

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, August 12, 2009 at 6:07 pm.

**PRESENT:** Chair G. Giles  
Directors K. Cossey, M. Dorey, L. Duncan, B. Harrison,  
R. Hutchins, L. Iannidinardo, K. Kuhn, M. Marcotte,  
T. McGonigle, I. Morrison, G. Seymour, and T. Walker  
Alternate Director R. Cadorette

**ALSO**

**PRESENT:** Warren Jones, Administrator  
Joe Barry, Corporate Secretary  
Ron Austen, General Manager,  
Parks, Recreation and Culture  
Brian Farquhar, Park and Trails Manager  
David Leitch, Manager, Water Management

**ABSENT:** Directors D. Haywood and P. Kent

**APPROVAL OF  
AGENDA  
09-385**

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

**NB1 Kerry Park Recreation Centre Commission – Director Harrison Report and Recommendations of Meeting held August 7, 2009;**

**NB2 Kinsol Trestle Revitalization Committee – Director Giles Report and Recommendations of Meeting held July 8, 2009;**

**NB3 Staff Report from the Corporate Secretary, Re: Kerry Park Recreation Centre – Renovation, Aquatic Centre, and Loan Authorization;**

**NB4 "Cowichan Valley Regional District Bylaw No. 3300 – Kerry Park Recreation Centre Capital Renovation and Aquatic Centre Service Establishment Bylaw, 2009", 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading;**

**NB5 "Cowichan Valley Regional District Bylaw No. 3301 – Kerry Park Recreation Centre Capital Renovation and Aquatic Centre Loan Authorization Bylaw, 2009", 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading;**

**NBCSIN1 Employee Relations {Sub 90 (1) (c)}; and**

**NBCSIN2 Litigation {Sub 90 (1) (g)};**

**And further that the agenda, as amended, be approved.**

**MOTION CARRIED**

**ADOPTION OF  
MINUTES  
09-386**

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

**MOTION CARRIED**

**BUSINESS  
ARISING FROM  
THE MINUTES  
09-387**

Chair Giles discussed the resolution that was passed regarding amending various Parks Commission bylaws to include a Co-Chair.

**It was moved and seconded that Resolution No. 09-348(5) be rescinded.**

**MOTION CARRIED**

Director Morrison elaborated on the matter of the recent hydro power surge and resultant damages in Electoral Area F which resulted in the Board sending a letter to BC Hydro (Resolution No. 09-348.6)

**09-388**

**It was moved and seconded that the Chair send a letter to the BC Utilities Commission, with a copy to BC Hydro, expressing the CVRD's dissatisfaction with BC Hydro's unsatisfactory response to the recent power surge and resultant damages in the Cowichan Lake area; and that the BC Utilities Commission direct BC Hydro to resolve this matter in a timely fashion.**

**MOTION CARRIED**

**REPORT OF CHAIRPERSON**

**RC1**

Chair Giles extended an invitation to all Directors to attend the 100<sup>th</sup> Annual Cobble Hill Fair on August 29, 2009 and highlighted the rededication of the Cobble Hill Cenotaph on Saturday.

Chair Giles noted that, resulting from the recent Environment Commission meeting, a tour of the Cowichan River would be arranged and that dates will be forwarded by herself to Directors.

Chair Giles also noted that a working session on the environment will be arranged on September 24<sup>th</sup> from 12 noon until 5:00 pm and that the CVRD Board of Directors and municipal councils will be invited to attend.

**COMMITTEE REPORTS**

**CR1**

Report and recommendations from the Regional Services Committee meeting of July 22, 2009, listing five items, were considered.

**09-389**

It was moved and seconded:

2. That the Board approve the distribution of the CVRD 2009 Annual Budget allocations of \$20,000 in \$1,000 increments to each of the six (6) Community Torch Relay Communities within the Cowichan Valley Torch Relay Routes (Mill Bay, Cowichan Bay, Lake Cowichan, Crofton, Chemainus and Ladysmith) and that the remaining \$14,000 of the Fund be distributed to the City of Duncan / District of North Cowichan / Cowichan Tribes Olympic Torch Relay Community Celebration Committee for region – wide marketing and promotion purposes.
3.
  1. That the Audit findings report dated June 5, 2009 be received and filed.
  2. That the Independence Letter dated June 5, 2009 be received and filed.
  3. That the Cowichan Valley Regional Hospital District's 2008 Financial Statements be received and filed.

