVELOPMENT SERVICES

LONG RANGE PLANNING

2011 Statistics Canada Census Information.

MOVED Director Lefebvre, SECONDED Director Veenhof, that the report on the Statistics Canada 2011 Census be received.

CARRIED

CURRENT PLANNING

Agricultural Area Plan – Phase 1: Background Report.

MOVED Director Dempsey, SECONDED Director Lefebvre, that the "Regional District of Nanaimo Agricultural Area Plan Phase 1: Background Report" prepared by Upland Consulting and dated February 17, 2012, be received for information.

CARRIED

REGIONAL AND COMMUNITY UTILITIES

WASTEWATER

Annual Wastewater Treatment Facilities Report – 2011.

MOVED Director Bestwick, SECONDED Director Ruttan, that the Board receive the 2011 Annual Wastewater Treatment Facilities report for information.

CARRIED

Bylaws 1623.01 and 1656 – Authorize the Use of Development Cost Charge Funds.

MOVED Director Brennan, SECONDED Director Ruttan, that "Southern Community Sewer Service Area Development Cost Charge Reserve Fund Expenditure Amendment Bylaw No. 1623.01, 2012" be introduced and read three times.

CARRIED

MOVED Director Brennan, SECONDED Director Veenhof, that "Southern Community Sewer Service Area Development Cost Charge Reserve Fund Expenditure Amendment Bylaw No. 1623.01, 2012" be adopted.

CARRIED

MOVED Director Lefebvre, SECONDED Director Willie, that "Northern Community Sewer Service Area Development Cost Charge Reserve Fund Expenditure Bylaw No. 1656, 2012" be introduced and read three times.

CARRIED

MOVED Director Lefebvre, SECONDED Director Willie, that "Northern Community Sewer Service Area Development Cost Charge Reserve Fund Expenditure Bylaw No. 1656, 2012" be adopted.

CARRIED

WATER

Bylaws 867.06 and 1049.07 – Inclusion of 2020 Seahaven Road into the Nanoose Bay Peninsula Water Service Area.

MOVED Holme, SECONDED Director Johnstone, that "Nanoose Bay Peninsula Water Service Area Amendment Bylaw No. 867.06, 2012" be introduced and read three times.

CARRIED

MOVED Holme, SECONDED Director Johnstone, that "Nanoose Bay Bulk Water Supply Local Service Area Amendment Bylaw No. 1049.07, 2012" be introduced and read three times.

CARRIED

Rainwater Management & Water Sustainability Inter-Regional Education Initiative.

MOVED Director Holme, SECONDED Director McPherson, that the Rainwater Management & Watershed Sustainability Inter-Regional Education Initiative as proposed by the Partnership for Water Sustainability in BC be endorsed.

CARRIED

MOVED Director Holme, SECONDED Director McPherson, that a letter of support be provided for an application by the Comox Valley Regional District for a Gas Tax Fund Capacity-Building Grant to fund the Inter-Regional Education Initiative.

CARRIED

MOVED Director Holme, SECONDED Director Brennan, that the Board continue to support staff participation in CAVI activities associated with water sustainability.

CARRIED

TRANSPORTATION AND SOLID WASTE SERVICES

SOLID WASTE

Bylaw 1591.02 - Solid Waste and Recycling Collection Service Rates and Regulations Amendment Bylaw.

MOVED Director Holme, SECONDED Director Lefebvre, that "Solid Waste and Recycling Collection Service Rates and Regulations Amendment Bylaw No. 1591.02, 2012" be introduced and read three times.

CARRIED

MOVED Director Holme, SECONDED Director Lefebvre, that "Solid Waste and Recycling Collection Service Rates and Regulations Amendment Bylaw No. 1591.02, 2012" be adopted.

CARRIED

COMMISSION, ADVISORY & SELECT COMMITTEE

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

MOVED Director McPherson, SECONDED Director Johnstone, that the minutes of the Electoral Area 'A' Parks, Recreation and Culture Commission meeting held Wednesday, February 15, 2012 be received for information.

CARRIED

District 69 Recreation Commission.

MOVED Director Veenhof, SECONDED Director Ruttan, that the minutes of the District 69 Recreation Commission meeting held Thursday, February 16, 2012 be received for information.

CARRIED

Emergency Management Select Committee.

MOVED Director Young, SECONDED Director McPherson, that the minutes of the Emergency Management Select Committee meeting held Tuesday, February 21, 2012 be received for information.

CARRIED

Englishman River Water Service Management Board.

MOVED Director Lefebvre, SECONDED Director Veenhof, that the minutes of the Englishman River Water Service Management Board meeting held on Wednesday, February 22, 2012 be received for information.

CARRIED

MOVED Director Lefebvre, SECONDED Director Veenhof, that the ERWS Management Board authorize Amendment #1 to the professional services agreement with Associated Engineering (BC) Ltd. to complete the additional full scale ASR investigation for an additional \$228,943.

CARRIED

BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS

Nanaimo Marine Rescue Society, re Functional Support for Nanaimo Marine Rescue Society.

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

CARRIED

Island Corridor Foundation, Request for Permissive Tax Exemption.

MOVED Director Greves, SECONDED Director Anderson, that the Board authorize financial assistance in the amount of \$1,058.56 to the Island Corridor Foundation (ICF) from the 2012 Regional Parks budget to provide funds for the ICF to pay to the City of Nanaimo the outstanding Regional District of Nanaimo taxes and interest payable to the City for 2009.

CARRIED

SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEES

Agricultural Advisory Committee.

MOVED Director Johnstone, SECONDED Director McPherson, that the minutes of the Agricultural Advisory Committee meeting held Friday, February 24, 2012 be received for information.

CARRIED

MOVED Director Brennan, SECONDED Director Willie, that this issue be referred to the Board Strategic Planning Seminar.

CARRIED

Liquid Waste Advisory Committee.

MOVED Director Bestwick, SECONDED Director Ruttan, that minutes of the Liquid Waste Advisory Committee meeting held Wednesday, February 29, 2012 be received for information.

CARRIED

Regional Parks and Trails Select Committee.

MOVED Director Brennan, SECONDED Director Lefebvre, that the minutes of the Regional Parks and Trails Select Committee meeting held Tuesday, March 6, 2012 be received for information.

CARRIED

MOVED Director Brennan, SECONDED Director Veenhof, that the stakeholder workshops on the proposed Regional Parks Development Cost Charges Bylaw 1619 be deferred.

CARRIED

MOVED Director Brennan, SECONDED Director Anderson, that staff be directed to prepare a report on the proposed Regional Parks Development Cost Charges Bylaw 1619 that includes alternative acquisition and capital project funding options and report back to the Regional Parks and Trails Select Committee.

CARRIED

Northern Community Economic Development Select Committee.

MOVED Director Veenhof, SECONDED Director Lefebvre, that the minutes of the Northern Community Economic Development Select Committee meeting held Wednesday, March 7, 2012 be received for information.

CARRIED

MOVED Director Willie, SECONDED Director Lefebvre, that the Northern Community Economic Development Program Guide be approved as amended.

