

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, April 9, 2008, at 6:01 pm.

**PRESENT:** Chair W.J. (Jack) Peake  
Directors K. Cossey, M. Dorey,  
L. Duncan, G. Giles, R. Hartmann, B. Hodson,  
R. Hutchins <6:15 pm>, P. Kent, J. Lefebure,  
M. Marcotte, G. Seymour, M. Walker, M. Tansley  
Alternate Director J. McKenzie

**ALSO PRESENT:** Warren Jones, Administrator  
Joe Barry, Corporate Secretary  
Tom Anderson, Manager, Development Services  
Kate Miller, Environmental Manager

**ABSENT:** Director J. Allan

**APPROVAL OF  
AGENDA  
08-216**

**It was moved and seconded that the agenda be approved.**

**MOTION CARRIED**

**ADOPTION OF  
MINUTES  
08-217**

**It was moved and seconded that the minutes of the Special Board meeting of March 5, 2008, be adopted with the exclusion of Resolution No. 08-147 which the Corporate Secretary will seek to clarify.**

**MOTION CARRIED**

**ADOPTION OF  
MINUTES  
08-218**

**It was moved and seconded that the minutes of the Regular Board meeting of March 12, 2008, be adopted.**

**MOTION CARRIED**

**DELEGATIONS**

As the D1 Delegation - Dan McDonald, President, Malaspina Faculty Association was not present, Delegation D2 was moved forward and the consensus was to deal with Delegation D1 later in the agenda.

**D2**

**Cowichan River Water Management Partners**

Re: Cowichan Basin Water Management - Consequences Summary.

The following speakers addressed the Board emphasizing the importance of endorsing the Cowichan Basin Water Management Plan in its entirety and without change:

Lynn Kriwoken, Director, Innovation and Planning Team,  
Water Stewardship Division, Ministry of Environment

Don McKendrick, Vice President, Operations,  
Catalyst Paper Crofton Division

Larry George, Manager, Land and Governance Department,  
Cowichan Tribes

Wilfred Leudke, South Coast Area Director,  
Fisheries and Oceans Canada.

It was moved and seconded that staff be directed to continue working with the Partnership to determine next steps and funding strategies to facilitate implementation of the Cowichan Basin Water Management Plan.

**08-219**

**It was moved and seconded that the motion be amended by adding "that staff report back on the impact of not raising the weir and not amending the rule curve at this time".**

Opposed: Directors Peake, Cossey, Dorey, Duncan, Hartmann,  
Hodson, Hutchins, Kent, Lefebure, Marcotte,  
Walker, Tansley  
and Alternate Director McKenzie

**MOTION DEFEATED**

**08-220**

**VOTING RESUMED ON THE ORIGINAL MOTION**

Motion restated for clarification:

**It was moved and seconded that staff be directed to continue working with the Partnership to determine next steps and funding strategies to facilitate implementation of the Cowichan Basin Water Management Plan.**

Opposed: Directors Marcotte, Duncan and Peake

**MOTION CARRIED**

Lynn Kriwoken, Ministry of Environment, invited the Board to a government to government summit to discuss issues related to the implementation of the Cowichan Basin Water Management Plan.

**08-221**

**It was moved and seconded that the CVRD Board accept the invitation from the Partners for a government to government summit to discuss issues related to the implementation of the Cowichan Basin Water Management Plan, and that the Board then reconsider its**

previous position to endorse the Cowichan Basin Water Management Plan with the exception of increasing the weir by 30 cm, or any adjustments to the revision of the weir operation rule curve.

Opposed: Directors Marcotte and Hodson

**MOTION CARRIED**

**COMMITTEE  
REPORTS**

**CR1** Report and recommendation of the Regional Services Committee meeting of March 26, 2008.

Director Lefebure advised that an updated recommendation is contained in the April 9, 2008 Engineering Services Committee report, Agenda Item CR3.

**CR2** Report and recommendations of the Electoral Area Services Committee meeting of March 18, 2008, listing seven items, were considered:

**08-222** It was moved and seconded:

1. That the Board support the decision not to sell any apparatus, equipment, inventory or any materials from the North Oyster Volunteer Fire Department at this time.
2. That the Regional District continue to support the Vancouver Island Water Resource Vulnerability Mapping Project with staff support at the working group meetings, provided that sufficient funding support is considered in the fall of 2008.
3. That the resignation of Natalie Tribe from the Area C Parks Commission be accepted, and that a letter of appreciation be forward to Ms. Tribe.

