

Minutes of the Regular meeting of the Board of the Cowichan Valley Regional District held in the Board Room, 175 Ingram Street, Duncan, BC, on Wednesday, May 13, 2009 at 6:36 pm.

PRESENT: Chair G. Giles
Directors K. Cossey, M. Dorey, L. Duncan, B. Harrison,
D. Haywood, L. Iannidinardo, P. Kent, K. Kuhn,
M. Marcotte, T. McGonigle, I. Morrison, G. Seymour and
T. Walker

ALSO

PRESENT: Warren Jones, Administrator
Joe Barry, Corporate Secretary
Mark Kueber, General Manager, Corporate Services
Ron Austen, General Manager,
Parks, Recreation and Culture
Tom Anderson, General Manager,
Planning and Development
Brian Dennison, General Manager,
Engineering and Environmental Services
Dan Derby, General Manager, Public Safety
Jacob Ellis, Manager, Corporate Planning
Brian Farquhar, Manager, Parks and Trails
Kate McIntosh, Human Resources Manager
Kate Miller, Manager, Regional Environmental Policy
Dominique Beesley, Recording Secretary

ABSENT: Director R. Hutchins

**APPROVAL OF
AGENDA
09-258**

It was moved and seconded that the agenda be amended with the deletion of Item B2 and the addition of the following New Business Items:

**NB1 Staff Report from the Parks and Trails Manager
Re: Community Development Trust Job Opportunities
Program Application; and**

**NB2 "CVRD Bylaw No. 3211 – Area E – Cowichan Station/
Sahtlam/Glenora Zoning Amendment Bylaw (DEF
Autoworld), 2008" adoption;**

and that the Agenda, as amended, be approved.

MOTION CARRIED

**ADOPTION OF
MINUTES
09-259**

It was moved and seconded that the minutes of the April 8, 2009 Regular Board meeting be adopted.

MOTION CARRIED**INVITED
GUESTS**

Chair Giles welcomed Cowichan Tribes Chief Lydia Hwitsum and her Council to this historic occasion of the first joint meeting since the CVRD's incorporation in 1967.

Chief Lydia Hwitsum presented and distributed an overview of the various departments and services provided by Cowichan Tribes. Pointing out that both the Cowichan Tribes and the CVRD are responsible for governing in the Cowichan Valley, Chief Hwitsum reflected that getting together as local governments will result in meaningful decisions being made that mutually affect the common interests of the people living in the Valley. The 2008 North American Indigenous Games benefitted the entire Valley and Chief Hwitsum advised that Cowichan Tribes would like to continue to build on the relationship that emerged through the Games and to try to find ways to get to know each other as individuals and as groups responsible for governing in the Cowichan Valley and to share some experiences of Cowichan.

Chief Hwitsum proudly circulated the Canadian Sport Tourism Alliance President's Award for Outstanding Achievement – Community, Culture and Economic Impact that was recently awarded to the Cowichan Valley as recognition for the very successful efforts of hosting the 2008 North American Indigenous Games.

Chief Hwitsum introduced Rick Brant, Chief Executive Officer, and Calvin Swustus, Chair, 2008 North American Indigenous Games to announce the gifting of the Cowichan 2008 Spirit Pole to the people of the entire Cowichan region. The Spirit Pole will be raised on National Aboriginal Day adjacent to the Cowichan Aquatic Centre.

Chair Giles, Director Kent and Director Walker acknowledged the generosity of the Cowichan Tribes in gifting the Spirit Pole to the Valley; recognized how meaningful this gift is; and stated that it will be a real honour to display the Spirit Pole for all the people in the Valley.

Chair Giles thanked Chief Hwitsum for providing the CVRD with an opportunity to listen and learn and stated that she is hopeful that there will now be a better understanding of the Cowichan Tribes and some of the opportunities that may present themselves in the future. Chair Giles concluded by presenting a gift to Chief Hwitsum in recognition of this historic gathering.

REPORT OF THE CHAIR Chair Giles reported on the Environment Commission session with the consultant that formulated the workplan for the Commission for the next year.