CARRIED

MOVED Director Willie, SECONDED Director Veenhof, that recipients of funding provide a presentation to the Northern Community Economic Development Select Committee at project completion or 12 months after receiving funding, whichever is earlier.

CARRIED

MOVED Director Willie, SECONDED Director Veenhof, that staff notify the Parkville Chamber of Commerce that in order to be considered for funding the Application Form in the Program Guide must be submitted.

CARRIED

MOVED Director Willie, SECONDED Director Veenhof, that staff notify INFILM, Vancouver Island North Film Commission that in order to be considered for funding the Application Form in the Program Guide must be submitted.

CARRIED

District 69 Recreation Commission.

MOVED Director Ruttan, SECONDED Director Brennan, that the minutes of the District 69 Recreation Commission meeting held Thursday, March 8, 2012 be received for information.

CARRIED

MOVED Director Willie, SECONDED Director Veenhof, that the following District 69 Recreation Youth Grants be approved:

Arrowsmith Community Enhancement Society- youth sports and arts	\$ 1,090
893 Beaufort Squadron Air Cadets - program expenses	\$ 1,500
Ballenas Secondary School - Girls' Resilience Program	\$ 880
District 69 Minor Softball- equipment and uniforms	\$ 2,000
Oceanside Baseball Association - equipment	\$ 1,500
Ravensong Waterdancers Synchro Club - pool rental	\$ 500

CARRIED

MOVED Director Veenhof, SECONDED Director Lefebvre, that the following District 69 Recreation Community Grants be approved:

Arrowsmith Community Enhancement Society - Community Music Committee Band in the Box	\$ 743
Bowser Tennis Club - court cleaning	\$ 1,000
Errington Coop Preschool - supplies and equipment	\$ 1,200
Errington Therapeutic Riding Association - program expenses horses and arena	\$ 1,100
Nanoose Place Children's Playgroup - sports equipment	\$ 1,200
Oceanside Building Learning Together - Dad's Night Out skating program	\$ 349
Parksville Adult Badminton - facility rental and insurance	\$ 1,250
Vancouver Island Opera- room rental and advertising	\$ 1,210

CARRIED

Fire Services Advisory Committee.

MOVED Director Holme, SECONDED Director Johnstone, that the minutes of the Fire Services Advisory Committee meeting held Thursday, March 15, 2012 be received for information.

CARRIED

MOVED Director Holme, SECONDED Director Veenhof, that the societies be advised of their requirements to ensure that they are meeting the rules under the Income Tax Act with respect to calculating and reporting taxable benefits for the personal use of fire fighting vehicles.

CARRIED

MOVED Director Holme, SECONDED Director Veenhof, that the addendum attached to the report which clarifies that the operating Society is the "carrier" as defined under the Motor Vehicle Act be approved and forwarded to each Society for their approval.

CARRIED

MOVED Director Holme, SECONDED Director Veenhof, that a working group consisting of the Fire and/or Deputy Fire Chiefs of each fire department and designated Regional District staff be established to document responses or recommendations regarding the Fire Services Act Discussion paper.

CARRIED

MOVED Director Holme, SECONDED Director Veenhof, that the regulatory bylaw template be reviewed by each fire department and feedback be provided to the General Manager, Finance & Information.

CARRIED

MOVED Director Holme, SECONDED Director Veenhof, that Fire Chiefs and designated Regional District staff meet to finalize recommendations on the burning bylaw template attached to the report.

CARRIED

ADMINISTRATOR'S REPORTS

Bylaw No. 1658 – 2012 to 2016 Financial Plan Final Amendments.

MOVED Director Holme, SECONDED Director Brennan, that "Regional District of Nanaimo Financial Plan 2012 to 2016 Bylaw No. 1658, 2012" be introduced for three readings.

CARRIED

MOVED Director Holme, SECONDED Director Ruttan, that "Regional District of Nanaimo Financial Plan 2012 to 2016 Bylaw No. 1658, 2012" be adopted.

CARRIED

ADDENDUM

SCHEDULED STANDING, ADVISORY STANDING AND SELECT COMMITTEES

Transit Select Committee.

MOVED Director Lefebvre, SECONDED Director McPherson, that the minutes of the Transit Select Committee meeting held Thursday, March 22, 2012 be received for information.

CARRIED

MOVED Director Lefebvre, SECONDED Director Greves, that staff prepare a report that analyzes the service and financial impacts of the Custom Service Area Proposal from BC Transit.

CARRIED

MOVED Director Brennan, SECONDED Director Lefebvre, that the tender for the supply and installation of bus wash equipment be awarded to Westmatic Corporation for the tendered price of \$298,890 plus HST as applicable.

CARRIED

MOVED Director Lefebvre, SECONDED Director Willie, that the Conventional Annual Operating Agreement (AOA) Amendment #1 with BC Transit be approved.

CARRIED

BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS

Proposal for Blue Community Designation.

MOVED Director Brennan, SECONDED Director Mercer, that this request be referred back to staff on the three resolutions.

CARRIED

ADJOURNMENT

MOVED Director Holme, SECONDED Director Anderson, that pursuant to Section 90(1)(c), 90(1)(e), and 90(1)(i) of the Community Charter the Board proceed to an In Camera meeting to consider personnel, land, and legal issues.

CARRIED

TIME: 9:23 PM

RISE & REPORT

RECREATION & PARKS

Electoral Area 'A' Recreation and Culture Service Delivery.

MOVED Director McPherson, SECONDED Director Young, that the service delivery model for the Electoral Area 'A' Recreation and Culture Service be discontinued.

CARRIED

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

CARRIED

TIME: 10:20 PM

CHAIRPERSON

SR. MGR., CORPORATE ADMINISTRATION



RDN REPORT	
CAO APPROVAL <i>(Signature)</i>	
EAP	
COW	
APR 16 2012	
RHD	
BOARD	✓

MEMORANDUM

TO: Jeremy Holm,
Manager, Current Planning

DATE: April 12, 2011

FROM: Greg Keller
Senior Planner

FILE: PL2011-178

SUBJECT: Report of the Public Hearing and 3rd Reading of Bylaw 500.377, 2012 - Deas Lot A, District Lot 19, Newcastle District, Plan 8196, Except Parts in Plans VIP65473 and VIP74554 - 2900 Leon Road Electoral Area 'H'

PURPOSE

To receive the report of the Public Hearing containing the summary of the minutes and submissions of the Public Hearing held on April 11, 2012, and further, to consider Bylaw No. 500.377, 2012, for third reading.

BACKGROUND

Bylaw No. 500.377 was introduced and given 1st and 2nd reading on March 27, 2012. This was followed by a Public Hearing held on April 11, 2012. The summary of the Public Hearing is attached for the Board's consideration (*see Attachment No. 2*).

The purpose of this zoning amendment bylaw is to rezone the subject property from Residential 1, Subdivision District 'K' (RS1K) to Residential 1, Subdivision District 'N' (RS1N) in order to reduce the minimum parcel size from 4000 m², with or without community water or community sewer, to 1600 m², with community water to facilitate a future nine-lot residential subdivision.