**MOTION CARRIED**

**08-223** It was moved and seconded:

4. That the CVRD undertake a boundary adjustment process for Electoral Areas B, C and E of the CVRD, and further, that a planning grant be obtained for this work if possible.

**MOTION CARRIED**

08-224

It was moved and seconded:

5. That ALR Inclusion Application No. 3-E-07ALR submitted by Peter Rigby, Colin Rigby and Joan Thorpe made pursuant to Section 17(3) of the *Agricultural Land Commission Act* to include 5 hectares of land into the ALR be recommended for approval and that the application be forwarded to the Agricultural Land Commission for their consideration.
6. That Development Permit Application No. 10-A-07DP, as approved by Regional Board Resolution #08-173 on March 12, 2008, be amended by eliminating the traffic circle at the Solarium Way intersection and by eliminating 14 parking stalls as per amended Plan dated March 18, 2008.
7. That interested Electoral Area Directors be authorized to attend the upcoming Smart Growth Workshop on Friday, April 18<sup>th</sup>, at the Four Seasons Hotel in Vancouver, with travel expenses, provided that there is no registration fee.

MOTION CARRIED

8:02 pm

Director Hartmann left the Board Room at 8:02 pm.

8:03 pm

Director Hutchins left the Board Room at 8:03 pm.

08-225

It was moved and seconded:

1. That a Grant-in-Aid (Electoral Area F – Electoral Area F – Cowichan Lake South/Skutz Falls) in the amount of \$650.00 be given to Caycuse Fire Department to assist with the provision of equipment for an in-house compressor to supply air brakes on new tanker.
2. That a Grant-in-Aid (Electoral Area E – Cowichan Station/Sahtlam/Glenora) in the amount of \$100.00 be given to Caycuse Fire Department to assist with the provision of equipment for an in-house compressor to supply air brakes on new tanker.
3. That a Grant-in-Aid (Electoral Area B – Shawnigan Lake) in the amount of \$250.00 be given to Caycuse Fire Department to assist with the provision of equipment for an in-house compressor to supply air brakes on new tanker.
4. That a Grant-in-Aid (Electoral Area E – Cowichan

Station/Sahtlam/Glenora) in the amount of \$600.00 be given to the Girl Guides of Canada, Mid Island Area, to assist with the Maple Lodge Addition/Renovation.

5. That a Grant-in-Aid (Electoral Area D – Cowichan Bay) in the amount of \$500.00 be given to Caycuse Fire Department to assist with the upgrade to the hall including fan and compressor.
6. That a Grant-in-Aid (Electoral Area D – Cowichan Bay) in the amount of \$500.00 be given to Cowichan Community Kitchens to assist in funding their environmental project.
7. That a Grant-in-Aid (Electoral Area I – Youbou/Meade Creek) in the amount of \$500.00 be given to Caycuse Fire Department to assist with the provision of equipment for an in-house compressor to supply air brakes on new tanker.
8. That a Grant-in-Aid (Electoral Area G – Saltair/Gulf Islands) in the amount of \$500.00 be given to Ladysmith Secondary School to assist a worthy student residing in Saltair with a Saltair Community Bursary.
9. That a Grant-in-Aid (Electoral Area G – Saltair/Gulf Islands) in the amount of \$500.00 be given to Chemainus Secondary School to assist a worthy student residing in Saltair with a Saltair Community Bursary.
10. That a Grant-in-Aid (Electoral Area B – Shawnigan Lake) in the amount of \$600.00 be given to the Girl Guides of Canada, Mid Island Area, to assist with the Maple Lodge Addition/Renovation.
11. That the Regional Board approve an amendment to the current Right of Way Licence Agreement H-1005 between the Ministry of Transportation and the CVRD to include Lot 1, Plan 13606, Section 2, Shawnigan District.
12. That the Regional Board approve a not-to-exceed contract for \$35,000 with Lanarc Consultants Ltd, for the preparation of a Community Parks and Trails Master Plan for Shawnigan Lake as per their proposal received dated March 31, 2008.
13. That the CVRD host a community forum for the areas covered by the Shawnigan Detachment to discuss community safety, crime and vandalism in those areas.

14. That the CVRD look into the process with regard to possibly changing the road name of Shawnigan/Mill Bay Road to E.J. Hughes Road.