INFORMATION

IN1 Minutes of the South Cowichan Services & Governance meeting held April 22, 2009 were received as information.

IN2 An update from Director Brian Harrison re: Kerry Park Redevelopment Project was provided.

09-260 It was moved and seconded that a Committee of the Board be struck to examine moving forward with the Regional/Sub-Regional (yellow) Funding Model as described in the January 2009 Staff Report.

Opposed: Directors Duncan, Morrison and Marcotte

MOTION CARRIED

8:28 pm The Committee recessed from 8:28 pm until 8:40 pm.

COMMITTEE REPORTS

CR1 The report and recommendations of the Electoral Area Services Committee meeting of April 21, 2009 listing ten items were considered.

09-261 It was moved and seconded:

1. 1. That the Board Chair and Corporate Secretary be authorized to sign the necessary documents with the Island Corridor Foundation (ICF) and Ministry of Transportation to permit improvements upon ICF lands and within existing road rights of way around the Cobble Hill Train Station as part of the Cobble Hill Train Station “Trees for Tomorrow” Revitalization Project.
2. That a reserve fund expenditure bylaw be prepared authorizing the expenditure of no more than \$60,000 from the Community Parks General Reserve Fund (Area C – Cobble Hill) for the purpose of completing the Cobble Hill Train Station “Trees for Tomorrow” Revitalization Capital Project; and that the bylaw be forwarded to the Board for consideration of three readings an adoption.

2. 1. That CVRD Bylaw No. 3272 – Sahtlam Fire Protection Service Area Loan Authorization Bylaw, 2009, be forwarded to the Board for consideration of three readings and following Provincial and voter approval, be adopted.
2. That voter approval for CVRD Bylaw No. 3272 be obtained through an alternative approval process over the entire service area.
3. That the CVRD proceed to adopt Bylaw No. 3273 – Thetis Island Wharf Regulation Bylaw, 2009, that would prohibit overnight moorage at the Thetis Island Wharf.
4. That the Board Chair and Corporate Secretary be authorized to sign the necessary documents related to issuance of an Operations Permit by BC Parks permitting the CVRD to operate West Shawnigan Lake Park under the Electoral Area B Community Parks function for a term of five years.
5. That a grant-in-aid request (Electoral Area D – Cowichan Bay) in the amount of \$500 be given to Cowichan Valley Seniors Dragon Boat Society to assist with start up costs for their new team in Cowichan Bay.
6. That a grant-in-aid request (Electoral Area A – Mill Bay/Malahat) in the amount of \$7,000 be given to Mill Bay/Malahat Historical Society to assist with costs to collect, preserve, and present the history and heritage of the Mill Bay and Malahat area.
7. That a grant-in-aid request (Electoral Area A – Mill Bay/Malahat) in the amount of \$500 be given to Bamberton Historical Society to assist with their historical theatre project.

MOTION CARRIED

09-262

It was moved and seconded that:

8. That application 1-A-09 DVP by Robert and Jodi Cantwell for a variance to Section 8.4.A(b)(2) of Zoning Bylaw No. 2000, by increasing the maximum permitted height of a single family dwelling from 7.5 metres (24.61') to 9.5 metres (31.17') on Lot 51, District Lot 80, Malahat District, Plan VIP83417 (PID 027-128-300), be denied.
9. That application No. 1-I-09DP and 1-I-09DVP be approved, and the Planning and Development Department be authorized to issue a development permit and development variance permit to

Charles Ricketson for the construction of an addition to the dwelling on Lot 41, District Lot 32, Cowichan Lake District, Plan 1003, Except Part in Plan 1584 RW (PID: 002-477-882) that would permit the addition to be 1.5 metres from the side parcel line and subject to:

- Compliance with RAR Report No. 1251 by Trystan Willmott;
- Flagging of the 15 m Streamside Protection and Enhancement Area prior to construction;
- Construction is located outside the 15 metre Streamside Protection and Enhancement Area, measured from the 164 metre high water mark.