PROPOSED CHANGES TO CONDITIONS OF APPROVAL

Prior to the Public Hearing, the following two concerns were raised:

A concern was raised over the potential impact of land clearing on trees located on the adjacent park. In response, the applicant obtained an Arbourist to conduct an assessment which identified four trees within the park that have physical defects that are a concern and should be removed and/or modified in order that they do not become hazard trees as a result of land clearing for the proposed lots.

In addition, although lots of the size proposed must be serviced by a community water system, a concern was raised that water wells could be drilled on the proposed lots at a later date which could affect the aquifer. In response the applicant has agreed to prohibit drilling wells on the subject property through a Section 219 covenant.

In response to the above concerns, staff recommend the Board support an amendment to the previously approved conditions (Schedule 1). This amendment would require a clause to be added to the Section 219 covenant registering the Hydrogeological Assessment Report that prohibits future well drilling on the subject property and would require that the recommendations of the Arbourist be secured prior to adoption. It should be noted that these items do not constitute new information as they were identified prior to the Public Hearing and were presented and made available at the Public Hearing.

ALTERNATIVES

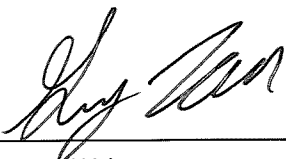
1. To receive the Report of the Public Hearing and give 3rd reading to "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012".
2. To receive the report of the Public Hearing and deny "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012".

SUMMARY/CONCLUSIONS

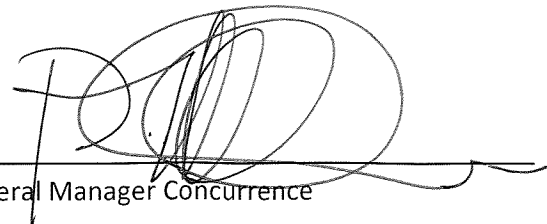
The purpose of Bylaw No. 500.377, 2012 is to rezone the subject property to in order to permit a future nine-lot residential subdivision. The amendment bylaw was introduced and given 1st and 2nd reading on March 27, 2012 and proceeded to Public Hearing on April 11, 2012. The requirements set out in the amended Conditions of Approval (*see Schedule 1*) are to be completed by the applicant prior to the Board's consideration of the bylaw for adoption. As the subject property is within 800 metres of a highway interchange, pursuant to the *Transportation Act*, the proposed amendment bylaw is subject to the approval of the Ministry of Transportation and Infrastructure. Therefore, staff recommend that Bylaw No. 500.377, 2012 be considered for 3rd reading.

RECOMMENDATIONS

1. That the report of the Public Hearing held on April 11, 2012, on "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012" be received.
2. That "Regional District of Nanaimo Land Use and Subdivision Bylaw Amendment Bylaw No. 500.377, 2012" be given 3rd reading and be referred to the Ministry Transportation and Infrastructure for approval pursuant to the *Transportation Act*.
3. That the conditions as outlined in Schedule 1, as amended, be secured and/or completed by the applicant to the satisfaction of the Regional District of Nanaimo prior to consideration of adoption of Bylaw No. 500. 377, 2012.



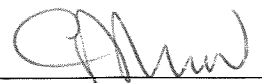
Report Writer



General Manager Concurrence



Manager Concurrence



CAO Concurrence

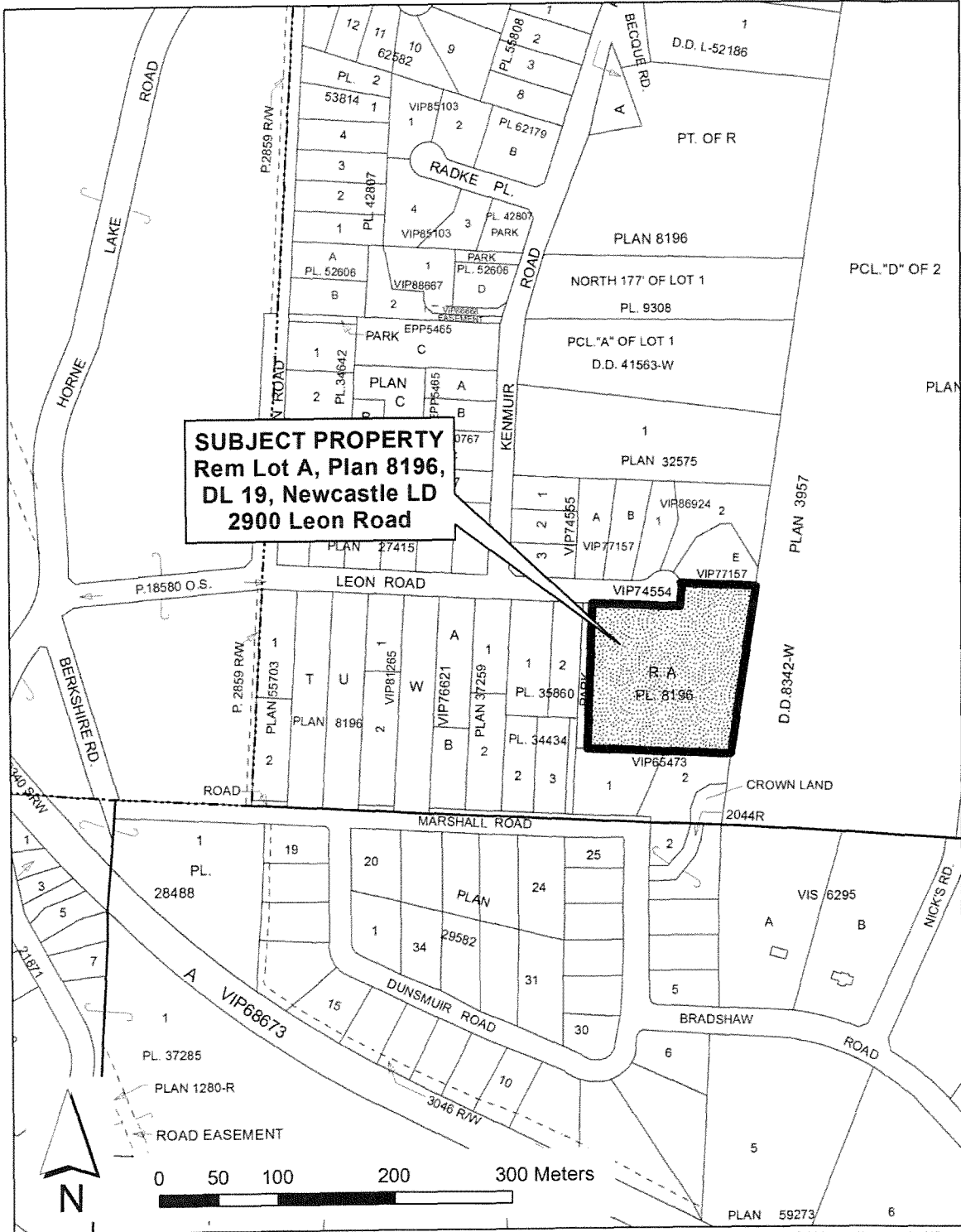
Schedule 1
Terms of Zoning Amendment Application No. PL2011-178

The following conditions are to be met prior to the amendment bylaw being considered of adoption:

Amended Conditions of Approval:

1. Submission of a Section 219 Restrictive Covenant, prepared at the applicants expense and to the satisfaction of the Regional District of Nanaimo, registering the Hydrogeological Assessment Report prepared by Waterline Resources Inc. dated November 1, 2011, against the title of the subject property and to require that:
 - a. future subdivision and construction activities be consistent with the recommendations contained in the report, and
 - b. no wells be permitted to be drilled, dug, or otherwise constructed or installed on the subject properties.
2. Provision of a \$20,000.00 community amenity contribution to the Regional District of Nanaimo to be used for youth and children's recreational equipment located within a park within the Dunsmuir Village area.
3. Removal and/or modification, for the purpose of wildlife habitat enhancement, the four trees identified as having potential to fail by Jed Young, Certified Arbourist within the linear park land adjacent to the subject property as approved by a Park Use Permit and to the satisfaction of the Regional District of Nanaimo Recreation and Parks Department.