**MOTION CARRIED****09-390**

It was moved and seconded:

1. That "CVRD Bylaw No. 3003 – Fireworks Sale and Discharge Regulation Bylaw" be forwarded to the Board for consideration of third reading.

Opposed: Director Marcotte

**MOTION CARRIED**

Recommendation Nos. 4 and 5 were no longer required due to the Honeymoon Bay Days fireworks being cancelled.

**CR2**

Report and recommendations of the Electoral Area Services Committee meeting held August 4, 2009, listing twenty-one items, were considered.

**09-391**

It was moved and seconded:

1. That staff be authorized to prepare a Reserve Fund Expenditure Bylaw authorizing the expenditure of a maximum of \$10,000 from Reserve Fund Bylaw No. 1301 (Malahat Fire Protection Specified (Local Service) Area Machinery and Equipment Reserve Fund Establishment Bylaw No. 1, 1990), for the purpose of acquiring an imaging camera, and that the bylaw be forwarded to the Board for consideration of three readings and adoption.

2. 1. That CVRD Bylaw No. 3293 – Lake Cowichan Fire Protection Service Area Amendment Bylaw, 2009, be forwarded to the Board for consideration of three readings and adoption.
2. That CVRD Bylaw No. 3294 – North Oyster Local Service (Fire Protection) Area Amendment Bylaw, 2009, be forwarded to the Board for consideration of three readings and adoption.
3. That a Reserve Fund Expenditure Bylaw be prepared authorizing the expenditure of no more than \$40,000 from the Community Parks General Reserve Fund (Area F – Cowichan Lake South/Skutz Falls) for the purpose of completing the dismantling of the old store building in Mesachie Lake Park and installation of lighting in Central Park; and that the Bylaw be forwarded to the Board for consideration of three readings and adoption.
4. That Director Cossey and two other Directors, who have not had the opportunity to attend a FCM in the past, be invited to attend the FCM 2010 Conference.
5. That CVRD Development Application Procedures and Fees Bylaw No. 3275 be forwarded to the Regional Board for consideration of Three Readings and Adoption.
6. That Application No. 5400-04 Proposed Closure of Mill Bay Road (MoT File No. 2009-04276) be recommended without objection to the Ministry of Transportation and Infrastructure.
7. That Application No. 5400-04 proposed Closure of Heald Road (MoT File No. 2008-00055) be recommended without objection to the Ministry of Transportation and Infrastructure.
8. That a Grant-in-Aid request (Electoral Area B – Shawnigan Lake) in the amount of \$250 be given to Cowichan Green Community to aid with the 2<sup>nd</sup> Annual Fall Harvest and Sustainability Festival.
9. That a Grant-in-Aid request (Electoral Area D – Cowichan Bay) in the amount of \$250 be given to Cowichan Green Community to aid with the 2<sup>nd</sup> Annual Fall Harvest and Sustainability Festival.

10. That a Grant-in-Aid request (Electoral Area D – Cowichan Bay) in the amount of \$1,000 be given to Bruce Stewart/Cittaslow Cowichan to assist with costs for the signage for Cittaslow at the Cowichan Bay Entrance Sign.
11. That a Grant-in-Aid request (Electoral Area C – Cobble Hill) in the amount of \$5,500. be given to Shawnigan Cobble Hill Farmers Institute to promote Cobble Hill and its agricultural industry through signage.
12. That the request from the Developer of the Briarwood Green project for the extension of water and sewer utility services through Hollings Creek Park in Electoral Area A be approved, subject to the following conditions:
  - The Developer, at their cost, replace the existing wood culvert on Handysen Creek within Hollings Creek Park with a new culvert or like structure as approved by the Ministry of Environment and construct a Type 3 Pedestrian/Cycling Trail between Lilmac Road and Briarwood Drive over the upgraded crossing to CVRD Parks and Trails Division standards.
  - That the lands along Handysen Creek bounded to the north and south by Hollings Creek Park be dedicated to the Regional District as a titled lot for park purposes to complete the park corridor along Hollings Creek within the proposed subdivision development area and that such dedication be approved through the up to 50 Percent Public Land Dedication Provisions of the Mill Bay/Malahat Zoning Bylaw.
  - That a trail corridor of no less than 4.0 metres in width be dedicated as a titled lot to the Regional District between the proposed cul de sac on Briarwood Drive and Hollings Creek Park to facilitate the Type 3 Pedestrian/Cycling Trail between Briarwood Drive and Lilmac Road.
  - The Developer, at their cost, construct a new pedestrian trail to the CVRD Type 2 Trail Standard between the upgraded crossing of Handysen Creek downstream along the west side of Handysen Creek to Hollings Creek, complete with a pedestrian bridge crossing over Hollings Creek, all within Hollings Creek Park, and from the Hollings Creek Crossing to Bourbon Road in Kerry Village, with said trail alignment and bridge crossing to be locations approved by the Regional District. A irrevocable letter of Credit in an amount of 120 percent of the estimated value of the works, as approved by the CVRD, will be provided to the Regional District prior to