10. That application No. 1-F-09DP be approved, and the Planning and Development Department be authorized to issue a development permit to Tina and Wayne Verch for the reconfiguration of exterior decks at 6770 Forestry Road (Lot A, Section 29, Renfrew District, Plan 38780), including a variance to Section 3.22 of Zoning Bylaw 2600 to reduce the minimum setback of from a watercourse from 15.0 metres to 8.0 metres, subject to:

- Acceptance of RAR report #1167 by the Ministry of Environment.
- Strict compliance with RAR report #1167, prepared by Kelly Schellenberg, RFP
- Protection of 15 metre Streamside Protection and Enhancement Area (SPEA), other than the permitted encroachment, with high visibility fencing or temporary flagging prior to construction.
- Planting and protection of the proposed compensation area in accordance with RAR report #1167.

MOTION CARRIED

CR1

The report and recommendations of the Electoral Area Services Committee meeting of May 5, 2009 listing 25 items were considered.

09-263

It was moved and seconded:

2. That Scott Stevenson be compensated \$525 for loss of livestock as a result of attacks from unknown dog(s) at 4975 Langtry Road.
3. That a grant-in-aid request (Electoral Area B – Shawnigan Lake) in the amount of \$350 be given to Garden House Foundation to assist the Foundation with their mandate.
4. That a grant-in-aid request (Electoral Area I – Youbou/Meade Creek) in the amount of \$400 be given to Lake Days Celebration Society to assist with Lake Days event costs.

- 5. That a grant-in-aid request (Electoral Area I – Youbou/Meade Creek) in the amount of \$150 be given to Lake Cowichan Secondary School Grad 2009 to assist with prom night expenses.**
- 6. That a grant-in-aid request (Electoral Area I – Youbou/Meade Creek) in the amount of \$125 be given to The Kaatza Art Group to assist with Kaatza Spring Art Show 2009 expenses.**
- 7. That a grant-in-aid request (Electoral Area I – Youbou/Meade Creek) in the amount of \$250 be given to Founders Independent Living Society to assist with start up expenses.**
- 8. That a grant-in-aid request (Electoral Area I – Youbou/Meade Creek) in the amount of \$1,000 be given to Cowichan Lake Salmonid Enhancement Society to assist with their salmon enhancement project.**
- 9. That a grant-in-aid request (Electoral Area D – Cowichan Bay) in the amount of \$500 be given to Cowichan Bay Improvement Association to assist with expenses for their annual Low Tide Day.**
- 10. That a grant-in-aid request (Electoral Area D – Cowichan Bay) in the amount of \$300 be given to Shawnigan Cobble Hill Farmers Institute to assist with advertising costs for the Fair's 100th Anniversary.**
- 11. That a grant-in-aid request (Electoral Area A – Mill Bay/Malahat) in the amount of \$300 be given to Shawnigan Cobble Hill Farmers Institute to assist in promotion of the Fair's 100th Anniversary.**
- 12. That a grant-in-aid request (Electoral Area C – Cobble Hill) in the amount of \$300 be given to Shawnigan Cobble Hill Farmers Institute to assist with advertising costs for the Fair's 100th Anniversary.**
- 13. That a grant-in-aid request (Electoral Area E – Cowichan Station/Sahtlam/Glenora) in the amount of \$300 be given to Shawnigan Cobble Hill Farmers Institute to assist with advertising costs for the Fair's 100th Anniversary.**
- 14. That a grant-in-aid request (Electoral Area B – Shawnigan Lake) in the amount of \$300 be given to Shawnigan Cobble Hill Farmers Institute to assist in promotion of the Fair's 100th Anniversary.**

