

Minutes of the Regular meeting of the Board of the Cowichan Valley Regional District held in the Board Room at 175 Ingram Street, Duncan, BC, on Wednesday, March 23, 2005 at 6:00 p.m.

PRESENT: Chair M. Marcotte
Directors, R. Beaudin, L. Duncan, B. Hodson,
R. Hutchins J. Lefebure, J. Middleton, J. Peake,
G. Seymour, R. Spencer, M. Tansley, M. Walker,
Alternate Directors R. Hartmann, M. Caljouw, and
K. Smith

ALSO

PRESENT: Frank Raimondo, Administrator
Joe Barry, Corporate Secretary

ABSENT: Directors J. Allan, M. Coleman and G. Ridgway

(SHAW Cable not present)

**APPROVAL OF
AGENDA
(05-185)**

It was moved and seconded that the agenda be amended with the addition of three items:

Regular Session:

- 1. CR8 – Shawnigan Lake Recreation Centre Report; and**
- 2. B12 – Biodiesel Forum;**

In Camera Session:

- 3. SCR3 – Land Acquisition {Sub (1) (e)}; and**

that the agenda as amended be approved.

MOTION CARRIED

**RESOLVE INTO
IN CAMERA**

**(05-186)
6:04 p.m.**

It was moved and seconded that the meeting be closed to the public in accordance with the Community Charter Part 4, Division 3, Section 90 (1), Subsections (1) (e) and (k).

MOTION CARRIED

**RISE FROM
IN CAMERA
(05-192)**

6:30 p.m.

It was moved and seconded that the Board rise without report and return to the Regular portion of the meeting.

MOTION CARRIED

**ADJOURN AND
RECONVENE
(05-193)
(6:30 p.m.)**

It was moved and seconded that the Regular Board meeting be adjourned and reconvene after the Hospital Board meeting.

MOTION CARRIED

**RECONVENE
(7:33 p.m.)**

The Regular Board meeting reconvened at 7:33 p.m.

**ADOPTION OF
MINUTES
(05-194)**

It was moved and seconded that the minutes of the February 23, 2005 Regular Board meeting be adopted.

MOTION CARRIED

(05-195)

It was moved and seconded that the minutes of the March 9, 2005 Committee of the Whole meeting be adopted.

MOTION CARRIED

(05-196)

It was moved and seconded that the minutes of the March 9, 2005 Special Board meeting be adopted.

MOTION CARRIED

(05-197)

It was moved and seconded that item D1 be brought forward at this time.

MOTION CARRIED

DELEGATIONS

D1

Graham Bruce, M.L.A., Malahat – Juan de Fuca provided a presentation regarding the 2005 Provincial Budget, provided insight on how the Budget effects the Cowichan Valley and responded to questions from the Board.

**BUSINESS
ARISING OUT
OF MINUTES**

BA1

The Cowichan Valley Pesticide Strategy, item CR7-1 from the February 23, 2005 Regular Board meeting, was considered:

It was moved and seconded that the CVRD adopt the Cowichan Valley Pesticide Reduction Strategy; and further that the Cowichan Valley Pesticide Reduction Strategy be forwarded to each member municipality and local First Nations with a request that it be reviewed and adopted by each Council by May 31, 2005.

(05-198)

It was moved and seconded that that the CVRD refer the Cowichan Valley Pesticide Reduction Strategy to each member municipality and local First Nations for comment and further that staff quantify the cost with a response by May 31, 2005.

MOTION DEFEATED

(05-199) THE ORIGINAL MOTION WAS THEN PUT AND VOTED UPON

MOTION CARRIED

Motion restated for information:

That the CVRD adopt the Cowichan Valley Pesticide Reduction Strategy; and further that the Cowichan Valley Pesticide Reduction Strategy be forwarded to each member municipality and local First Nations with a request that it be reviewed and adopted by each Council by May 31, 2005.

(05-200) **It was moved and seconded that a copy of the Cowichan Valley Pesticide Reduction Strategy be forwarded to the School Board for consideration.**

MOTION CARRIED

**REPORT OF
CHAIRPERSON**

No report

**CORRES-
PONDENCE**

No correspondence

REPORTS

**CR1
Corporate
Services
Committee**

Report and recommendations of Corporate Services Committee meeting of March 23, 2005, listing twelve items, were considered:

(05-201)

It was moved and seconded:

- 1. That a Grant-in-Aid (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$300.00 be given to the Lake Cowichan & District Minor Hockey Association to assist with sponsorship of some ice time during the 2005 Midget A Provincial Hockey Championships.**
- 2. That a Grant-in-Aid (Electoral Area B – Shawnigan Lake) in the amount of \$1,000. be given to The Auxiliary to the Cowichan District Hospital to assist with promotional and rental costs for their Fall Bazaar.**
- 3. That a Grant-in-Aid (Electoral Area I – Youbou/Meade Creek) in the amount of \$300. be given to the Lake Cowichan & District Minor Hockey Association to assist with sponsorship of some ice time during the 2005 Midget A Provincial Hockey Championships.**