**MOTION CARRIED**

**8:06 pm**

Directors Lefebure and Kent left the Board Room at 8:06 pm.

**08-226**

**It was moved and seconded:**

15. That the Regional District approve the release of Covenant EV122196 provided an Ecological Covenant is registered on Lot 7, District Lot 3, Malahat District, PlanVIP75938 to preserve and protect the wetland area that was previously protected under the above Covenant. Signatories to the Covenant should include DFO, TLC and the Regional District, if possible; and, further, that an easement be registered on one of the proposed new lots to the south to provide access to Lot 7.
- 17 That the application by Cameron Rundle and Janet Yee for a variance to Section 8.3(b)(3) of Zoning Bylaw No. 2000 by reducing the minimum exterior side yard setback from 4.5 metres to 0 metres for Lot 30, District Lot 79, Malahat Land District, Plan 3547, be approved.
22. That Application No. 14-F-07DP/RAR be approved, and that the Planning Division be authorized to issue a Development Permit to Robert Pearson, for the construction of a house on the subject property located at 5581 West Riverbottom Road (Lot 9, Section 7, Range 2, Plan 28275, PID 002-038-749) in accordance with the provisions of the Cowichan River Development Permit Area.
23. That the Electoral Area I Official Community Plan and Zoning Bylaw be amended to require at least 1600 m<sup>2</sup> of land area where a community water and community sewer systems are available in the Urban Residential OCP designation and R-3 Zone, to raise the minimum lot size in the R-3 Zone to 2 hectares for unserviced parcels, in accordance with the present OCP policy; to refer the proposed amendments to the Ministries of Community Services, Transportation, Environment, School District 79, Lake Cowichan First Nation, and CVRD Engineering Services; and that Directors Hodson, Allan and Dorey be delegated to attend the public hearing.
24. That Development Permit Application No. 27-I-07DP be

approved for subdivision purposes, and that the Planning Division be authorized to issue a Development Permit to Islands Timberlands, for the subdivision of the subject property into two parcels, one 20 ha parcel and a 31.729 ha remainder parcel, in accordance with the provisions of the Watercourse Protection Development Permit Area. The Development Permit is subject to registration of a covenant on the Streamside Protection and Enhancement Area (SPEA) identified in Riparian Assessment Report # 791 as 30 meters from the high water mark of the lake.

**MOTION CARRIED**

**SR6** Staff Report from the Deputy Manager, Development Services, dated April 8, 2008 re: Application No. 15-A-07DVP (Eric and Cindy Kuwert) was considered in conjunction with recommendation number 16.

**08-227** *(Amended from original Committee recommendation):*

**It was moved and seconded:**

**16. That Development Variance Permit Application No. 15-A-07DVP by Cindy and Eric Kuwert for a variance to Section 8.4A(b)(3) of Zoning Bylaw No. 2000 by reducing the minimum interior side yard setback from 3 metres to 20 centimetres for Lot 5, District Lot 47, Malahat Land District, Plan 6695, be approved, subject to an easement being registered on Lot 4 for the purpose of future access and maintenance on the proposed building/garage.**

Opposed: Director Duncan

**MOTION CARRIED**

**SR7** Staff Report from the Deputy Manager, Development Services, dated April 8, 2008 re: Application No. 2-I-08DVP (Stanley Nelson) was considered in conjunction with recommendation number 18.

**08-228** **It was moved and seconded:**

**18. That the Development Variance Permit Application No. 2-I-08DVP by Stanley Nelson for a variance to Section 5.3.5 of Youbou/Meade Creek Zoning Bylaw No. 2465 by increasing the permissible height from 7.5 metres to 9 metres for Lot 19, Block 5, Cowichan Lake Land District, Plan 51348, be approved.**

Opposed: Directors Duncan and Dorey

**MOTION CARRIED**

**8:10 pm** Directors Hartmann, Hutchins, Lefebure and Kent returned to the Board Room at 8:10 pm.

**8:12 pm** Director Duncan declared a possible conflict of interest as he and the Boyne family are family friends and left the Board Room.