- 15. That a grant-in-aid request (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$500 be given to Lake Cowichan Secondary School to assist with their 2009 scholarship/bursary program.**
- 16. That a grant-in-aid request (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$125 be given to The Kaatza Arts Group to assist with costs for the 2009 Spring Art Show.**
- 17. That a grant-in-aid request (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$400 be given to the Lake Days Celebration Society to assist with costs to hold the Lake Days Community Breakfast event.**
- 18. That a grant-in-aid request (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$1125 be given to the Cowichan Lake Lady of the Lake Society to assist with costs associated with the 2009 pageant function.**
- 19. That a grant-in-aid request (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$125 be given to Lake Cowichan Animal Rescue Society to support the work and efforts of the Society.**
- 20. That a grant-in-aid request (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$250 be given to Founders Independent Living Society to assist with the efforts of the Society to provide independent living to seniors and disabled citizens in the Cowichan Lake area.**
- 21. That a grant-in-aid request (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$150 be given to Lake Cowichan Secondary School Grad 2009 to assist with costs to hold Prom Night 2009.**
- 22. That a grant-in-aid request (Electoral Area I – Youbou/Meade Creek) in the amount of \$1125 be given to Cowichan Lake Lady of the Lake Society to assist with costs associated with the 2009 pageant function.**

MOTION CARRIED

It was moved and seconded:

1. That “Safe Boating” signage be erected along the highway right-of-way at appropriate points in both the Shawnigan Lake and Cowichan Lake areas, and at specified CVRD boat launch sites; and further, that a public relations program be set up to help address boat noise and safety concerns on the two lakes.

It was moved and seconded that the motion be amended to include \$13,000 for extra RCMP patrols.

09-264

It was moved and seconded that the matter be referred back to the Electoral Area Services Committee.

MOTION CARRIED

09-265

It was moved and seconded:

23. As a “seasonal cabin” is a dwelling which is not intended for year round residential occupancy, has a self contained sanitation facility and may contain cooking, eating, living and sleeping facilities;

And, as a seasonal cabin’s use is limited to 180 days per year and cannot exceed 74 sq. m. in floor area.

That the Regional Board adopt a policy which defines dwellings meant for seasonal use (maximum 180 days per year) that, because of their unique location, cannot be connected to a piped potable water system or a public/private sewer system.

24. That Application No. 1-D-09ALR submitted by Ron and Gail Pitcher made pursuant to Section 21(2) of the *Agricultural Land Commission Act* to subdivide the subject property under the provisions of Section 946 of the *Local Government Act* be forwarded to the Agricultural Land Commission with a recommendation to deny noting the following comments:

- the existing property is already smaller than permitted by the current zoning, and subdivision would worsen the problem of parcel sizes that were unsustainable for farming;
- the principle of protecting farm land is a core value for many residents; and
- ALR rules permit sale of property to finance farm improvements but the approval process is onerous.

25. 1. That applications for family subdivisions in the ALR be referred to Advisory Planning Commissions only on the request of the Director, and that the CVRD Board continue to pass individual resolutions on each application.

2. That Procedures and Fees Bylaw No. 2255 be amended to reflect referral to APC's being "on the request of the Director".

MOTION CARRIED

CR2

The report and recommendations of the Engineering & Environmental Services Committee meeting of April 22, 2009 listing seven items were considered.

09-266

It was moved and seconded:

1. That the Board accept the following modifications to the Gas Tax funding allocations for the Engineering and Environmental Services Department:
 1. Remove the Kerry Village Sewer rehabilitation project from the Gas Tax funding list as a result of grant monies received under the Towns for Tomorrow program
 2. Increase the Gas Tax funding for the Honeymoon Bay reservoir project to \$180,000 due to an increase in costs to supply Hydro power to the water treatment building.
 3. Increase the Gas Tax funding for the Satellite Park reservoir and treatment building upgrades to \$380,000.00, due to the requirement of a fire pump.
 4. Substitute the Dogwood Ridge water reservoir and treatment building upgrade project into the 2009/2010 Gas Tax project list if alternative funding becomes available for the Saltair reservoir project.
2. That the Manager of Regional Environmental Policy, working with the Environment Commission and CVRD and member municipal staff, develop a variety of environmental lenses for Board consideration, usable by the CVRD and its member municipality staff to support the Board's resolution of December 10, 2008, that "*the CVRD embed an environmental lens into all decision-making immediately*".