4. That a Grant-in-Aid (Electoral Area D – Cowichan Bay) in the amount of \$250. be given to the W.I.S.E. (Wellbeing through Inclusion Socially and Economically) to assist with cost of telephone service and travel within the valley.
5. That a Grant-in-Aid (Electoral Area D – Cowichan Bay) in the amount of \$250. be given to the Cowichan Kids Theatre Troupe to assist the Troupe with expenses related to their production of Oliver Twist.
6. That a Grant-in-Aid (Electoral Area D – Cowichan Bay) in the amount of \$500. be given to the Frances Kelsey Secondary School Scholarship/Bursary Fund to assist a worthy student who resides in Area D – Cowichan Bay to further his/her education.
7. That the Board Chair be authorized to sign the Kumasi Project Proposal.
8. That the Board authorize staff to apply for UBCM funding to complete the 2005 West Nile Virus Risk Reduction Initiatives.
9. That the Board Chair and Corporate Secretary be authorized to sign Waste Management and Recycling Agreements ES-004-05 through ES-020-05 inclusive.
10. That staff be directed to prepare an addendum to the Shawnigan Weir Joint Works Agreement, which changes the wording in Article 9.b as follows: *“The CVRD obtains the approval of the voters in accordance with the Local Government Act”*; and further that the Board Chair and Corporate Secretary be authorized to sign the amended document.
11. That the Elections Pay Rate Policy dated March, 2005 be adopted by the Board.
12. That the Board of Directors approve the submission of 28 Summer Career Placement Program Grant Applications to Human Resources Development Canada.

MOTION CARRIED

**CR2
Electoral Area
Services
Committee**

Report and recommendations of Electoral Area Services Committee meeting of February 28, 2005, listing eight items, were considered:

(05-202)

It was moved and seconded:

1. That Director Duncan be authorized to attend the upcoming FCM Conference in St. John's, June 3-6, 2005.
2. That the 2005 UBCM Annual Dues invoice in the amount of \$10,815.01 be paid.

MOTION CARRIED

(05-203)

It was moved and seconded that:

3. That Application No. 2-F-046ALR submitted by GlenCar Consultants Inc. made pursuant to Section 17(3) of the *Agricultural Land Commission Act* be recommended for approval and forwarded to the Agricultural Land Commission.
5. That Rezoning Application No. 7-B-04RS (Tom and Laura Buss) proceed to bylaw preparation, that a Zoning Amendment Bylaw proposing to rezone Lot 2, Section 3, Range 4, Shawnigan District, Plan 4212, and Lot A, Section 3, Range 4, Shawnigan District, Plan 48413 from R-3 (Urban Residential) to new C-2B Zone, be prepared, and that the bylaw be forwarded to the Board for 1st and 2nd readings; further, that a public hearing be scheduled and that Director R. Spencer, Director M. Tansley, and Director M. Walker be delegated to the public hearing.
6. That Development Permit Application No. 4-B-04DP be approved and that the Planning Division be authorized to issue a Development Permit to Jim Hartshorne with respect to That part of Block 479, Malahat District lying to the east of the abandoned Canadian National Railway that would allow an 8-lot subdivision as specified in the attached site plan.
7. That the W-3 (Water Marina) Zone in Cowichan Bay Zoning Bylaw No. 1015 be amended by enacting a servicing regulation under Section 12.3(b) (Conditions of Use) which would require that any dock facilities to be equipped with a sewage pump-out, and moreover that any vessel or other unit with a toilet that is occupied and berthed for longer than two consecutive weeks be equipped with a direct connection to the sewage pump-out.
8. That the Regional Board authorize the discharge of Easement No. EN38520 and the establishment of a new easement area on Strata Lot 10, District Lot 60, Malahat District, Strata Plan VIS4795 (Mill Springs Development).

MOTION CARRIED

(05-204)

It was moved and seconded that the following motion:

- 4. That Rezoning Application No. 6-B-04RS (Jeffrey Gibson) not be approved and that a partial refund be given to the applicant in accordance with “CVRD Development Application Procedures and Fees Bylaw No. 2255, 2001”;**

be referred back to Electoral Area Services Committee.

MOTION CARRIED

Report and recommendations of Electoral Area Services Committee meeting of March 14, 2005, listing eleven items, were considered:

(05-205)

It was moved and seconded:

- 1. That the resignation of John Koury from the Area B Parks Commission be accepted and that a letter of appreciation be forwarded to Mr. Koury.**

MOTION CARRIED

(05-206)

It was moved and seconded:

- 2. That Application No. 3-B-04ALR submitted by Bruce Muir made pursuant to Section 30(1) of the *Agricultural Land Commission Act* to exclude the subject property from the ALR be recommended for denial and forwarded to the Agricultural Land Commission.**
- 3. That the “Application for a Winery Lounge Endorsement” submitted by Richard Pipes to the Liquor Control and Licensing Branch in order to establish a lounge area at the Merridale Cidery be recommended for approval as this will complement and enhance their existing contribution to the agri-tourism of the region, and that the application be forwarded back to the Liquor Control and Licensing Branch along with the following comments:**
 - a) The location of the establishment: The building that will encompass the lounge area is well set back into the property and away from the residences of the surrounding properties. We therefore do not expect that this establishment will generate an excessive amount of noise that would negatively impact neighbours.**
 - b) The proximity of the establishment to other social or recreational facilities and public buildings: There are not any social, recreational, or public buildings near the subject property that would conflict with the proposed establishment.**