**08-229** **It was moved and seconded:**

**19. That Development Permit Application No. 10-F-07DP/RAR be approved and that the Planning Division be authorized to issue a Development Permit to Leo and Patricia Boyne with respect to Lot 6, Section 7, Range 1, Sahtlam District, Plan 42806, PID 002-349-671, that would require all new construction to adhere to flood construction levels and be administered under Section 56 of the *Community Charter*.**

**MOTION CARRIED**

**8:13 pm** Director Duncan returned to the Board Room at 8:13 pm.

**08-230** **It was moved and seconded:**

**20. That Electoral Area B (Shawnigan Lake) OCP Bylaw No. 1010 be amended by redesignating Lot A, District Lot 15, Helmcken District, Plan VIP76565, except that part in Plan VIP64638 from Forestry to Suburban Residential, and that Electoral Area B (Shawnigan Lake) Zoning Bylaw No. 985 be amended by rezoning the subject property from F-1 (Primary Forestry) to R-2 (Suburban Residential); and further that a Public Hearing be scheduled to consider the proposed amendment bylaws, with Director Cossey, Director Marcotte, and Director Walker be appointed as the Hearing Delegation.**

Opposed: Director Duncan

**MOTION CARRIED**

**08-231** **It was moved and seconded:**

**21. That Rezoning Application No. 2-D-07RS (Fantillo) be forwarded to a public meeting.**

Opposed: Directors Tansley and Marcotte

**MOTION CARRIED**



**CR3**

Report and recommendations of the Engineering Services Committee meeting of April 9, 2008, listing nine items, were considered:

**08-232**

**It was moved and seconded:**

1. 1. A reserve bylaw be prepared for withdrawal of funds not exceeding \$30,000.00 from the Satellite Park Water System reserve fund to help finance reservoir construction, and further that the bylaw be forwarded to the Board for consideration of three readings and adoption.
  2. A reserve bylaw be prepared for withdrawal of funds not exceeding \$50,000.00 from the Eagle Heights Sewer System reserve fund for installation of a SCADA system, upgrade to the Christopher Road pumpstation and for North Cowichan well field improvements; and further that the bylaw be forwarded to the Board for consideration of three readings and adoption.
  3. A reserve bylaw be prepared for withdrawal of funds not exceeding \$35,000.00 from the Honeymoon Bay Water System reserve fund to help finance the new reservoir and well project; and further that the bylaw be forwarded to the Board for consideration of three readings and adoption.
  4. A reserve bylaw be prepared for withdrawal of funds not exceeding \$30,000.00 from the Shawnigan Beach Estates Sewer System reserve fund for lagoon power and pump controls and Ravenhill Road bypass; and further that the bylaw be forwarded to the Board of consideration of three readings and adoption.
2. 1. That the Board receive the *Certificate of Sufficiency*, confirming that the petition requesting establishment of a sewer service area in Cobble Hill is sufficient, and
  2. That "CVRD Bylaw No. 3103 - Cobble Hill Sewer System Service Establishment Bylaw, 2008", be forwarded to the Board for consideration of three readings and, following provincial approval, adoption.
  3. That "CVRD Bylaw No. 3106 - Cobble Hill Sewer System Service Loan Authorization Bylaw, 2008", be forwarded to the Board for consideration of three readings, and following provincial approval, adoption.

3. That CVRD Bylaw No. 2988- Arbutus Mountain Estates Sewer System Establishment Bylaw, 2007, be forwarded to the Board for three readings, and following provincial approval, adoption.
4. That the following bylaws be forwarded to the Board for consideration of three readings and adoption:
  1. CVRD Bylaw No. 3098 - Lambourn Estates Sewer System Management Bylaw, 2008
  2. CVRD Bylaw No. 3099 - Lambourn Estates Water System Management Bylaw, 2008
  3. CVRD Bylaw No. 3092 - Lambourn Estates Water System Parcel Tax Roll Bylaw, 2008
  4. CVRD Bylaw No. 3093 - Lambourn Estates Water System Capital Reserve Fund Establishment Bylaw, 2008
  5. CVRD Bylaw No. 3094 - Lambourn Estates Sewer System Parcel Tax Roll Bylaw, 2008
  6. CVRD Bylaw No. 3095 - Lambourn Estates Sewer System Capital Reserve fund Establishment Bylaw, 2008.
5. That the CVRD grant approval in principle for takeover of the water and drainage systems from Ocean Terrace Properties Ltd. for a 438 lot development in Mill Bay, identified as District Lot 77, Malahat District, as requested in their letters of March 31, 2008, subject to the following conditions:
  1. That the water system's preliminary concepts, detailed design and installation are approved by Engineering Services staff to ensure compliance with CVRD design standards and Subdivision Bylaw 1215;
  2. That a peer review be carried out of the drainage design by a consultant acceptable to the CVRD at the developer's expense.
  3. That the water reservoir and treatment works have adequate fire flow capacity
  4. That the water source and distribution have adequate capacity and have received approval from the Vancouver Island Health Authority.
  5. That a Transfer of Assets Agreement for the water and drainage systems be executed between the CVRD and the owner/developer;
  6. That the developer provide a two-year warranty on the completed works, backed by an irrevocable Letter of Credit;
  7. That the developer provide suitable reserve funds to start off the water and drainage functions;