installation of the sewer and water services within the park.

- That all works through Hollings Creek Park are subject to CVRD approval to ensure the impacts to the park are minimized and that the works include appropriate environmental mitigation and environmental restoration work.
- That a letter of credit be secured from the Developer to cover any potential negative environmental impacts arising from in-stream works or works undertaken within Hollings Creek Park.

**MOTION CARRIED**

**09-392**

**It was moved and seconded:**

13. That Application No. 1-D-09DP be approved, and that a development permit be issued to Wendy and George Kimpfel for Lot 2, Section 6, Range 4, Cowichan District, Plan VIP86262 for the construction of a single family dwelling subject to exterior construction works occurring between August 15 and February 15.
15. That the application by Rocky Point Metal Craft (Mid-Island Aggregate Ltd.) for a variance to Schedule 2 (b)(2) of CVRD Sign Bylaw No. 1095, by increasing the allowable size of a freestanding sign within a forestry zone from 1.85 m<sup>2</sup> to 6.7 m<sup>2</sup>, on Lot 3, District Lot 50 and 132, Malahat District, Plan VIP 85007, be approved.
16. That the application by Mike Weidenfeld for a variance to Section 8.5(b)(3) of Zoning Bylaw No. 985, by decreasing the setback to a rear parcel line for an accessory building from 4.5 metres down to 0.6 metres, and decreasing the setback to a side interior parcel line for an accessory building from 1 metre to 0.6 metres on Lot 18, Section 2, Range 4, Shawnigan District, Plan 26361, be approved.
17. That the application by Ian and Colleen Main for a variance to Section 8.3(b)(3) of Zoning Bylaw No. 985, by decreasing the setback to a rear parcel line for an accessory building from 4.5 metres (14.76 ft) to 0.9 metres (3 ft), on Lot 6, Block 7, Shawnigan Lake Suburban Lots, Malahat District, Plan 1679, be approved subject to receipt of a legal survey showing the proposed setback.
18. That Application No. 4-A-09 DP be approved, and that a development permit be issued to Alf Webb Holdings Ltd. for Lot 18, Block H, Section 1, Range 9, Shawnigan District, Plan 1720 to permit subdivision of the subject property into two lots.

19. That staff be directed to prepare OSP and Zoning amendment bylaws for Application No. 3-D-08RS (Parhar Holdings Ltd.) in the manner suggested by staff that would:
  - a) permit a range of smaller scale light industrial and commercial uses;
  - b) that would reduce the permitted parcel coverage from 50%;
  - c) that would establish setbacks as currently proposed by the applicant;
  - d) that would include the entire subject property in a new DPA with new guidelines; and further that
  - e) the draft bylaws be reviewed by the Electoral Area Services Committee at a subsequent meeting where detailed conditions for approval of the bylaws will also be provided;
  - f) the comments and recommendations of the Ministry of Transportation and Infrastructure and the CVRD Parks and Trails Division will be reviewed at the above-mentioned meeting; and
  - g) that a public meeting be held to obtain community input with regard to the proposed application.
  
20. That Rezoning Application 1-A-08RS (Pfaffe) be denied, and a partial refund be given to the applicant in accordance with CVRD Development Applications Procedures and Fees Bylaw No. 3262.