Attachment No. 1
Location of Subject Property



Attachment No. 2
Report of the Public Hearing held Monday, April 11, 2012
at 7:00 pm at Lighthouse Community Hall,
240 lions way, Qualicum Bay, BC
To consider Regional District of Nanaimo Land Use and Subdivision Amendment
Bylaw No. 500.377, 2012

Note: That the following is not a verbatim recording of the proceedings, but a summary of the comments received by those in attendance at the Public Hearing.

PRESENT:

Bill Veenhof	Chairperson, Director, Electoral Area 'H'
Jeremy Holm	Manager of Current Planning
Greg Keller	Senior Planner

There were approximately 10 people 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 Public Hearing.

Greg Keller, Senior Planner provided a brief overview of the proposed bylaw. Mr. Keller indicated that in response to concerns raised prior to the Public Hearing, staff are proposing to amend the conditions of approval by requiring a clause in the Section 219 covenant which prohibits future well drilling on the subject property and that the recommendations of the Arbourist be secured prior to adoption.

The Chairperson, reviewed the meeting procedures and then opened the floor to comments on the proposed bylaw.

Roxanne Bouchard, 2918 Leon Road asked about where the park land contribution would be spent.

Greg Keller, Senior Planner responded by explaining that the proposed community contribution would be used for youth and children's recreational equipment in a park in Dunsmuir following a future community consultation process.

The Chairperson called for further submissions for the first time.

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 7:10 p.m.

Certified true and accurate this 12th day of April, 2012.



Greg Keller,
Recording Secretary

Submissions Received Prior to the Public Hearing

Page 1 of 3

COPY

To: Bill Veenhof

My name is Trent Bouchard. We met briefly at the Public Information Meeting NO. PL2011-178 2900 Leon Rd. Electoral 'H' at the Lighthouse Community Centre on February 16, 2012. I just found out that the Public Hearing on this issue (Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.377, 2012) is to be held on April 11, 2012. I am very upset that this hearing is to be held at a time when the developer, Jim Deas of Fern Road Consulting Ltd., knew I would be out of town. He also knew that my wife would be out of town that day. He knows this because he is a neighbour and I have spoken to him about this. I am taking a 3 month course to be a heavy equipment operator that finishes mid to late May. My wife will be attending a concert in Victoria with 12 of her friends. I bought her a ticket for Christmas that is how he knew to shoot for this date.

The current subdivision plan will have a major negative impact on my property and lifestyle and privacy. I need to be there to protect my interests. We are the people most affected by this proposed subdivision. I feel that we are being squeezed out. This developer bought the land directly across the street from us; he tried to buy the land on the other side of us and built illegal split level rental and other infractions of the current bylaws. He has now bought the acreage that is the subject of the subdivision. My wife and I have lived here in this house for 20 years. We do not object to development, we just want to protect our interests and make sure that what the developer is doing won't devalue our land and remove our privacy. The current plan calls for 3 or 4 lots right along the length of our property. I did submit an alternate division proposal, but heard nothing. There was also talk of absorption of the park land and monies put into another park. We don't want that to happen.

I feel as if I have to give up on my schooling and hire a lawyer. I have spoken to a realtor about how the loss of privacy would affect the value of our property. This realtor felt it could decrease the value by as much as \$75,000. I don't think this bylaw amendment should be allowed to be put through when the neighbors most affected are out of town. This seems sneaky and underhanded. If this bylaw amendment is pushed through in our absence, we will go public with this. We will not go quietly.

Please let me know if this hearing can be postponed until late May. I will be finished all of my government exams by May 11, 2012. I would really like to be there because we truly feel that we are being railroaded by the RDN, the Deas (Fern Road Consulting Ltd), and Simms and Associates. My cell phone number is 250-228-1396. My email is swampdragon@shaw.ca

Thank-you,

Trent & Roxanne Bouchard

Submissions Received Prior to the Public Hearing
Page 2 of 3

03/21/2012 WED 12:48 TEL 250 755 3372 ENVIRONMENTAL HEALTH

001/001

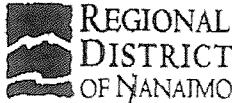
From: RDN Planning

To: 12509478223

03/15/2012 14:32

#539 P.001/003

COPY



Development Services Department
6300 Hammond Bay Road
Nanaimo, BC V9T 6N2
Phone: 250.390.6510 Fax: 250.390.7511

Handwritten notes: 'March 21/12 Return Fax' and 'Tom' with an arrow pointing to the 'Tom Armet' checkbox.

PLANNING REFERRAL

FILE NO: PL2012-178

DATE: March 15, 2012

FROM: Greg Keller

TO: Glen Gibson

[] Tom Armet, Manager of Building & Bylaw Services

[] Water Service Provider

[] Wayne Moorman of Manager, Engineering Services

[x] VCR Island Health Authority

[] Wendy Marshall, Manager, Parks & Recreation

[] Agricultural Land Commission

[] RDN Bylaw Enforcement (for reference only)

[] Fisheries & Oceans Canada

[] Local Fire Department: (Fax 250-757-9423)

[] Nanoose First Nation (Fax 250-390-3365)

[] BC Assessment (for reference only)

[] Snuncymuxw (Nanaimo) First Nation (Fax 250-753-3492)

[] Qualicum First Nation (Fax 250-757-9898)

[] Ministry of Transportation (Fax 250-751-5289)

[] Ministry of Environment (Fax 250-751-3100)

APPLICATION TYPE:

[] DP with Variances
[] DVP

[] OCP
[x] Zoning

[] ALR Application
[] Subdivision

SUBJECT PROPERTY: 2900 Leon Road, Dunsmuir Village

PROPOSAL DESCRIPTION: Please see the attached proposed amendment application. The applicants are proposing to rezone the property from Residential 1 Subdivision District K (RS1K) to Residential 1 Subdivision District N (RSN) in order to facilitate the subdivision of nine residential lots. The applicants have confirmed community water services and are proposing individual septic disposal systems. You have previously indicated that VIHA has no concerns with this application.

We welcome any additional comments or concerns you might have regarding this application at this time. If we do not hear back from you by April 10, 2012, we will assume that your agency does not have any comments or concerns.