(Amended from original Committee recommendation):

4. That the Board approve the following template as a first stage approval process/recommendation for both new and existing CVRD utility takeovers:
 1. "That the Board provide first stage of approval and authorize staff time to continue with the process of potential takeover of the Click here to enter text. system(s), located in Electoral Area Click here to enter text., as requested by Click here to enter text., subject to the following conditions

and with the understanding that nothing is intended by this approval to fetter future CVRD Board decisions on required bylaws;

2. All lands on which infrastructure works are located will be placed within registered statutory rights-of-way, using the CVRD's standard charge terms;
3. A utility transfer agreement be executed between the CVRD and the owners;
4. A CVRD in-house review of the system be undertaken in order to address deficiencies in the water and/or sewer utility system;
5. The owner of utility be willing to sell and/or transfer the system to the CVRD;
6. A public consultation process regarding CVRD takeover be undertaken;
7. A petition process be carried out and completed by at least 50% of the owners of parcels within the proposed service area with the total value of the parcels representing at least 50% of the net taxable value of all land and improvements in the service area;
8. This list is not exhaustive and items may be added, deleted or altered prior to a formal agreement being executed;

and further that, upon completion of a successful petition process, bylaws be prepared to create a service area for this utility."

5. That staff be authorized to apply for funding under the BC Brownfield Renewal Strategy, in order to pursue remediation of the Peerless Road and Meade Creek ash fills.
6. That the Board Chair and Corporate Secretary be authorized to sign a temporary occupancy agreement with Cowichan Energy Alternatives, in cooperation with the Cowichan Biodiesel Cooperative, regarding the siting and operation of a waste vegetable oil collection/recycling depot and bio-diesel production facility at the CVRD's Bings Creek Solid Waste Management Complex.
7. That the *Collaborative Projects Envelope - Lower Cowichan Koksilah River Integrated Flood Management and Mapping Plan* project be submitted for funding under the Canada-British Columbia Building Canada Fund – Communities Component.

MOTION CARRIED

9:56 pm

Director Iannidinardo declared a conflict because her son is an Executive Director of TimberWest and she left the meeting at 9:56 pm.

09-267

It was moved and seconded:

3. That, once a formal agreement between the CVRD and TimberWest has been executed and a petition for inclusion into the Honeymoon Bay Water System Service area is received from TimberWest, a bylaw be prepared to amend "CVRD Bylaw No. 1588 – Honeymoon Bay Local Service (Community Water Supply and Distribution) Establishment Bylaw, 1983", by extending the boundaries of the service area to include the property described as "*Lot 2, Section 38, Plan VIP59274 in Renfrew District (Situate in Cowichan Lake District)*", and further that the amendment bylaw be forwarded to the Board for consideration of three readings and adoption.

MOTION CARRIED

9:57 pm

Director Iannidinardo returned to the meeting at 9:57 pm.

CR3

The report and recommendations of the Transit Committee meeting of May 13, 2009 listing four items were considered:

09-268

It was moved and seconded:

1. That the Chair and Corporate Secretary be authorized to sign the 2009/10 Annual Operating Agreement; Amendment #3 to the Cowichan Valley Master Operating Agreement; and Amendment #1 to the Cowichan Valley Transit Service Agreement.
2. That the Chair and Corporate Secretary be authorized to sign the 2009/10 Youbou Annual Operating Agreement.
4. That the Chair and Corporate Secretary be authorized to sign the 2009/10 Cowichan Valley Paratransit Annual Operating Agreement.

MOTION CARRIED

09-269

It was moved and seconded:

3. That a Class Rides Free Program be implemented on the Cowichan Valley Regional Transit System to allow students to experience the local transit system free of charge for the purpose of travelling to and from field trips.

MOTION CARRIED

CR4 The report and recommendations of the Cowichan Lake Recreation Commission meeting of April 23, 2009, listing three items were considered:

09-270 It was moved and seconded:

1. That the Board request that the Liquor Control and Licensing Branch (LCLB) approve the extension of the liquor primary liquor license #163104 – Curling Club to cover the Annual Lake Days Dance on the arena dry floor space on Saturday June 13, 2009.
2. That the Board request that the Liquor Control and Licensing Branch (LCLB) approve the extension of the liquor primary liquor license #300537 of the Youbou Community Bowling Alley to cover the Regatta Adult Dance, Saturday August 08, 2009 from 9 p.m. to 1 a.m. and New Year's Eve Adult Dance, Thursday, December 31, 2009 from 9 p.m. to 2 a.m. in the Youbou Community Hall.
3. That, as required by the LCLB, the Board of the Cowichan Valley Regional District has considered the following items: the potential for noise; the impact on the community; whether the extension will result in the establishment being operated in a manner that is contrary to its primary purpose and the views of the residents and offers the following comments:
 - These events involve the residents of the community through participation and volunteer activities.
 - The establishment will still be operating under a liquor primary liquor license for the purpose of these three events if the application is approved.