**MOTION CARRIED**

*(Amended from Original Committee Recommendation):*

**09-393**

**It was moved and seconded:**

14. That Application No. 1-H-09 ALR submitted by Maureen Pilcher for Bonita Tolley made pursuant to Section 21(2) of the *Agricultural Land Commission Act* to subdivide the subject property under provisions of Section 946 of the *Local Government Act* be denied and not forwarded to the Agricultural Land Commission and that the appropriate refund be given as per the Development Application Procedures and Fees Bylaw.

**MOTION CARRIED**

**09-394** It was moved and seconded:

- 21. That OCP and Zoning Amendment Application No. 2-E-08RS (Inwood Creek Estates – Phase 2) be presented at a public meeting to obtain community input and that the application be reviewed at a future EASC meeting with a report documenting public input and draft bylaws.**

Opposed: Chair Giles

**MOTION CARRIED**

**CR3** Report and recommendations of the Engineering and Environmental Services Committee meeting held July 22, 2009, listing six items, were considered.

**09-395** It was moved and seconded:

- 1. That "CVRD Bylaw No. 3286 – Arbutus Ridge Water System Service Establishment Bylaw, 2009", be forwarded to the Board for consideration of three readings and, following provincial approval, be adopted.**
  - 2. That "CVRD Bylaw No. 3287 – Arbutus Ridge Water System Loan Authorization Bylaw, 2009", be forwarded to the Board for consideration of three readings and, following provincial approval, be adopted.**
  - 3. That "CVRD Bylaw No. 3288 – Arbutus Ridge Sewer System Service Establishment Bylaw, 2009", be forwarded to the Board for consideration of three readings and, following provincial approval, be adopted.**
  - 4. That "CVRD Bylaw No. 3289 – Arbutus Ridge Sewer System Loan Authorization Bylaw, 2009", be forwarded to the Board for consideration of three readings and, following provincial approval, be adopted.**
  - 5. That, following adoption of Bylaw Nos. 3286, 3287, 3288 and 3289, the necessary Asset Transfer Agreements be prepared and that the Chair and Corporate Secretary be authorized to sign the agreements.**
- 2. That "CVRD Bylaw No. 3290 – Arbutus Ridge Drainage System Service Establishment Bylaw, 2009", be forwarded to the Board for consideration of three readings and, following provincial approval, be adopted.**

3. 1. That "CVRD Bylaw No. 3280 – Dogwood Ridge Water System Service Establishment Bylaw, 2009", be forwarded to the Board for consideration of three readings and, following provincial approval, be adopted.
2. That "CVRD Bylaw No. 3281 – Dogwood Ridge Water System Loan Authorization Bylaw, 2009", be forwarded to the Board for consideration of three readings and, following provincial approval, be adopted.
3. That, following adoption of Bylaw Nos. 3280 and 3281, the necessary Asset Transfer Agreement be prepared and the Chair and Corporate Secretary be authorized to sign the agreement.
4. That "CVRD Bylaw No. 3291 – Cowichan Bay Sewer Service Amendment Bylaw, 2009" be forwarded to the Board for consideration of three readings and adoption.
5. That "CVRD Bylaw No. 2020 – Landclearing Management Regulation Bylaw, 2009" be forwarded to the Board for consideration of three readings and adoption.

**MOTION CARRIED**

09-396

It was moved and seconded that:

6. 1. That the *Certificate of Sufficiency*, confirming that sufficient petitions requesting establishment of a Sewer System Service Area and authorizing the borrowing of up to \$265,000.00, be received.
2. That Service Establishment and Loan Authorization bylaws be prepared and forwarded to the Board for consideration of three readings, and following provincial approval, adoption.
3. That, following adoption of the service establishment and loan authorization bylaws, a Capital Reserve Fund Establishment Bylaw and a Parcel Tax Roll Bylaw be prepared for the Brulette Place Sewer System and further that these bylaws be forwarded to the Board for consideration of three readings and adoption.