- c) **The person capacity and hours of liquor service of the establishment:** A person capacity of 65 persons for the outdoor patio and 100 persons for the interior lounge is acceptable; however due to the concerns of adjacent landowners, we would like to suggest the following modified hours of operation: 10:00 am to 8:00 pm on weekdays, and 10:00 am to 10:00 pm on Friday and Saturdays.
- d) **The number and market focus or clientele of liquor-primary license establishments within a reasonable distance of the proposed location:** There are two neighbourhood pubs 4-5 kilometres away from the subject property that offer a pub-style menu and atmosphere. This proposal is to provide a more rural experience with a focus promoting farm products to residents and tourists. We do not expect this establishment to detract from the business of these Pubs.
- e) **Traffic, noise, parking, and zoning:** While we do expect that traffic will increase along Meridale Road if this application is successful, we do not expect this establishment to negatively affect overall traffic patterns. Noise is not expected to be an issue due to the location of the facility on the property in relation to surrounding properties and residences. This use is not permitted under CVRD Zoning regulations; however, it is permitted within the Agricultural Land Reserve as specified in the *Agricultural Land Commission Act* regardless of local government zoning. The applicant has met the requirements of the CVRD Parking Standards Bylaw.
- f) **The impact on the community if the application is approved:** If the application is approved, we expect the impact to be positive in nature and support the growing agri-tourism sector of the economy of the Cowichan Valley Regional District.
- g) **Public notification:** This application was referred to the Electoral Area A Advisory Planning Commission (APC) to obtain the views of the general community, and adjacent property owners were notified by hand-delivered information packages, as specified in subsection (10) of section 18 of the Liquor Control and Licensing Regulations. The adjacent landowners that were notified raised concerns regarding the hours of operation and increased traffic volume that may occur as a result of this application. The APC unanimously support this application with a concern expressed regarding the poor intersection at Cameron-Taggart Road and Shawnigan-Mill Bay Road.

4. That Development Variance Permit Application No. 1-D-05DVP be approved and that the Planning Division be authorized to issue a Development Variance Permit to Doug Quist with respect to Lot 3, Block 3, Section 12, Range 7, Quamichan District, Plan 341, except that part in Plan 37415 and 1036 RW that would vary Section (B)(2)(C) of CVRD Bylaw No. 1095 by 0.75 sq. metres of sign area to allow a sign of 6.69 sq. metres of sign area to be placed on the property.
5. That Development Variance Permit Application No. 1-H-05DVP be approved and that the Planning Division be authorized to issue a Development Variance Permit to Ronald Greene with respect to Lot 9, District Lot 93, Oyster District, Plan 3184 that would vary Section 5.15 (a) of Zoning Bylaw No. 1020 by 7.5 metres to allow the construction of a house 7.5 metres from the high water mark of the ocean.
8. 1. That Rezoning Application No. 4-C-04RS (Cedar Lodge Society/Envision Marketing) proceed to bylaw preparation, that a Zoning Amendment Bylaw proposing to rezone portions of Parcel A (DD53101-I), Sections 14 and 15, Range 6, Shawnigan District, except those parts in Plans 23150, 33346 and VIP71298 from P-1 (Parks and Institutional) to A-2 (Secondary Agricultural) be prepared, that the amendment bylaw be forwarded to the Board for 1st and 2nd readings and a public hearing be scheduled; and further that Director J. Middleton, Director L. Duncan, and Director M. Tansley be delegated to the public hearing.
2. That Application No. 5-C-04ALR (Cedar Lodge Society/Pemberton Holmes Ltd) made pursuant to Section 20(3) of the *Agricultural Land Commission Act* for subdivision of portions of Parcel A (DD53101-I), Sections 14 and 15, Range 6, Shawnigan District, except those parts in Plans 23150, 33346 and VIP71298, and to establish an Addiction Treatment and Recovery Centre on the subject property be recommended for approval and forwarded to the Agricultural Land Commission.
9. That the applicant of Rezoning Application No 3-F-04RS (Cherokee Land Investments/REB Development Services) submit an archaeological survey for the subject property and area, that the application proceed to bylaw preparation, that an OCP Amendment Bylaw proposing to redesignate the subject property from Forestry to Suburban Residential be prepared, that a Zoning Amendment Bylaw proposing to rezone the subject property to a new R-2A (Suburban Residential) zone that would include screening requirements, and to rezone lands along the stream that would include a

protective 50-metre buffer and additional lands for trail dedication to P-4 (Parks and Recreation) be prepared, that the bylaws be forwarded to the Board for 1st and 2nd readings and a public hearing be scheduled, and further, that Director J. Allan, Director L. Duncan, and Director B. Hodson be delegated to the public hearing.

10. That the Zoning Bylaws for Electoral Areas A, D and E be amended by adding the following regulation:

Dedication for Public Use:

A parcel which is reduced in size by not more than ten (10) percent as a result of a dedication for a public use by:

- a. the Regional District;*
- b. a municipality;*
 - c. the Provincial Government;*
 - d. the Federal Government;*
 - e. an Improvement District;*
 - f. the Board of School Trustees; or*
 - g. a Public utility.*

by expropriation or purchase, shall be considered to have the same size as it did prior to the dedication for public use. If this deemed size would permit further subdivision, then such subdivision may occur pursuant to the general regulations of this Bylaw and the regulations of this zone in which the parcel is located. No individual parcel created pursuant to this regulation shall, following subdivision, be more than 10% smaller than the minimum parcel size of the zone in which it is located.