MOTION CARRIED

CR4 The report and recommendations of the Cowichan Lake Recreation Commission meeting of April 23, 2009 listing eight items were considered:

09-271 It was moved and seconded that:

1. That the Cowichan Valley Regional District enter into a contract with Venture Pacific Construction Management / n. Wallace and Associates for the provision of Construction Management services for the Cowichan Lake Sports Arena project, for the following fees:

1. Services for pre-construction (\$71,000), construction (\$150,000), and post-construction (\$9,000), for a total of \$230,000 + GST.
 2. On Site Personnel of Site Manager at \$13,750 per month, and Construction Safety Officer of \$7,060 per month.
 3. Additional services to be billed by hourly rates as outlined in the proposal.
 4. Reimbursable expenses as outlined in the proposal.
2. That the Chair and Corporate Secretary be authorized to sign the contract with Venture Pacific Construction Management / n. Wallace and Associates for the provision of construction management services for the Cowichan Lake Sports Arena project for the fees as noted.
 3. That the Cowichan Valley Regional District enter into a contract with Fast and Epp Engineering for the provision of structural engineering services for the Cowichan Lake Sports Arena project, for the following fees:
 1. Services for structural engineering, \$60,000.
 2. Reimbursable expenses as outlined in the proposal.
 4. That the Chair and Corporate Secretary be authorized to sign the contract with Fast and Epp for the provision of structural engineering services for the Cowichan Lake Sports Arena project for the fees as noted.
 5. That the Cowichan Valley Regional District enter into a contract with Applied Engineering Solutions for the provision of electrical engineering services for the Cowichan Lake Sports Arena project, for the following fees:
 1. Services for electrical engineering, \$35,200.
 2. Reimbursable expenses as outlined in the proposal.
 6. That the Chair and Corporate Secretary be authorized to sign the contract with Applied Engineering Solutions for the provision of electrical engineering services for the Cowichan Lake Sports Arena project for the fees as noted.
 7. That the Cowichan Valley Regional District enter into a contract with Hirschfield, Williams, Timmins Ltd. for the provision of mechanical engineering services for the Cowichan Lake Sports Arena project, for the following fees:
 1. Services for mechanical engineering, \$73,200.
 2. Reimbursable expenses as outlined in the proposal.

8. That the Chair and Corporate Secretary be authorized to sign the contract with Hirschfield, Williams, Timmins Ltd. for the provision of mechanical engineering services for the Cowichan Lake Sports Arena project for the fees as noted.

MOTION CARRIED

STAFF REPORTS

SR1 Staff Report from the General Manager, Public Safety dated April 23, 2009, re: Central Island 911 Call Answer Levy Strategy, was considered.

09-272 It was moved and seconded that the General Manager, Public Safety be directed to jointly pursue with Central Island 911 Partners (City of Nanaimo and Regional District of Nanaimo), implementation of a Call Answer Levy on cellular telephones within the 911 service area. This will be through the Association of BC 911 Service Providers, negotiating with the Wireless Service Providers (WSPs) and if such negotiations fail, pursuing a legislative solution through the Canadian Radio-television and Communications Commission (CRTC), Union of British Columbia Municipalities (UBCM) or the Province of BC.

MOTION CARRIED

SR2 Staff Report from the Manager, Corporate Planning dated April 15, 2009, re: Community to Community Forum with the Malahat First Nation, was received as information.

SR3 Staff Report from Catherine Tompkins, Planner III dated May 5, 2009, re: OCP Amendment Bylaw No. 3238 and Zoning Amendment Bylaw No. 3239 (Malahat Joint Ventures/Lintaman), was received as information.