This information is required by: April 10, 2012

COMMENTS:
Please provide initial comments or concerns.
Thank you for your assistance.
Although the property sizes (9 lots) do not meet the intent of our Standards the soil profiles in this area are ideal for Type I sewerage dispo systems

Thank you [Signature]

Submissions Received Prior to the Public Hearing
 Page 3 of 3

03/15/2012 14:40 2507579423 RECEIVED 03/15/2012 13:53 BHB FIRE DEPT 2507579423 BHB FIRE DEPT PAGE 01/01
 From: RDN Planning To: 12507579423 03/15/2012 13:58 #536 P.001/003

COPY



Development Services Department
 6300 Hammond Bay Road
 Nanaimo, BC V9T 6N2
 Phone: 250.390.6510 Fax: 250.390.7511

PLANNING REFERRAL

FILE NO: PL2012-178 DATE: March 15, 2012
 FROM: Greg Keller TO: Bow Horn Bay Fire Chief

Tom Armet, Manager of Building & Bylaw Services
 Wayne Moorman of Manager, Engineering Services
 Wendy Marshall, Manager, Parks & Recreation
 RDN Bylaw Enforcement (for reference only)
 Local Fire Department: (Fax 250-757-9423)
 BC Assessment (for reference only)

Water Service Provider
 VCR Island Health Authority
 Agricultural Land Commission
 Fisheries & Oceans Canada
 Nanoose First Nation (Fax 250-390-3365)
 Snuneymuxw (Nanaimo) First Nation (Fax 250-753-3492)
 Qualicum First Nation (Fax 250-757-9898)
 Ministry of Transportation (Fax 250-751-3289)
 Ministry of Environment (Fax 250-751-3100)

APPLICATION TYPE:

DP with Variances OCP ALR Application
 DVP Zoning Subdivision

SUBJECT PROPERTY: 2900 Leon Road, Dunsmuir Village

PROPOSAL DESCRIPTION: Please see the proposed amendment application. The applicants are proposing to rezone the property from Residential 1 Subdivision District K (RS1K) to Residential 1 Subdivision District N (RSN) in order to facilitate the subdivision of nine residential lots. The applicants have confirmed community water services and are proposing individual septic disposal systems.

We welcome any comments or concerns you might have regarding this application at this time. If we do not hear back from you by April 10, 2012, we will assume that your agency does not have any comments or concerns.

This information is required by: April 10, 2012

COMMENTS:	WE HAVE NO CONCERNS WITH THIS
Please provide initial comments or concerns.	DEVELOPMENT.
Thank you for your assistance.	THERE IS A FIRE HYDRANT IN
	THE FIRST CUL-DE-SAC TO SERVICE THE NEW
	SUBDIVISION.
	<i>[Signature]</i> FIRE CHIEF

REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE ELECTORAL AREA PLANNING COMMITTEE
MEETING HELD ON TUESDAY, APRIL 10, 2012 AT 6:30 PM
IN THE RDN BOARD CHAMBERS

Present:

Director G. Holme	Chairperson
Director A. McPherson	Electoral Area A
Director M. Young	Electoral Area C
Director J. Fell	Electoral Area F
Director J. Stanhope	Electoral Area G
Director W. Veenhof	Electoral Area H

Also in Attendance:

M. Pearse	Sr. Mgr., Corporate Administration
P. Thorkelsson	Gen. Mgr., Development Services
J. Holm	Mgr., Current Planning
N. Hewitt	Recording Secretary

LATE DELEGATION

MOVED Director Stanhope, SECONDED Director Young, that a late delegation be permitted to address the Committee.

CARRIED

John Larson, re Development Permit with Variance Application No PL2011-174.

Mr. Larson provided a brief summary on the Development Permit with Variance application.

MINUTES

MOVED Director Stanhope, SECONDED Director Veenhof, that the minutes of the regular Electoral Area Planning Committee meeting held Tuesday, March 13, 2012 be adopted.

CARRIED

CORRESPONDENCE

Residents of Pylades Drive and Decourcey Drive, Area 'A', re Development Permit with Variance Application No. PL2011-174.

MOVED Director Stanhope, SECONDED Director Young, that the correspondence from the residents of Pylades Drive and Decourcey Drive be received.

CARRIED

PLANNING

DEVELOPMENT PERMIT WITH VARIANCE APPLICATIONS

Development Permit with Variance Application No. PL2011-163 – Gary Passey and Patricia Broster – Lot 11, District Lot 28, Newcastle District, Plan 22249 – Seaview Drive, Area ‘H’.

MOVED Director Veenhof, SECONDED Director Stanhope, that staff be directed to complete the required notification.

CARRIED

MOVED Director Veenhof, SECONDED Director Stanhope, that the Development Permit with Variance Application No. PL2011-163 to permit the construction of a dwelling unit subject to the conditions outlined in Schedules 1 to 4, be approved.

CARRIED

Development Permit with Variance Application No. PL2011-174 – C.A. Design – 2550 Pylades Drive, Area ‘A’.

MOVED Director McPherson, SECONDED Director Fell, that staff be directed to complete the required notification.

CARRIED

MOVED Director McPherson, SECONDED Director Fell, that staff be directed to obtain from the Professional Engineer who prepared the April 5th, 2011 report either a revised report or a confirmation letter detailing the postal address and/or the legal description of the property covered by the report.

CARRIED

MOVED Director McPherson, SECONDED Director Fell, that Development Permit with Variance Application No. PL2011-174 to permit the construction of a dwelling unit be approved subject to the conditions outlined in Schedules 1 to 3 and that these schedules be amended to include both a requirement for re-use of the existing foundation located within the setback from the top of slope and receipt of a written report detailing the potential for mould to develop on the existing foundation and become a matter for concern in the future.

CARRIED

OTHER

Building Strata Conversion Application No. PL2011-053 – Bennett – 70 & 76 Colwell Road Area ‘C’.

MOVED Director Young, SECONDED Director Stanhope, that the request from Gary and Pamela Bennett for the Building Strata Conversion (Application No. PL2011-053) as shown on the proposed strata plan of Lot 3, Section 7, Range 4, Cranberry District, Plan VIP67928, be approved subject to the conditions being met as set out in Schedules 1 and 2.

CARRIED

Subdivision Application No. 3320 30 27850 – Request to Accept Park Land Dedication – Fern Road Consulting Ltd. – 711 Mariner Way, Area ‘G’.

MOVED Director Stanhope, SECONDED Director McPherson, that the request to accept the dedication of park land, as outlined in Schedule 1, be accepted.

CARRIED

MOVED Director Stanhope, SECONDED Director McPherson, that the summary of the Public Information Meeting held on December 14, 2011, be received.

CARRIED

Amendment Bylaw No. 500.375, 2012 – Zoning Amendment Application No. PL2011-089 – Kitching – 3519 Hallberg Road, Area 'A'.

MOVED Director McPherson, SECONDED Director Stanhope, that the summary of the Public Information meeting held on February 27, 2012, be received.

CARRIED

MOVED Director McPherson, SECONDED Director Stanhope, that "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.375, 2012", be introduced and read two times.

CARRIED

MOVED Director McPherson, SECONDED Director Stanhope, that the Public Hearing on "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.375, 2012", be delegated to Director McPherson or another Area Director.