11. That the issue respecting holding separate Electoral Area Directors Board Meetings be referred to the next Corporate Services meeting for discussion.

MOTION CARRIED

(05-207)

(Amended from original Committee recommendation):

It was moved and seconded:

6. That the Restrictive Covenant pursuant to Section 219 of the *Land Title Act* over the C-4 zoned lands proposed for subdivision at Marble Bay that restricts land use to recreation, and limits the building footprint to 102.3 square metres and a covered or uncovered, not enclosed deck area, attached to the cabin not exceeding 30.7 meters (330 square feet), be approved and that CVRD Administrative Services Staff be authorized to execute the Covenant on behalf of the CVRD.

MOTION CARRIED

(05-208)

It was moved and seconded that the following motion:

7. That Development Permit No. 1-D-04DP (K. Johannsen) be amended by deleting Section 4.3 and substituting a new Section 4.3 which reads as follows: The average height of Building No. 1 is permitted to be a maximum of 137 cm above the 7.5 m height guideline at the gable roof and that Building No. 2 is permitted to be a maximum of 64 cm above the 7.5 m height guideline;

be referred back to the Electoral Area Services Committee.

MOTION CARRIED

**CR3
Engineering
Services
Committee**

Report and recommendations of Engineering Services Committee meeting of March 9, 2005, listing six items, were considered:

(05-209)

It was moved and seconded:

1. That the Creekside Resort Sewer and Water Utility Transfer Agreement between the CVRD and the owners, 647880 B.C. Ltd., (Inc. No. 647880), be accepted; and further, that the Chair and Corporate Secretary be authorized to sign the utility transfer agreement.
2. That “CVRD Bylaw No. 2560 – Creekside Resort Sewer System Management Bylaw, 2005”, be forwarded to the Board for consideration of three readings and adoption.
3. That the proposed standardized watering restrictions for all CVRD water utilities be adopted.
4. That the *Notice of Alternative Approval Process and Elector Response Form* for the Joint Works Agreement between the CVRD, Mill Bay Waterworks and Lidstech Holdings Ltd., be approved.
5. 1. That “CVRD Bylaw No. 2592 – Shawnigan Lake North Water System Loan Authorization Bylaw, 2005”, be forwarded to the Board for consideration of three readings; and following provincial approval, that voter approval be obtained through an alternative approval process;
2. That the *Notice of Alternative Approval Process and Elector Response Form* be approved; and

3. That Administrative Services staff be directed to prepare an amendment bylaw that increases the maximum requisition limit for the Shawnigan Lake North Water System from \$100,000 to \$110,000.
6. That the 3-year lease from Ken Evans Ford for a new 4x4 pick-up truck for the Engineering Services Solid Waste Department, in accordance with their submitted quotation of \$447.61 per month, plus taxes, be approved; that the cost for this purchase be funded from Budget 520; and further, that the Chair and Corporate Secretary be authorized to sign the lease agreement.

MOTION CARRIED**CR4
Protective Services
Committee**

Report and recommendations of Protective Services Committee meeting of March 15, 2005, listing three items, were considered:

(05-210)

It was moved and seconded:

1. That the Application for Community Wildfire Protection Plan for High Risk Interface Fire Hazard Communities, be approved.
2. That the Chair and Corporate Secretary be authorized to sign the Fire Protection and Assistance Response Agreement with the Capital Regional District.
3. That the following appointment to the Youbou Fire Protection Service Commission be approved:

Elected for a term to expire March 31, 2007:
Tom Sutherland

MOTION CARRIED**CR5
Cowichan Centre
Commission**

Report and recommendation of Cowichan Centre Commission meeting of February 24, 2005, listing one item, was considered:

(05-211)

It was moved and seconded that the Chair and Corporate Secretary be authorized to sign a five-year collateral agreement with Ryan Vending Company, commencing February 1, 2005 to January 31, 2010 for all snack food/beverage vending at the Cowichan Centre.

MOTION CARRIED

**CR6
Cowichan Lake
Recreation
Commission**

Report and recommendations of Cowichan Lake Recreation Commission meeting of March 10, 2005, listing four items, were considered:

(05-212)

It was moved and seconded:

- 1. That the Chair and Corporate Secretary be authorized to sign a Ball Field Booking Agreement with the Town of Lake Cowichan.**
- 2. That the grant applications for funds for Canada Day Celebrations in the communities of Honeymoon Bay, Mesachie Lake, Lake Cowichan, and Youbou be supported.**
- 3. That staff be directed to prepare a bylaw authorizing the expenditure of no more than \$11,500 from the Cowichan Lake Arena Capital Project Reserve Fund for the following items:**

- a. Honeymoon Bay Hall electrical upgrade;**
- b. Honeymoon Bay Hall alumazorb ceiling;**
- c. Lift hoist; and**

that the bylaw be forwarded to the Board for consideration of three readings and adoption.