**MOTION CARRIED**

**CR4** Report and Recommendations of Parks Committee meeting held August 12, 2009, listing two items, were considered.

**09-397** It was moved and seconded

- 1. That a letter be sent to the Ministry of Forests requesting that the Forest Recreation Reserve #020, within the designation Cobble Hill Mountain Recreation Area, remain excluded from permitted provincial woodlot activities as allowed within Interpretive Forest designated areas due to the high outdoor recreation, ecological and aesthetic values provided within this 275 acre parcel adjacent to the community of Cobble Hill.**
- 2. That application to the "Community Operational Treatment Program" and the "Fuel Management Prescriptions Program" for grant funding, available through the Ministry of Forests and the Union of British Columbia Municipalities to undertake work in five (5) Regional Park sites be approved.**

**MOTION CARRIED**

#### **STAFF REPORTS**

**SR1** Staff Report from the General Manager, Corporate Services dated July 9, 2009, re: CVRD 5 Year Financial Plan Amendment, was received as information.

**SR2** Staff Report from the Division Manager, Water Management dated July 28, 2009, re: Utility Transfer Agreement for the Bald Mountain water, sewer and drainage systems, was considered.

**09-398** It was moved and seconded that the Board accept the Utility Transfer Agreement between the CVRD and Cowichan Lake Holdings, for CVRD takeover of the sewer, water and drainage systems for the Bald Mountain development in Electoral Area I, and further that the Chair and Corporate Secretary be authorized to sign the Utility Transfer Agreement.

**MOTION CARRIED**

#### **PUBLIC HEARINGS**

**PH1** Public Hearing Report and Minutes re: Zoning Amendment Bylaw No. 3274 (Hayes), applicable to Electoral Area B – Shawnigan Lake, were considered.

**09-399** It was moved and seconded that the Public Hearing Report and Minutes re: Zoning Amendment Bylaw No. 3274 (Hayes), applicable to Electoral Area B – Shawnigan Lake, be received.

**MOTION CARRIED**

**BYLAWS**

**B1**  
**09-400** It was moved and seconded that "CVRD Bylaw No. 2020 - Landclearing Management Regulation Bylaw, 2009" be amended by replacing the word "whole" with the words "Electoral Areas" in the first Whereas clause and by replacing the words "burned an" with the words "burned in an" under Section 4. (1) (d).

**MOTION CARRIED**

**B1**  
**09-401** It was moved and seconded that "CVRD Bylaw No. 2020 - Landclearing Management Regulation Bylaw, 2009" be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading, as amended.

Opposed: Directors Kuhn and Morrison

**MOTION CARRIED**

**B1**  
**09-402** It was moved and seconded that "CVRD Bylaw No. 2020 - Landclearing Management Regulation Bylaw, 2009", be adopted.

Opposed: Directors Kuhn and Morrison

**MOTION CARRIED**

**B2** The Board agreed by consensus to deal with Item No. B2 following Item No. B21.

**B3**  
**09-403** It was moved and seconded that "CVRD Bylaw No. 3280 - Dogwood Ridge Water System Service Establishment Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B4**  
**09-404** It was moved and seconded that "CVRD Bylaw No. 3281 - Dogwood Ridge Water System Service Loan Authorization Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B5  
09-405**                    It was moved and seconded that "CVRD Bylaw No. 3286 - Arbutus Ridge Water System Service Establishment Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B6  
09-406**                    It was moved and seconded that "CVRD Bylaw No. 3287 - Arbutus Ridge Water System Service Loan Authorization Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B7  
09-407**                    It was moved and seconded that "CVRD Bylaw No. 3288 - Arbutus Ridge Sewer System Service Establishment Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B8  
09-408**                    It was moved and seconded that "CVRD Bylaw No. 3289 - Arbutus Ridge Sewer System Service Loan Authorization Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B9  
09-409**                    It was moved and seconded that "CVRD Bylaw No. 3290 - Arbutus Ridge Drainage System Service Establishment Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B10  
09-410**                    It was moved and seconded that "CVRD Bylaw No. 3291 - Cowichan Bay Sewer System Service Area Amendment Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B11  
09-411**                    It was moved and seconded that "CVRD Bylaw No. 3292 - Five Year Financial Plan (2009 - 2013) Amendment Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B11  
09-412**                    It was moved and seconded that "CVRD Bylaw No. 3292 - Five Year Financial Plan (2009 - 2013) Amendment Bylaw, 2009", be adopted.