CARRIED

MOVED Director McPherson, SECONDED Director Stanhope, that the conditions set out in Schedule 1 of the staff report be completed prior to Amendment Bylaw No. 500.375 being considered for adoption.

CARRIED

ADJOURNMENT

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

CARRIED

Time: 6:53 PM

CHAIRPERSON

REGIONAL DISTRICT OF NANAIMO

**MINUTES OF THE COMMITTEE OF THE WHOLE
MEETING HELD ON TUESDAY, APRIL 10, 2012 AT 7:01 PM
IN THE RDN BOARD CHAMBERS**

Present:

Director J. Stanhope	Chairperson
Director D. Brennan	Deputy Chairperson
Director A. McPherson	Electoral Area A
Director H. Houle	Electoral Area B
Director M. Young	Electoral Area C
Director G. Holme	Electoral Area E
Director J. Fell	Electoral Area F
Director W. Veenhof	Electoral Area H
Director M. Lefebvre	City of Parksville
Director D. Willie	Town of Qualicum Beach
Director B. Dempsey	District of Lantzville
Director J. Ruttan	City of Nanaimo
Director B. Bestwick	City of Nanaimo
Director J. Kipp	City of Nanaimo
Director D. Johnstone	City of Nanaimo
Director T. Greves	City of Nanaimo
Alternate	
Director B. McKay	City of Nanaimo

Regrets:

Director G. Anderson	City of Nanaimo
----------------------	-----------------

Also in Attendance:

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

CALL TO ORDER

The Chairperson welcomed Alternate Director McKay to the meeting.

DELEGATIONS

Chris Vrabel, Campbell River Fire & Rescue, re North Island 9-1-1 Corporation.

Mr. Vrabel provided a verbal and visual overview of the North Island 9-1-1 Corporation.

MINUTES

MOVED Director Holme, SECONDED Director Bestwick, that the minutes of the regular Committee of the Whole meeting held Tuesday, March 13, 2012 be adopted.

CARRIED

COMMUNICATIONS/CORRESPONDENCE

Twyla Graff, District of Lantzville, re RDN Drinking Water & Watershed Protection Program.

MOVED Director Lefebvre, SECONDED Director Fell, that the correspondence from the District of Lantzville be received.

CARRIED

Jane Peverett, BC Ferry Authority, re Appointments to the BC Ferry Authority Board of Directors.

MOVED Director Lefebvre, SECONDED Director Fell, that the correspondence from the BC Ferry Authority be received.

CARRIED

Diego Marchese, Heart and Stroke Foundation; Scott McDonald, BC Lung Association, re Smoke Free Outdoor Public Places Bylaw.

MOVED Director Lefebvre, SECONDED Director Fell, that the correspondence from the Heart and Stroke Foundation & BC Lung Association be received.

CARRIED

DEVELOPMENT SERVICES

BYLAW SERVICES

4153 Eld Road, Electoral Area 'F' – Unsafe Building.

MOVED Director Fell, SECONDED Director Johnstone, that the Board declares that the building at 4153 Eld Road, Lot 4, District Lot 11, Plan 33338, Cameron District, creates an unsafe condition pursuant to Section 73(1)(a) of the Community Charter.

CARRIED

MOVED Director Fell, SECONDED Director Johnstone, that the Board directs the Owner of the property, pursuant to Section 72(2)(b) of the Community Charter, to undertake remediation of the building on the subject property within thirty (30) days of service of the attached Resolution or the work will be undertaken by the Regional District of Nanaimo's agents at the Owner's cost.

CARRIED

MOVED Director Fell, SECONDED Director Johnstone, that staff be directed to register a Notice of Bylaw Contravention on the title of the subject property legally described as Lot 4, District Lot 11, Plan 33338, Cameron District, pursuant to Section 57 of the Community Charter.

CARRIED

1532 Marine Circle, Electoral Area 'G' – Unsightly Premises.

MOVED Director Holme, SECONDED Director Bestwick, that the Board directs the Owner of the property, to remove from the premises those items as set out in the attached Resolution within thirty (30) days, or the work will be undertaken by the Regional District of Nanaimo's agents at the Owner's cost.

CARRIED

RECREATION AND PARKS SERVICES

Gabriola Island Recreation Services Agreement.

MOVED Director Houle, SECONDED Director Young, that the Recreation Services Agreement between the Regional District and the Gabriola Recreation Society be approved for the term commencing January 1, 2012 and ending December 31, 2014.

CARRIED

REGIONAL AND COMMUNITY UTILITIES

WASTEWATER

Vancouver Island University Woodlot Groundwater Study.

MOVED Director Young, SECONDED Director Dempsey, that the Board approve the release of funds from the Southern Community, Northern Community, Nanoose Bay and Duke Point Local Sewer Service Area reserve funds to complete the Vancouver Island University Woodlot Groundwater Study in 2012.

CARRIED

Conditional Management Plan for French Creek Pollution Control Centre's Pump Stations.

MOVED Director Brennan, SECONDED Director Johnstone, that the Board approve a Conditional Management Plan that will allow shellfish harvesting within Conditionally Approved areas adjacent to the Bay Avenue and Hall Road Pump Stations bypasses, effective May 1, 2012 to December 31, 2015.

CARRIED

Contract Award for the Preliminary and Detailed Design for the Replacement of the Land Section of the Greater Nanaimo Pollution Control Centre Marine Outfall.

MOVED Director Johnstone, SECONDED Director Brennan, that the Board award the contract for preliminary and detailed design services for the replacement of the land section of the Greater Nanaimo Pollution Control Centre Marine Outfall to AECOM for \$150,156.00.

CARRIED

MOVED Director Johnstone, SECONDED Director Brennan, that the Board approve that funds from the Southern Community Development Cost Charge Reserve Fund be used for the replacement of the land section of the Greater Nanaimo Pollution Control Centre Marine Outfall.

CARRIED

ENGINEERING

Hall Road Pump Station Upgrade - Detailed Design and Tendering Services.

MOVED Director Willie, SECONDED Director Houle, that the Board award the detailed design and tendering services for the Hall Road Pump Station Upgrade to Koers & Associates Engineering for the upset price of \$71,800.

CARRIED

MOVED Director Willie, SECONDED Director Houle, that funds from the Northern Community Development Cost Charge Reserve Fund and the French Creek Operations Reserve Fund be used for this project.

CARRIED

TRANSPORTATION AND SOLID WASTE SERVICES

COMMISSION, ADVISORY & SELECT COMMITTEE

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

MOVED Director Houle, SECONDED Director Veenhof, that the minutes of the Electoral Area 'B' Parks and Open Spaces Advisory Committee meeting held Monday, February 27, 2012 be received for information.

CARRIED

MOVED Director Houle, SECONDED Director Veenhof, that the Regional District apply to the Ministry of Transportation and Infrastructure for a permit to construct an eighteen inch high walkway covering the wet areas of the road allowance from McDonald Road to Patterson Road, with the understanding that the Gabriola Land and Trails Trust will provide all engineering, construction materials and installation.