- 4. That the extension of liquor primary license #163104 (Curling Lounge) to cover the annual Lake Days Dance in the Cowichan Lake Sports Arena, Saturday June 11, 2005, and the extension of liquor primary license #300537 (Youbou Lanes) to cover the Youbou Regatta Adult Dance, Saturday, August 13 2005, and the Youbou New Year's Eve Dance, Saturday, December 31, 2005 in the Youbou Community Hall, be recommended as the CVRD Board has considered:**

- a. The potential for noise if the application is approved**
- b. The impact on the community if the application is approved**
- c. Whether the extension will result in the establishment being operated in a manner that is contrary to its primary purpose**
- d. The views of its residents**

MOTION CARRIED

**CR7
Kerry Park
Recreation Centre
Commission**

Director Tansley brought forward a resolution regarding submitting a grant application for funds for Canada Day celebrations.

(05-213)

It was moved and seconded that a grant application for funds for Canada Day Celebrations in the community of Shawnigan Lake be supported.

MOTION CARRIED

**CR8
Shawnigan Lake
Recreation Centre
Report**

Director Spencer advised that the Shawnigan Lake Recreation Centre tax requisition has increased and only residents of Electoral Area B are affected. He requested the CVRD member municipalities consider providing financial support for the Shawnigan Lake Recreation Centre.

**STAFF
REPORTS**

SR1

Staff Report from Long Range Planner, Development Services re: Revisions to Proposed Official Community Plan Amendment Bylaw No. 2601 and Zoning Amendment Bylaw No. 2602, was received for information.

SR2

Staff Report from Deputy Manger, Development Services re: Zoning Amendment Bylaw No. 2623 (P-1 Zone Amendment – Area G-Saltair/Gulf Islands), was received for information.

SR3

Staff Report from Deputy Manager, Development Services re: Public Hearing Delegation for Zoning Amendment Bylaw No. 2646 (Sewage Pump Out – Area D – Cowichan Bay), was considered:

(05-214)

It was moved and seconded that Director M. Tansley, Director M. Walker and Director J. Allan, be delegated to the public hearing regarding CVRD Zoning Amendment Bylaw No. 2646, 2005.

MOTION CARRIED

SR4

Staff Report from Deputy Manger, Development Services re: Public Notice for Zoning Amendment Bylaw Nos. 2651, 2652 and 2653, was considered:

(05-215)

It was moved and seconded that a public hearing for CVRD Bylaw Nos. 2651, 2652 and 2653 be waived pursuant to Section 890(4) of the *Local Government Act* and that a public notice occur in its place.

MOTION CARRIED

SR5 Staff Report from Deputy Manager, Administrative Services re: Shawnigan Lake North Water System – Alternative Approval Process, was considered:

(05-216) It was moved and seconded that the Notice of Alternative Approval Process and Elector Response Forms for Bylaw No. 2592 and the Shawnigan Lake North Water System Join Works Agreement be approved.

MOTION CARRIED

PUBLIC HEARINGS

PH1 Public Hearing Report and Minutes for Official Community Plan Amendment Bylaw No. 2610 and Zoning Amendment Bylaw No. 2611, applicable to Electoral Area F - Cowichan Lake South/Skutz Falls (Rob Arrowsmith), were considered:

(05-217) It was moved and seconded that the Public Hearing Report and Minutes for Official Community Plan Amendment Bylaw No. 2610 and Zoning Amendment Bylaw No. 2611, applicable to Electoral Area F - Cowichan Lake South/Skutz Falls (Rob Arrowsmith), be received.

MOTION CARRIED

PH2 Public Hearing Report and Minutes for Official Community Plan Amendment Bylaw No. 2621 and Zoning Amendment Bylaw No. 2622, applicable to Electoral Area E – Cowichan Station/Sahtlam/Glenora (J. R. Westside Construction/Greg Johnson), were considered:

(05-218) It was moved and seconded that the Public Hearing Report and Minutes for Official Community Plan Amendment Bylaw No. 2621 and Zoning Amendment Bylaw No. 2622, applicable to Electoral Area E – Cowichan Station/Sahtlam/Glenora (J. R. Westside Construction/Greg Johnson), be received.

MOTION CARRIED

PH3 Public Hearing Report and Minutes for Official Community Plan Amendment Bylaw No. 2630 and Zoning Amendment Bylaw No. 2631, applicable to Electoral Area C – Cobble Hill (David Achurch), were considered:

(05-219) It was moved and seconded that the Public Hearing Report and Minutes for Official Community Plan Amendment Bylaw No. 2630 and Zoning Amendment Bylaw No. 2631, applicable to Electoral Area C – Cobble Hill (David Achurch), be received.

MOTION CARRIED

PH4 Public Hearing Report and Minutes for Official Community Plan Amendment Bylaw No. 2638 and Zoning Amendment Bylaw No. 2639, applicable to Electoral Area B – Shawnigan Lake (655916 B.C. Ltd./Ralph Cleasby), were considered:

(05-220) It was moved and seconded that the Public Hearing Report and Minutes for Official Community Plan Amendment Bylaw No. 2638 and Zoning Amendment Bylaw No. 2639, applicable to Electoral Area B – Shawnigan Lake (655916 B.C. Ltd./Ralph Cleasby), be received.

MOTION CARRIED

BYLAWS

B1 It was moved and seconded that “CVRD Bylaw No. 2548 –
(05-221) Lakeside Estates Water System Service Amendment Bylaw, 2004”, be adopted.

MOTION CARRIED

B2 It was moved and seconded that “CVRD Bylaw No. 2549 –
(05-222) Creekside Resort Sewer System Service Establishment Bylaw, 2004”, be adopted.

