

Minutes of the Electoral Area Services Committee Meeting held on Tuesday, October 6, 2009 at 3:00 pm in the Regional District Board Room, 175 Ingram Street, Duncan, BC.

PRESENT

Director B. Harrison, Chair
Director M. Marcotte, Vice-Chair
Director L. Iannidinardo
Director G. Giles
Director K. Kuhn
Director I. Morrison
Director M. Dorey
Absent: Director K. Cossey, Director L. Duncan

CVRD STAFF

Tom Anderson, General Manager
Mike Tippett, Manager
Rob Conway, Manager
Brian Farquhar, Parks and Trails Manager
Brian Duncan, Chief Building Inspector
Nino Morano, Bylaw Enforcement Officer
Rachelle Moreau, Planning Technician
Alison Garnett, Planning Technician
Cathy Allen, Recording Secretary

**APPROVAL OF
AGENDA**

The Chair noted changes to the agenda which included add-on material to agenda item SR1, one New Business item, and two closed session New Business item.

It was Moved and Seconded
That the agenda, as amended, be accepted.

MOTION CARRIED

M1 - MINUTES

It was Moved and Seconded
That the Minutes of the September 15, 2009, EASC meeting be amended on page 2, item D3, by adding a space after the letter "3" and before the word "on", and that the minutes, as amended, be accepted.

MOTION CARRIED

BUSINESS ARISING

There was no business arising.

DELEGATIONS

D1 - Woike

Alison Garnett, presented Application No. 3-I-09DVP (Gregory Woike) to relax the setback of an accessory building to the lake and to relax the allowable size of an accessory building located on Lot 2 on the north side of Cowichan Lake.

The applicant, Gregory Woike, was present and stated the he had nothing further to add to the staff report.

The Committee directed questions to staff and the applicant.

It was Moved and Seconded

That Application No. 3-I-09DVP by A. Gregory Woike for a variance to Section 3.20 and 3.2(1) of Zoning Bylaw No. 2465, by decreasing the setback to a watercourse for an accessory building from 15 metres down to 10.5 metres, and increasing the permitted size of an accessory building from 25 m² to 53 m² on Lot 2, Section 44, Renfrew District, Plan 79237, be approved, subject to:

- a) Receipt of a remedial landscaping plan of native riparian vegetation along the natural boundary of the lake, prepared by a registered professional biologist and approved by the CVRD,
- b) Receipt of an irrevocable letter of credit in a form suitable to the CVRD, equivalent to 120% of the landscape costs, to be refunded after two years only if the plantings are successful and to the satisfaction of the registered professional biologist.
- c) Registration of a protective covenant on the subject property, for an area 30 metres from the high water mark of Cowichan Lake prohibiting the building of structures and removal of vegetation, unless authorized by development permit.

MOTION CARRIED

D2 - Smith

Rachelle Moreau, Planning Technician, presented Application No. 6-B-09DVP (Andrew Smith) to vary the maximum height of a fence from 1.2 metres in the front yard and 1.8 metres in all other parts of the parcel to approximately 3.66 metres at the north east end of the fence and a maximum of 7.3 metres along the south east end of the fence located at 1860 Malta Road.

Ms. Moreau suggested that an Engineer's report and save harmless covenant should be required if the application is approved.

The applicant, Andrew and Kimberly Smith, were present, and stated that they had nothing further to add to the staff report.

The Committee directed questions to staff and the applicants.

It was Moved and Seconded

That Application No. 6-B-09DVP by Andrew Smith for a variance to Section 5.10(b) of Zoning Bylaw No. 985, by increasing the maximum height of a fence from 1.2 metres (4 ft) and 1.8 metres (6 ft) to 3.66 metres (12 ft) at the north east end and 7.3 metres (24 ft) at the south east end of the length of the fence, on Lot 12, Block 4, Shawnigan Lake Suburban Lots, Shawnigan District, Plan 218, be approved, subject to receipt of an Engineer's report regarding construction of the fence, and registration of a save harmless covenant.

MOTION CARRIED

D3 - McAlister

Hylton McAlister was present regarding a request to waive CVRD Noise Bylaw No. 1060 due to special circumstances to allow tidal foundation work to occur October 7th and 8th after midnight, at the residence located at 1783B Cowichan Bay Road.

Mr. McAlister stated that adjacent neighbours have no concerns with his request.

There were no questions to the applicant.