CARRIED

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

MOVED Director Fell, SECONDED Director McPherson, that the minutes of the Electoral Area 'F' Parks and Open Spaces Advisory Committee meeting held Monday, February 20, 2012 be received for information.

CARRIED

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

MOVED Director Holme, SECONDED Director Bestwick, that the minutes of the Electoral Area 'E' Parks and Open Spaces Advisory Committee meeting held Monday, March 5, 2012 be received for information.

CARRIED

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

MOVED Director Young, SECONDED Director Veenhof, that the minutes of the East Wellington/Pleasant Valley Parks and Open Spaces Advisory Committee meeting held Monday, March 12, 2012 be received for information.

CARRIED

ADJOURNMENT

MOVED Director Holme, SECONDED Director Young, that pursuant to Sections 90(1)(c) and (f) of the Community Charter the Board proceed to an In Camera meeting to consider personnel and legal issues.

CARRIED

TIME: 7:55 PM

CHAIRPERSON

SR. MGR., CORPORATE ADMINISTRATION



RDN REPORT	
CAQ APPROVAL	
EAP	
CSW	
APR 16 2012	
RHD	
BOARD	<input checked="" type="checkbox"/>

MEMORANDUM

TO: Dennis Trudeau
General Manager, Transportation & Solid Waste Services

DATE: April 11, 2012

FROM: Daniel Pearce
Manager, Transit Operations

FILE: 0570-04-COW

SUBJECT: Cruise Ship Shuttle Service – 2012

PURPOSE

To consider the Special Event busing request submitted by the Nanaimo Port Authority for cruise ships arriving in Nanaimo on May 5, 2012, September 15, 2012, September 26, 2012 and September 30, 2012.

BACKGROUND

Correspondence dated March 30, 2012 (*Appendix 1*) was received from the Nanaimo Port Authority requesting the participation of the Regional District of Nanaimo (RDN) Transit for upcoming cruise ship arrivals on May 5, 2012, September 15, 2012, September 26, 2012 and September 30, 2012.

The Nanaimo Port Authority has requested that a shuttle bus service be established on the dates of cruise ship arrivals to provide service to the cruise ship passengers. It is anticipated there will be 2,000 passengers on board each vessel, with potentially three-quarters of the passengers disembarking the ship and using the shuttle service.

The Nanaimo Port Authority will be paying all costs associated with the shuttle bus service.

In 2011 the RDN partnered with the Nanaimo Port Authority to provide shuttle service on two days each in May and September. The shuttle service that transported 10,176 passengers was a huge success for both the RDN and Nanaimo Port Authority.

Staff has recommended to the Nanaimo Port Authority that five (5) Nova buses be used from 0830 to 1130 hours in order to transport the majority of passengers from the cruise ship terminal. After 1130 hours two (2) Nova buses would be removed from service, leaving three (3) Nova buses for the remainder of the day. A bus would leave the terminal every five minutes during the day for a total of 93 trips.

The RDN will have sufficient spare vehicles to accommodate the request for Saturday, May 5, 2012, Saturday, September 15, 2012 and Sunday, September 30, 2012. In order to maintain regular scheduled service, the RDN will not have sufficient spare vehicles to provide shuttle service on Wednesday, September 26, 2012.

This request meets the RDN policy on the use of buses for Special Events in that the event is within the transit service area and the event is community oriented; however, only cruise ship passengers would be able to use the service.

BC Transit has been advised of the request.

ALTERNATIVES

1. Approve the application from the Nanaimo Port Authority to provide shuttle bus service for cruise ships on May 5, 2012, September 15, 2012 and September 30, 2012.
2. Do not approve the application from the Nanaimo Port Authority to provide shuttle bus service and provide alternate direction to staff.

FINANCIAL IMPLICATIONS

Staff has confirmed the Nanaimo Port Authority will pay all costs associated with providing shuttle bus service on May 5, 2012, September 15, 2012 and September 30, 2012. The estimated cost of the proposed service for all four days is \$16,000.

SUSTAINABILITY

Given the essential role of public transit in a sustainable region, all efforts of the Transportation Services Department are founded on generating positive implications for the sustainability of the region. In particular, providing residents a meaningful alternative to the private automobile, which in turn reduces greenhouse gas emissions and mitigates the effects of climate change, is one of the primary goals of the Transit Department.

CONCLUSIONS

The Nanaimo Port Authority has made an application under the Special Events Policy requesting that bus shuttle service be established in the downtown core, on the dates of cruise ship arrivals, to provide bus service for cruise ship passengers.

The RDN will have sufficient spare vehicles to accommodate the request for Saturday, May 5, 2012, Saturday, September 15, 2012 and Sunday, September 30, 2012. To maintain regular scheduled service, the RDN will not have sufficient spare vehicles to provide shuttle service on Wednesday, September 26, 2012.


Staff recommends the request on May 5, 2012, September 15, 2012 and September 30, 2012 since this provides a good opportunity to raise the profile of Nanaimo Transit, costs are covered by the Nanaimo Port Authority and adequate resources are available for the service.

RECOMMENDATION

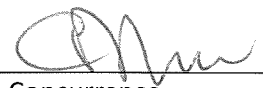
That the application made by the Nanaimo Port Authority for the Regional District of Nanaimo to provide bus service for cruise ships arriving on Nanaimo on May 5, 2012, September 15, 2012 and September 30, 2012, at the cost of Nanaimo Port Authority, be approved.



Report Writer



GM Concurrence



CAO Concurrence

APPENDIX 1



**PORT OF
NANAIMO**

Nanaimo Port Authority
P.O. Box 131, 104 Front St.
Nanaimo, B.C., Canada V9R 5K4
Tel: 250-753-4146
Fax: 250-753-4899
e mail: info@npa.ca

Administration portuaire de Nanaimo
C.P. 131, 104 rue Front
Nanaimo (C. B) Canada V9R 5K4
Tél: 250-753-4146
Télééc: 250-753-4899
courriel: info@npa.ca

March 30, 2012

Mr. Daniel Pearce
Manager Transit & Planning
Regional District of Nanaimo
6300 Hammond Bay Road
Nanaimo, BC V9T 6N2

Dear Mr. Pearce: *Daniel*

Re: Shuttle Buses for Cruise Days

After a very successful partnership with the Regional District of Nanaimo in 2011 for use of the RDN buses to provide shuttle bus service for cruise passengers, we hope to work with you again for a closed network system using buses to shuttle passenger into our community.

There will be four cruise ship visits to Nanaimo this season on May 5th, September 15th, September 26th and September 30th. Each vessel is expected to have 2,000 passengers on board and as in the past, at least three-quarters of the passengers make their way into the community for independent exploration. All of these vessels will be arriving in the morning at 0700 and departing at 1700 hours. The shore excursions typically start around 0830 with most gone by 1000 hours. It is expected that the majority of the self guided visitors will start coming off the ship at 0930 hours, and most will have left the ship by noon. The ships also have approximately 900 crew and they will likely start departing prior to noon and will return to the ship no later than 1530 hours.

The first vessel to arrive is the Norwegian Pearl with a departure time of 1700 hours and generally, all passengers are required to return to the ship at 1630 to allow for passenger head count and security.