PUBLIC HEARINGS

PH1 Public Hearing Report and Minutes re: Zoning Amendment Bylaw No. 3233 (Polaris/Nicholson), Applicable to Electoral Area F – Cowichan Lake South/Skutz Falls, were considered.

09-273 It was moved and seconded that the Public Hearing Report and Minutes re: Zoning Amendment Bylaw No. 3233 (Polaris/Nicholson), Applicable to Electoral Area F – Cowichan Lake South/Skutz Falls, be received.

MOTION CARRIED

PH2 Public Hearing Report and Minutes re: Zoning Amendment Bylaw No. 3234 (Bahler), Applicable to Electoral Area F – Cowichan Lake South/Skutz Falls, were considered.

09-274 **It was moved and seconded that the Public Hearing Report and Minutes re: Zoning Amendment Bylaw No. 3234 (Bahler), Applicable to Electoral Area F – Cowichan Lake South/Skutz Falls, be received.**

MOTION CARRIED

PH3 Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3238 and Zoning Amendment Bylaw No. 3239 (Malahat Joint Ventures/Lintaman), Applicable to Electoral Area B – Shawnigan Lake, were considered.

09-275 **It was moved and seconded that the Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3238 and Zoning Amendment Bylaw No. 3239 (Malahat Joint Ventures/ Lintaman), Applicable to Electoral Area B – Shawnigan Lake, be received.**

MOTION CARRIED

BYLAWS

B1 **It was moved and seconded that "CVRD Bylaw No. 3260 - Electoral**
09-276 **Area E Community Parks Service Amendment Bylaw, 2009", be granted 1st, 2nd and 3rd reading.**

MOTION CARRIED

B1 **It was moved and seconded "CVRD Bylaw No. 3260 - Electoral Area**
09-277 **E Community Parks Service Amendment Bylaw, 2009", be adopted.**

MOTION CARRIED

B2 Item B2 was deleted upon adoption of the agenda.

B3 **It was moved and seconded that "CVRD Bylaw No. 3267 - Cowichan**
09-278 **Bay Sewer System Reserve Fund Expenditure (Inflow and Infiltration Repairs) Bylaw, 2009, be granted 1st, 2nd and 3rd reading.**

MOTION CARRIED

B3 **It was moved and seconded that "CVRD Bylaw No. 3267 - Cowichan**
09-279 **Bay Sewer System Reserve Fund Expenditure (Inflow and Infiltration Repairs) Bylaw, 2009", be adopted.**

MOTION CARRIED

**B4
09-280** It was moved and seconded that "CVRD Bylaw No. 3268 - Mesachie Lake Water System Capital Reserve Fund Expenditure (Electrical and Communication Upgrades) Bylaw, 2009", be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

**B4
09-281** It was moved and seconded that "CVRD Bylaw No. 3268 - Mesachie Lake Water System Capital Reserve Fund Expenditure (Electrical and Communication Upgrades) Bylaw, 2009", be adopted.

MOTION CARRIED

**B5
09-282** It was moved and seconded that "CVRD Bylaw No. 3269 - Cherry Point Estates Water System Reserve Fund Expenditure (Control Upgrades) Bylaw, 2009", be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

**B5
09-283** It was moved and seconded that "CVRD Bylaw No. 3269 - Cherry Point Estates Water System Reserve Fund Expenditure (Control Upgrades) Bylaw, 2009", be adopted.

MOTION CARRIED

**B6
09-284** It was moved and seconded that "CVRD Bylaw No. 3272 - Sahtlam Fire Protection Service Loan Authorization Bylaw, 2009", be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

**B7
09-285** It was moved and seconded that "CVRD Bylaw No. 3273 - Thetis Island Wharf Regulation Bylaw, 2009", be granted 1st, 2nd and 3rd reading.

MOTION CARRIED

**B7
09-286** It was moved and seconded that "CVRD Bylaw No. 3273 - Thetis Island Wharf Regulation Bylaw, 2009", be adopted.