MOTION CARRIED

B3 It was moved and seconded that “CVRD Bylaw No. 2554 –
(05-223) Creekside Resort Sewer System Parcel Tax Roll Bylaw, 2005”, be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

B3 It was moved and seconded that “CVRD Bylaw No. 2554 –
(05-224) Creekside Resort Sewer System Parcel Tax Roll Bylaw, 2005”, be adopted.

MOTION CARRIED

B4 It was moved and seconded that “CVRD No. 2555 – Creekside
(05-225) Resort Sewer System Capital Reserve Fund Establishment Bylaw, 2005”, be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

B4 It was moved and seconded that “CVRD No. 2555 – Creekside
(05-226) Resort Sewer System Capital Reserve Fund Establishment Bylaw, 2005”, be adopted.

MOTION CARRIED

B5 It was moved and seconded that “CVRD Bylaw No. 2560 –
(05-227) Creekside Resort Sewer System Management Bylaw, 2005”, be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

**B5
(05-228)** It was moved and seconded that “CVRD Bylaw No. 2560 – Creekside Resort Sewer System Management Bylaw, 2005”, be adopted.

MOTION CARRIED

**B6
(05-229)** It was moved and seconded that “CVRD Official Community Plan Amendment Bylaw No. 2578, 2004, Area B – Shawnigan Lake (Forestry Policy), Amendment to CVRD Bylaw No. 1010”, be adopted.

MOTION CARRIED

**B7
(05-230)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2579, 2004, Electoral Area B – Shawnigan Lake (Forestry Dwellings), Amendment to CVRD Bylaw No. 985”, be adopted.

MOTION CARRIED

**B8
(05-231)** It was moved and seconded that “CVRD Bylaw No. 2592 – Shawnigan Lake North Water System Loan Authorization Bylaw, 2005”, be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

**B9
(05-232)** It was moved and seconded that 2nd reading of “CVRD Official Community Plan Amendment Bylaw No. 2601, 2005, Area E – Cowichan/Koksilah (Lampson/Glenora Farm), Amendment to CVRD Bylaw No. 1490”, be rescinded.

MOTION CARRIED

**B9
(05-233)** It was moved and seconded that “CVRD Official Community Plan Amendment Bylaw No. 2601, 2005, Area E – Cowichan/Koksilah (Lampson/Glenora Farm), Amendment to CVRD Bylaw No. 1490”, be amended by deleting and replacing Figure 12.

MOTION CARRIED

**B9
(05-234)** It was moved and seconded that “CVRD Official Community Plan Amendment Bylaw No. 2601, 2005, Area E – Cowichan/Koksilah (Lampson/Glenora Farm), Amendment to CVRD Bylaw No. 1490”, be granted 2nd reading as amended.

MOTION CARRIED

**B10
(05-235)** It was moved and seconded that 2nd reading of “CVRD Zoning Amendment Bylaw No. 2602, 2005, Area E – Cowichan/Koksilah (Lampson/Glenora Farm), Amendment to CVRD Bylaw No. 1840”, be rescinded.

MOTION CARRIED

**B10
(05-236)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2602, 2005, Area E – Cowichan/Koksilah (Lampson/Glenora Farm), Amendment to CVRD Bylaw No. 1840”, be amended by deleting and replacing Schedule A.

MOTION CARRIED

**B10
(05-237)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2602, 2005, Area E – Cowichan/Koksilah (Lampson/Glenora Farm), Amendment to CVRD Bylaw No. 1840”, be granted 2nd reading as amended.

MOTION CARRIED

**B11
(05-238)** It was moved and seconded that “CVRD Official Community Plan Amendment Bylaw No. 2610, 2004, Area E – Cowichan Station/Sahtlam/Glenora and Part of Area F – Cowichan Lake South/Skutz Falls (Rob Arrowsmith), Amendment to CVRD Bylaw No. 1490”, be granted 3rd reading.

MOTION CARRIED

**B11
(05-239)** It was moved and seconded that “CVRD Official Community Plan Amendment Bylaw No. 2610, 2004, Area E – Cowichan Station/Sahtlam/Glenora and Part of Area F – Cowichan Lake South/Skutz Falls (Rob Arrowsmith), Amendment to CVRD Bylaw No. 1490”, be adopted.

MOTION CARRIED

**B12
(05-240)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2611, 2004, Area F – Cowichan Lake South/Skutz Falls (Rob Arrowsmith), Amendment to CVRD Bylaw No. 1000”, be granted 3rd reading.

MOTION CARRIED

**B12
(05-241)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2611, 2004, Area F – Cowichan Lake South/Skutz Falls (Rob Arrowsmith), Amendment to CVRD Bylaw No. 1000”, be adopted.

MOTION CARRIED

**B13
(05-242)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2620, 2005, Area A – Mill Bay/Malahat (R-3 Zone Boundary Adjustment), Amendment to CVRD Bylaw No. 2000”, be adopted.

MOTION CARRIED

**B14
(05-243)** It was moved and seconded that “CVRD Official Community Plan Amendment Bylaw No. 2621, 2005, Area E – Cowichan Station/Sahtlam/Glenora and Part of Area F – Cowichan Lake South/Skutz Falls (J.R. Westside Construction/Greg Johnson), Amendment to CVRD Bylaw No. 1490”, be granted 3rd reading.