It is our intention to utilize the same route as was used for the majority of the visits last year, which provides for a consistent cycle time and reduction of any potential waiting time for the cruise passengers queuing at the terminal to take a bus into the downtown area.

We look forward to working with the RDN again this year and await your confirmation that the buses can provide the cruise transportation services from our terminal through the downtown area.

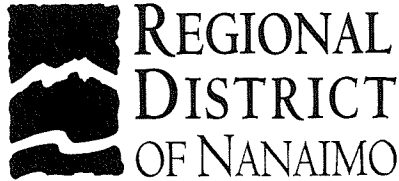
Yours truly,



Douglas P. Peterson
Manager of Marketing & Sales

/lb

Canada ^{***}



RDN REPORT	
CAO APPROVAL <i>(Signature)</i>	
EAP	
COW	
APR 11 2012	
RHD	
BCARD	✓

MEMORANDUM

TO: John Finnie
General Manager, Regional and Community Utilities

DATE: April 10, 2012

FROM: Mike Donnelly
Manager of Water Services

FILE: 5600-07

SUBJECT: **Bylaw No. 1556.02**
District of Lantzville Participation in the Drinking Water and Watershed Protection Service

PURPOSE

To present to the Board an amendment to Bylaw No. 1556 to include the District of Lantzville as a participant in the Drinking Water and Watershed Protection service.

BACKGROUND

The Drinking Water and Watershed Protection (DWWP) service was established after a successful referendum held in November of 2008. Initially, the service area for the new function included only properties within the electoral areas. Municipalities, while supportive of the initiative, declined to join the service at that time.

The Town of Qualicum Beach, City of Parksville and City of Nanaimo subsequently joined the Team WaterSmart portion of the program and provided support funding for this component. This partnership was valuable in shaping outreach activities and reaching a larger portion of the region's population.

In November 2011 in conjunction with an agreement to establish new Economic Development services, the municipalities of Nanaimo, Parksville and Qualicum Beach agreed to become full participants in the DWWP service. The costs of their participation will be phased in until all participating jurisdictions are raising funds at a rate of \$8.00 per property per year.

In December 2011 the former DWWP Advisory Committee was established as a technical committee reporting to the Sustainability Select Committee. The Sustainability Select Committee has a membership of five electoral area and five municipal directors.

The District of Lantzville recently advised that they now also wish to be a full participating member in the service, which would make the Drinking Water and Watershed Protection Service a fully supported regional service. The District of Lantzville would also phase in its participation in the same manner as the City of Nanaimo, initially contributing at a rate of \$3.00 per property in 2012.

The DWWP Technical Advisory Committee terms of reference will be adjusted to reflect the District of Lantzville's staff participation.

ALTERNATIVES

1. Approve Bylaw No. 1556.02 to include the District of Lantzville in the Drinking Water Watershed Protection service.
2. Do not amend Bylaw No. 1556 at this time.

FINANCIAL IMPLICATIONS

Alternative 1

Under this alternative, the District of Lantzville would participate on the same funding schedule as the City of Nanaimo. Their contribution to the service in 2012 would be \$4608; the following table shows the rates to be applied through to 2017:

Year	Rate per Taxable Property
2012	three (\$3) dollars
2013	four (\$4) dollars
2014	five (\$5) dollars
2015	six (\$6) dollars
2016	seven (\$7) dollars
2017 and thereafter	eight (\$8) dollars

The rates for the City of Parksville, Town of Qualicum Beach and the Electoral Areas are shown in the following tables:

City of Parksville and Town of Qualicum Beach

Year	Rate per Taxable Property
2012	six (\$6) dollars
2013	seven (\$7) dollars
2014 and thereafter	eight (\$8) dollars

Electoral Areas A,B,C,E,F,G and H

Year	Rate per Taxable Property
2012	ten (\$10) dollars
2013	nine (\$9) dollars
2014 and thereafter	eight (\$8) dollars

SUSTAINABILITY IMPLICATIONS

Inclusion of the District of Lantzville establishes the Drinking Water and Watershed Protection service as a full regional service. Watersheds, aquifers and surface water resources are natural systems that do not correspond to political boundaries; therefore, a regional approach to the protection of the water resource will benefit from full participation of and provide benefit to all electoral areas and municipalities in the regional district.

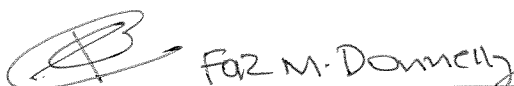
SUMMARY

The District of Lantzville has advised that they wish to join the Drinking Water and Watershed Protection service. The phased contribution model established for the inclusion of the Town of Qualicum Beach, City of Parksville and the City of Nanaimo has been used to determine the District of Lantzville's annual financial contribution to the service. The rate per property will increase by \$1.00 per year from \$3.00/year in 2012 to \$8.00/year in 2017.


The inclusion of the District of Lantzville will provide for full participation of all municipalities and electoral areas in a regional DWWP service.

RECOMMENDATION


That "Drinking Water and Watershed Protection Service Amendment Bylaw No. 1556.02, 2012" be introduced for three readings and be forwarded to the Inspector of Municipalities for approval.



Faiz M. Donnelly
Report Writer



General Manager Concurrence



CAO Concurrence

REGIONAL DISTRICT OF NANAIMO

BYLAW NO. 1556.02

**A BYLAW TO AMEND THE DRINKING WATER AND WATERSHED PROTECTION
SERVICE ESTABLISHING BYLAW NO. 1556**

WHEREAS the Regional District of Nanaimo wishes to amend Regional District of Nanaimo Drinking Water and Watershed Protection Service Establishing Bylaw No. 1556, 2008 to add the District of Lantzville as a participating area;

AND WHEREAS the Regional Board has obtained the consent of at least two-thirds of the participants as required under section 802(1)(b) of the *Local Government Act*.

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

1. Drinking Water and Watershed Protection Service Establishing Bylaw No. 1556, 2008 is amended as follows:
 1. Sections 2 and 3 are amended by deleting the word "and" after the words "City of Parksville" and adding the words " and the District of Lantzville" after the words "Town of Qualicum Beach".
 2. Section 4(e) is deleted and the following is substituted therefore:
 - (e) The amounts to be levied to the City of Nanaimo, the City of Parksville, the Town of Qualicum Beach and the District of Lantzville shall be requisitioned in accordance with section 4(a) (property tax).
 3. Section 6(a) is deleted and the following is substituted therefore:
 - (a) the amount apportioned to the City of Nanaimo and the District of Lantzville shall be equal each year to the amount resulting from multiplying the rate shown in each year of the table below times the number of taxable properties in the City of Nanaimo and the District of Lantzville, as certified by the City of Nanaimo and the District of Lantzville and provided to the Regional District of Nanaimo:
2. **Citation**

This bylaw may be cited for all purposes as the "Drinking Water and Watershed Protection Service Amendment Bylaw No. 1556.02, 2012".

Introduced and read three times this 24th day of April, 2012.

Received the approval of the Inspector of Municipalities this day of , 2012.

Adopted this day of , 2012.

CHAIRPERSON

SR. MGR., CORPORATE ADMINISTRATION