MOTION CARRIED

**B8
09-287** It was moved and seconded that "CVRD Bylaw No. 3212 - Area E - Cowichan Station/Sahtlam/Glenora Official Community Plan Amendment Bylaw (Koksilah DPA), 2008", be adopted.

MOTION CARRIED

**B9
09-288** It was moved and seconded that "CVRD Bylaw No. 3233 - Area F - Cowichan Lake South/Skutz Falls Zoning Amendment Bylaw (Polaris/Nicholson), 2008", be granted 3rd reading.

MOTION CARRIED

09-289 It was moved and seconded that a restrictive covenant be registered on title of the property located at Lot 3, Block 29, Cowichan Lake District, Plan 47390, for the protection of wetlands on the property, prior to adoption of Bylaw No. 3233.

MOTION CARRIED

**B10
09-290** It was moved and seconded that "CVRD Bylaw No. 3234 - Area F – Cowichan Lake South/Skutz Falls Zoning Amendment Bylaw (Bahler), 2009", be granted 3rd reading.

MOTION CARRIED

**B11
09-291** It was moved and seconded that "CVRD Bylaw No. 3238 - Area B - Shawnigan Lake Official Community Plan Amendment Bylaw (Malahat Joint Ventures/ Lintaman), 2008", be granted third reading as amended by changing the words 'will' and 'should' to the word 'shall' throughout Schedule "A".

MOTION CARRIED

09-292 It was moved and seconded that, prior to adoption of Bylaw No. 3238, the applicant must address all issues as indentified in the Staff Report from Catherine Tompkins, Planner III , dated May 5, 2009.

MOTION CARRIED

**B12
09-293** It was moved and seconded that "CVRD Bylaw No. 3239 - Area B - Shawnigan Lake Zoning Amendment Bylaw (Malahat Joint Ventures/Lintaman), 2008", be granted 3rd reading.

MOTION CARRIED

**B13
09-294** It was moved and seconded that "CVRD Bylaw No. 3274 – Area B – Shawnigan Lake Zoning Amendment Bylaw (Hayes), 2008", be granted 1st and 2nd reading.

MOTION CARRIED

RESOLUTIONS

RES1 **It was moved and seconded that the following appointments to the**
09-295 **Thetis Island Port Commission be approved:**

Term to expire December 31, 2011

Doug Darling (*Thetis Island Improvement District Appointee*)

Pat Mooney (*Thetis Island Residents' and Ratepayers' Association*
***Appointee*)**

MOTION CARRIED

NEW BUSINESS

NB1 **Staff Report from the Parks and Trails Manager dated May 12, 2009, re:**
Community Development Trust Job Opportunities Program Application,
was considered.

09-296 **It was moved and seconded that the Board endorse the joint**
application by Khowutzun Forest Services, the Municipality of North
Cowichan, the Ministry of Tourism, Sport and the Arts, and the
Cowichan Valley Regional District for grant funding under the
Community Development Trust Job Opportunities Program.

MOTION CARRIED

NB2 **It was moved and seconded that "CVRD Bylaw No. 3211 – Area E –**
09-297 **Cowichan Station/Sahtlam/Glenora Zoning Amendment Bylaw (DEF**
Autoworld), 2008", be adopted.

MOTION CARRIED

RESOLVE **It was moved and seconded that the meeting be closed to the public in**
INTO **accordance with the Community Charter Part 4, Division 3, Section**
CLOSED **90, Subsections (1) (a) and (2) (b).**
SESSION

09-298 **MOTION CARRIED**
9: 29 pm

RISE FROM **It was moved and seconded that the Board rise with report on Item**
CLOSED **CSRES1 and return to the Regular portion of the meeting.**
SESSION

09-301 **MOTION CARRIED**
9:52 pm

**CSRES1
Personal
Information
{Sub (1)(a)}
09-300**

It was moved and seconded that the following appointment to the Economic Development Commission be approved:

Term to expire April 30, 2011

Bruce Sampson

MOTION CARRIED

**ADJOURNMENT
09-302
9:52 pm**

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

MOTION CARRIED

The meeting adjourned at 9:52 pm.

Certified Correct:

Chairperson

Corporate Secretary

Dated: _____