**MOTION CARRIED**

**B12  
09-413** It was moved and seconded that "CVRD Bylaw No. 3293 - Lake Cowichan Fire Protection Service Area Amendment Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B13  
09-414** It was moved and seconded that "CVRD Bylaw No. 3294 - North Oyster Local Service (Fire Protection) Area Amendment Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

(Item No. B13 was considered for adoption later in the meeting.)

**B14  
09-415** It was moved and seconded that "CVRD Bylaw No. 3295 - Malahat Fire Protection Specified (Local Service) Area Machinery and Equipment Reserve Fund Expenditure (Imaging Camera) Bylaw, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B14  
09-416** It was moved and seconded that "CVRD Bylaw No. 3295 - Malahat Fire Protection Specified (Local Service) Area Machinery and Equipment Reserve Fund Expenditure (Imaging Camera) Bylaw, 2009", be adopted.

**MOTION CARRIED**

**B15  
09-417** It was moved and seconded that "CVRD Bylaw No. 3141 - Area C - Cobble Hill Official Community Plan Amendment Bylaw (TCH Development Permit Area Expansion), 2008", be adopted.

**MOTION CARRIED**

**B16  
09-418** It was moved and seconded that "CVRD Bylaw No. 3142 - Area C - Cobble Hill Zoning Amendment Bylaw (I-1B Parcel Coverage/Outdoor Storage), 2008", be adopted.

**MOTION CARRIED**

**B17  
09-419** It was moved and seconded that "CVRD Bylaw No. 3274 - Area B - Shawnigan Lake Zoning Amendment Bylaw (Hayes), 2008", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B18  
09-420** It was moved and seconded that "CVRD Development Application Procedures and Fees Bylaw No. 3275, 2009", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B18  
09-421** It was moved and seconded that "CVRD Development Application Procedures and Fees Bylaw No. 3275, 2009", be adopted.

**MOTION CARRIED**

**B19  
09-422** It was moved and seconded that "CVRD Bylaw No. 3283 - Area I - Youbou/Meade Creek Zoning Amendment Bylaw (Housekeeping), 2009", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B19  
09-423** It was moved and seconded that "CVRD Bylaw No. 3283 - Area I - Youbou/Meade Creek Zoning Amendment Bylaw (Housekeeping), 2009", be adopted.

**MOTION CARRIED**

**B20  
09-424** It was moved and seconded that "CVRD Bylaw No. 3284 - Area E - Cowichan Station/Sahtlam/Glenora Official Community Plan Amendment Bylaw (Cherry Blossom Estates), 2009", be granted 1<sup>st</sup> and 2<sup>nd</sup> reading, as amended, by adding the sentence "Fencing shall be provided between any lot and common property other than strata roadways." at the end of Schedule "A", Section 2 (14.9.4) (9).

**MOTION CARRIED**

**B21  
09-425** It was moved and seconded that "CVRD Bylaw No. 3285 - Area E - Cowichan Station/Sahtlam/Glenora Zoning Amendment Bylaw (Cherry Blossom Estates), 2009", be granted 1<sup>st</sup> and 2<sup>nd</sup> reading, as amended, by inserting the word "is" between the word "size" and the figure "460" in Clause No. 6, under the heading (c) 'Density and Density Bonus'.

**MOTION CARRIED**

**B2  
09-426** It was moved and seconded that staff be directed to prepare an amendment to "Fireworks Sale and Discharge Regulation Bylaw No. 39, 1970" for consideration at the Special meeting of the Board scheduled for Wednesday, August 26, 2009.

Opposed: Director Marcotte

**MOTION CARRIED**

**B2  
09-427** It was moved and seconded that the CVRD send a letter to the other six First Nation bands in the Cowichan Valley encouraging a fireworks ban similar to the CVRD and Cowichan Tribes.

**MOTION CARRIED**

**B2  
09-428** It was moved and seconded that the CVRD facilitate the offering of a Fireworks Supervisory I Certificate course or equivalent in the Cowichan Valley Regional District.