MOTION CARRIED

**B15
(05-244)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2622, 2005, Area E – Cowichan Station/Sahtlam/Glenora (J.R. Westside Construction/Greg Johnson), Amendment to CVRD Bylaw No. 1840”, be granted 3rd reading.

MOTION CARRIED

**B16
(05-245)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2623, 2005, Area G – Saltair/Gulf Island (P-1 Zone Update), Amendment to CVRD Bylaw No. 1180”, be granted 3rd reading.

MOTION CARRIED

**B16
(05-246)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2623, 2005, Area G – Saltair/Gulf Island (P-1 Zone Update), Amendment to CVRD Bylaw No. 1180”, be adopted.

MOTION CARRIED

**B17
(05-247)** It was moved and seconded that “CVRD Bylaw No. 2626 – Five Year Financial Plan (2005-2009) Bylaw, 2005”, be granted 1st reading as amended as follows:

The requisition to Function 118 be reduced by \$2000. with a subsequent reduction to Grants to Organizations of \$2000.;

The requisition to Function 235 be reduced by \$20,000. with a subsequent reduction to Capital Expenditures of \$20,000.;

The requisition to Function 239 be reduced by \$15,000. with a subsequent increase to Transfer from Reserve Funds by \$15,000.;

The requisition to Function 351 be increased by \$3800. with a subsequent increase to Transfer from Reserve Funds of \$3800.;

The requisition to Function 456 be decreased by \$11,497. a decrease to Program Fees of \$1800. and a decrease in Sales by \$700 for a net decrease of \$13,997. resulting in a decrease to Capital Expenditures of \$1000 and General Recreation of \$12,997.

MOTION CARRIED

**B17
(05-248)** It was moved and seconded that “CVRD Bylaw No. 2626 – Five Year Financial Plan (2005-2009) Bylaw, 2005” be granted 2nd and 3rd reading.

MOTION CARRIED

**B17
(05-249)** It was moved and seconded that “CVRD Bylaw No. 2626 – Five Year Financial Plan (2005-2009) Bylaw, 2005” be adopted.

MOTION CARRIED

**B18
(05-250)** It was moved and seconded that “CVRD Official Community Plan Amendment Bylaw No. 2630, 2005, Area C – Cobble Hill (David Achurch), Amendment to CVRD Bylaw No. 1210”, be granted 3rd reading.

MOTION CARRIED

**B19
(05-251)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2631, 2005, Area C – Cobble Hill (David Achurch), Amendment to CVRD Bylaw No. 1405”, be granted 3rd reading.

MOTION CARRIED

**B20
(05-252)** It was moved and seconded that “CVRD Bylaw No. 2636 – Cowichan Bay Sewer System Service Area Amendment Bylaw, 2005”, be adopted.

MOTION CARRIED

**B21
(05-253)** It was moved and seconded that CVRD Official Community Plan Amendment Bylaw No. 2638, 2005, Area B – Shawnigan Lake (655916 B.C. Ltd./Ralph Cleasby), Amendment to CVRD Bylaw No. 1010”, be granted 3rd reading.

MOTION CARRIED

**B21
(05-254)** It was moved and seconded that CVRD Official Community Plan Amendment Bylaw No. 2638, 2005, Area B – Shawnigan Lake (655916 B.C. Ltd./Ralph Cleasby), Amendment to CVRD Bylaw No. 1010”, be adopted.

MOTION CARRIED

**B22
(05-255)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2639, 2005, Area B – Shawnigan Lake (655916 B.C. Ltd./Ralph Cleasby), Amendment to CVRD Bylaw No. 985”, be amended as follows:

That "CVRD Zoning Amendment Bylaw No. 2639, 2005, Area B - Shawnigan Lake (655916 B.C. Ltd./Ralph Cleasby), Amendment to CVRD Bylaw No. 985", be amended by: changing the setback requirement in Part 2 – Amendments, Section b. 11.4 (b) - Conditions of Use, Subsection (4); from 30 metres to 15 metres.

MOTION CARRIED

**B22
(05-256)** It was moved and seconded that "CVRD Zoning Amendment Bylaw No. 2639, 2005, Area B – Shawnigan Lake (655916 B.C. Ltd./Ralph Cleasby), Amendment to CVRD Bylaw No. 985", be granted 3rd reading as amended.

MOTION CARRIED

**B22
(05-257)** That "CVRD Zoning Amendment Bylaw No. 2639, 2005, Area B - Shawnigan Lake (655916 B.C. Ltd./Ralph Cleasby), Amendment to CVRD Bylaw No. 985" be adopted.

MOTION CARRIED

**B23
(05-258)** It was moved and seconded that "CVRD Bylaw No. 2642 – Shawnigan Lake North Water System Service Amendment Bylaw, 2005", be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

**B24
(05-259)** It was moved and seconded that "CVRD Bylaw No. 2645 – Cowichan Lake Arena Capital Projects Reserve Fund Expenditure (Miscellaneous Building Improvement Projects) Bylaw, 2005", be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

**B24
(05-260)** It was moved and seconded that "CVRD Bylaw No. 2645 – Cowichan Lake Arena Capital Projects Reserve Fund Expenditure (Miscellaneous Building Improvement Projects) Bylaw, 2005", be granted adopted.