It was Moved and Seconded

That the request by Hylton McAlister to waive CVRD Noise Control Bylaw No. 1060, Section 3(G) for October 7th (midnight – 2: am) and October 8th (12:30 am – 3:00 am), to conduct low tide foundation work on the stilt home located at 1783B Cowichan Bay Road, be approved.

MOTION CARRIED

STAFF REPORTS

SR1 – Permit fees

It was Moved and Seconded

That CVRD Building Permit fees be increased as per Option 2 of staff report dated September 30, 2009, from Brian Duncan, Chief Building Inspector, and that the amendment bylaw be forwarded to the Board for consideration of three readings and adoption.

MOTION CARRIED

SR2 – Saanich Inlet

Staff Report dated September 29, 2009, from Nino Morano, Bylaw Enforcement Officer, reporting on a meeting regarding environmental issues in Saanich Inlet, was received for information only.

**SR3 – Dog
Regulations
amendment**

It was Moved and Seconded
That the CVRD Dog Regulation Bylaw No. 3032 be amended by changing the dog licence fee schedule to increase fees from \$20 to \$25 (before February) and from \$30 to \$35 (for remainder of year) plus include a \$5 tag replacement fee, and further, that the amending bylaw be forwarded to the Regional Board for consideration of three readings and adoption.

MOTION CARRIED

**SR4 – Community
Sign**

It was Moved and Seconded
That a community sign be approved on South Shawnigan Lake Road in accordance with Schedules A and B of Staff Report dated September 29, 2009, from Rob Conway, Manager, subject to approval from the Ministry of Transportation and Infrastructure.

MOTION CARRIED

**SR5 – Parks Mid-
Year Budget**

It was Moved and Seconded
That the staff report dated September 30, 2009, from Brian Farquhar, Parks and Trails Manager, regarding community parks mid-year status report, be received and filed.

MOTION CARRIED

**SR6 – Parks & trails
Priority List**

It was Moved and Seconded
That the staff report dated October 1, 2009, from Brian Farquhar, Parks and Trails Manager, regarding update on 2009 community parks and trails program priority list, be received and filed.

MOTION CARRIED

**SR7 – Area C parks
projects**

It was Moved and Seconded
That a Reserve Fund Expenditure bylaw be prepared authorizing the expenditure of no more than \$50,000 from the Community Parks General Reserve Fund (Area C – Cobble Hill) for the purpose of completing the Cenotaph Project, installation of pathway, electrical service and fencing at the Farmers Institute, and covering associated costs with acquisition of lands for park purposes; and that the bylaw be forwarded to the Board for consideration of three readings and adoption.

MOTION CARRIED

**CORRESPOND-
ENCE**

**C1 to C-3 – Grants-in-
Aid**

It was moved and seconded

That a Grant-in-Aid request (Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$500 be given to Sooke Region Museum, to assist with costs to produce and maintain a heritage sign for the giant spruce located along the Pacific Marine Route.

That a Grant-in-Aid request (Electoral Area E – Cowichan Station/Sahtlam/Glenora) in the amount of \$3000 be given to Cowichan Station Area Association, for costs to perform engineering assessments of Cowichan Station School building.

That a Grant-in-Aid request (Electoral Area B – Shawnigan Lake) in the amount of \$1000 be given to Shawnigan Lake Community Association, to assist with costs associated with their Halloween event.

MOTION CARRIED

APC

AP1 - Minutes

It was Moved and Seconded

That the minutes of the Area A APC meeting of September 14, 2009, be received and filed.

MOTION CARRIED

PARKS

PK1 to PK5 - Minutes

It was Moved and Seconded

That the following parks minutes be received and filed:

- Minutes of Area A Parks meeting of September 17, 2009
- Minutes of Area C Parks meeting of June 25, 2009
- Minutes of Area E Parks meeting of September 22, 2009
- Minutes of Area G Parks meeting of September 17, 2009
- Minutes of Area I Parks meeting of September 8, 2009

MOTION CARRIED

NEW BUSINESS

1 – Hydro surge

Director Morrison reported that, at the recent UBCM convention, he requested Energy Minister Blair Lekstrom to make BC Hydro take responsibility for the June 30th power surge in the Lake Cowichan area, and that as result Hydro was required to cover the claims by those who suffered damage from the power surge.

CLOSED SESSION

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 as noted in accordance with each agenda item.

MOTION CARRIED

The Committee moved into Closed Session at 4:03 pm.

RISE

The Committee rose without report.

ADJOURNMENT

It was Moved and Seconded
That the meeting be adjourned.

MOTION CARRIED

The meeting adjourned at 4:45 pm.

Chair

Recording Secretary