**MOTION CARRIED**

**RESOLUTIONS**

**RES1  
09-429** It was moved and seconded that the following appointments to the South End Parks Commission be approved:

*Terms to Expire November 30, 2010:*

**Area D – Cowichan Bay Parks and Recreation Commission Chair:**  
**Kerrie Talbot**

**Area D – Cowichan Bay Parks and Recreation Commission –**  
**Member at Large:**  
**Val Townsend**

**MOTION CARRIED**

**NEW BUSINESS**

**NB1  
09-430** Report and recommendations from the Kerry Park Recreation Centre Commission meeting held August 7, 2009, listing one item, was considered.

**It was moved and seconded that the Board Chair and the Corporate Secretary be authorized to sign a service agreement between the CVRD and the Mill Bay Community League for the Kerry Park Recreation Centre to provide facility booking and maintenance at the Mill Bay Community League Hall from September 2009 to September 2010.**

**MOTION CARRIED**

**NB2** Report and recommendations from the Kinsol Trestle Revitalization Committee meeting held July 8, 2009, listing one item, was considered.

It was moved and seconded that the Kinsol Trestle Donor Recognition Opportunities program which provides four special recognition categories inclusive of Trestle Pioneers (gifts and grants of \$100,000 or more), Trestle Trailblazers (gifts and grants of \$10,000 or more), Trestle Engineers (gifts and grants of \$1,000 or more) and Friends of the Trestle (gift under \$1,000) be endorsed as the official recognition program for gifts and grants received in support of the historic Kinsol Trestle Rehabilitation Project.

**09-431**

**It was moved and seconded that the motion be amended by changing the *Friends of the Trestle* category to read "Gifts of \$100 and more" and by adding the words "Name on donor wall in shelter at the Kinsol Trestle"; and by creating a new category called supporters of Trestle for gifts under \$100.**

**MOTION CARRIED**

VOTING RESUMED ON THE ORIGINAL RECOMMENDATION AS AMENDED

*Motion restated for clarification:*

**09-432**

**It was moved and seconded that the Kinsol Trestle Donor Recognition Opportunities program which provides five special recognition categories inclusive of Trestle Pioneers (gifts and grants of \$100,000 or more), Trestle Trailblazers (gifts and grants of \$10,000 or more), Trestle Engineers (gifts and grants of \$1,000 or more) and Friends of the Trestle (gifts of \$100 and more), and Supporters of the Trestle (gifts under \$100) be endorsed as the official recognition program for gifts and grants received in support of the historic Kinsol Trestle Rehabilitation Project; and that the words "Name on donor wall in shelter at the Kinsol Trestle" be added to the Friends of the Trestle recognition program.**

**MOTION CARRIED**

**NB3**

Staff Report from the Corporate Secretary dated August 12, 2009, re: Kerry Park Recreation Centre – Renovation, Aquatic Centre, and Loan Authorization, was received as information.

**NB4  
09-433**

**It was moved and seconded that "Cowichan Valley Regional District Bylaw No. 3300 – Kerry Park Recreation Centre Capital Renovation and Acquatic Centre Service Establishment Bylaw, 2009" be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.**

**MOTION CARRIED**

**NB5  
09-434**                    **It was moved and seconded that "Cowichan Valley Regional District Bylaw No. 3301 – Kerry Park Recreation Centre Capital Renovation and Aquatic Centre Loan Authorization Bylaw, 2009" be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.**

**MOTION CARRIED**

**RESOLVE INTO CLOSED SESSION**

**09- 435  
7:31 pm**                    **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, Subsections (1) (c), (e), (f) and (g).**

**MOTION CARRIED**

**RISE FROM CLOSED SESSION**

**09- 442  
8:42 pm**                    **It was moved and seconded that the Board rise without report and return to the Regular portion of the meeting.**

**MOTION CARRIED**

**B13  
09-443**                    **It was moved and seconded "CVRD Bylaw No. 3294 - North Oyster Local Service (Fire Protection) Area Amendment Bylaw, 2009", be adopted.**

**MOTION CARRIED**

**ADJOURNMENT**

**09-444  
8:44 pm**                    **It was moved and seconded that the Regular Board meeting be adjourned.**

**MOTION CARRIED**

The meeting adjourned at 8:44 pm.

Certified Correct:

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Corporate Secretary

Dated: \_\_\_\_\_