MOTION CARRIED

**B25
(05-261)** It was moved and seconded that "CVRD Zoning Amendment Bylaw No. 2646, 2005, Area D – Cowichan Bay (Marina Sewage Pump-Outs), Amendment to CVRD Bylaw No. 1015", be granted 1st and 2nd reading.

MOTION CARRIED

**B 26
(05-262)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2647, 2005, Area C – Cobble Hill (Cedar Lodge Society/Envision Marketing), Amendment to CVRD Bylaw No. 1405”, be granted 1st and 2nd reading.

MOTION CARRIED

**B27
(05-263)** It was moved and seconded that “CVRD Official Community Plan Amendment Bylaw No. 2648, 2005, Area C – Cobble Hill (Cobble Hill Bulldozing Ltd.), Amendment to CVRD Bylaw No. 1210”, be granted 1st and 2nd reading.

MOTION CARRIED

**B28
(05-264)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2649, 2005, Area C – Cobble Hill (Cobble Hill Bulldozing Ltd.), Amendment to CVRD Bylaw No. 1405”, be granted 1st and 2nd reading.

MOTION CARRIED

**B29
(05-265)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2651, 2005, Area A – Mill Bay/Malahat (Public Land Dedication), Amendment to CVRD Bylaw No. 2000”, be granted 1st and 2nd reading.

MOTION CARRIED

**B30
(05-266)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2652, 2005, Area D – Cowichan Bay (Public Land Dedication), Amendment to CVRD Bylaw No. 1015”, be granted 1st and 2nd reading.

MOTION CARRIED

**B31
(05-267)** It was moved and seconded that “CVRD Zoning Amendment Bylaw No. 2653, 2005, Area E – Cowichan Station/Sahtlam/Glenora (Public Land Dedication), Amendment to CVRD Bylaw No. 1840”, be granted 1st and 2nd reading.

MOTION CARRIED

**B32
(05-268)** It was moved and seconded that “CVRD Lions Cove Housing Agreement Amendment Bylaw No. 2564, 2004, Area A – Mill Bay/Malahat (668511 BC Ltd./20/20 Properties Inc./Bruce Findlay), Amendment to CVRD Bylaw No. 1902” be adopted.

MOTION CARRIED

RESOLUTIONS

**RES1
(05-269)** **It was moved and seconded that the following appointments to the Electoral Area B – Shawnigan Lake Parks and Recreation Commission be approved:**

Appointed for a term to expire March 31, 2006:

**Kevin Collins
Kathleen Gugin
Roger Painter
Doug Robb
Kim Rowe
Carol Toal**

MOTION CARRIED

**RES2
(05-270)** **It was moved and seconded that the following appointments to the Electoral Area C – Cobble Hill Parks and Recreation Commission be approved:**

Elected for a term to expire December 31, 2006:

**Tony Massy
Bill Turner
Cameron Avery**

Appointed for a term to expire December 31, 2006:

**Ian Christison
Cam Gunn
Sebrina Benson**

MOTION CARRIED

**RES3
(05-271)** **It was moved and seconded that the following appointments to the Electoral Area H – North Oyster/Diamond Parks and Recreation Commission be approved:**

Elected for a term to expire March 31, 2007:

Don Pigott

Appointed for a term to expire March 31, 2007:

Barb Waters

MOTION CARRIED

**RES4
(05-272)**

It was moved and seconded that the following appointment to the Electoral Area I – Youbou/Meade Creek Parks Commission be approved:

**Elected for a term to expire December 31, 2006:
Tom Sutherland**

MOTION CARRIED

**RES5
(05-273)**

It was moved and seconded that the following appointment to the Nanaimo Airport Commission be approved:

**Appointed for a term to expire March 31, 2008:
Michael Hooper**

MOTION CARRIED

**RES6
(05-274)**

It was moved and seconded that the following appointment to the Tourism Advisory Committee be approved:

**Appointed for a term to expire March 31, 2006:
Jim Humphry**

MOTION CARRIED

**UNFINISHED
BUSINESS**

No unfinished business

**NOTICE OF
MOTION**

No notice of motion

NEW BUSINESS

NB1

Director J. Middleton advised that he would like to attend a Biodiesel workshop in Vancouver.

(05-275)

It was moved and seconded that Director Middleton attend a Biodiesel workshop on March 30, 2005 in Vancouver.

MOTION CARRIED

NB2

Director Tansley brought forward the following motions from the Community Safety Advisory Committee for information purposes only.

That the Cowichan Valley Regional District be requested to explore options to eliminate the rider fee for transit; and

That the Community Safety Advisory Committee request delegation status at the next CVRD transit meeting to share ideas on making transportation more accessible and affordable.

**RESOLVE INTO
IN CAMERA**

**(05-276)
9:28 p.m.**

It was moved and seconded that the meeting be closed to the public in accordance with the Community Charter Part 4, Division 3, Section 90 (1), Subsection (1) (e).

MOTION CARRIED

**RISE FROM
IN CAMERA
(05-278)
9:38 p.m.**

It was moved and seconded that the Board rise without report and return to the Regular portion of the meeting.

MOTION CARRIED

ADJOURNMENT

**(05-279)
9:38 p.m.**

It was moved and seconded that the meeting adjourn.

The meeting adjourned at 9:38 p.m.

Certified Correct:

Chairperson

Corporate Secretary

Dated: _____