8. That the developer be required to provide all water and drainage servicing infrastructure, including, but not limited to, pumps, reservoir, SCADA system, fire protection, controls and mainlines for the proposed subdivision;
  9. All lands on which infrastructure works are located are transferred to the CVRD, except where not practical, in which case will be placed within registered Statutory Rights-of-way using the CVRD's standard charge terms;
  10. That a successful petition process be carried out for establishment of service areas for the water and drainage systems;  
and further that the necessary bylaw be prepared to create water and drainage service areas for these systems.
6. 1. That the Board accept the attached *Certificate of Sufficiency* for establishment of a *Drainage System Service Area* for a proposed 14 lot residential subdivision on Galliers Road (PID 018-903-185 and 018-903-177), and
  2. That Bylaw No. 3104 - Cobble Hill Village Drainage #2 Service Establishment Bylaw, 2008, be sent to the Board for consideration of three readings and, following provincial approval, adoption.
7. That a *critical location* streetlight be installed at the corner of Chaster and Thiek Roads in Electoral Area D - Cowichan Bay.
  8. That the following applications to the Federal/Provincial "Gas Tax Program" General Strategic Priorities Fund and Innovations Fund be approved:
    1. Comprehensive Organics Collection and Energy Recovery System
    2. Integrated Environmental Monitoring Systems
    3. Cowichan Bay Waterfront Redevelopment Plan
    4. Regional Community Energy Plan.
  9. That a letter be sent to local retail outlets throughout the Regional District, in support of the initiative by elementary school children, to reduce use and distribution of plastic bags and encourage use of reusable bags.

MOTION CARRIED

**CR4** Report and recommendation of the Transit Committee meeting of March 26, 2008, listing one item, was considered:

**08-233** **It was moved and seconded that the ongoing operation of the Transit Assistance Program be approved, and that the number of adult bus tickets provided to the United Way be increased to 300 per month.**

**MOTION CARRIED**

**CR5** Report and recommendation of the Cowichan Lake Recreation Commission meeting of March 27, 2008, listing one item, was considered:

**08-235** **It was moved and seconded that the Cowichan Valley regional District enter into an agreement with Wyn Peters, representing Canada Post Corporation, for the rental of space within the Mesachie Lake Hall to be used as a Canada Post outlet, and that the Chair and Corporate Secretary be authorized to sign said agreement.**

**MOTION CARRIED**

**STAFF  
REPORTS**

**SR1** Staff Report from the Corporate Secretary dated April 1, 2008 re: CVRD Bylaw No. 3105 - Dedication of Land as Park Bylaw, 2008, was considered for information.

**SR2** Staff Report from the Assistant Manager, Development Services dated March 31, 2008 re: OCP and Zoning Amendment Application No. 2-F-07RS (Kuhnke), was considered for information.

**SR3** Staff Report from the Deputy Manager, Development Services dated March 20, 2008 re: Zoning Amendment Bylaw No. 3049 (Area A); Zoning Amendment Bylaw No. 3050 (Area D); Zoning Amendment Bylaw No. 3051 (Area B) (Boundary Adjustment Regulations), was considered for information.

**SR4** Staff Report from the Deputy Manager dated March 31, 2008 re: Proposed Adjustments to Legal Descriptions in Official Settlement Plan Amendment Bylaw No. 3086 and Zoning Amendment Bylaw No. 3087 was considered.

08-236

It was moved and seconded:

1. That Resolution 08-060(13) be rescinded.

MOTION CARRIED

08-237

It was moved and seconded:

2. That Application No. 2-D-06RS (Kim Johannsen) be approved and that the appropriate Official Settlement Plan Amendment Bylaw be prepared to redesignate a portion of:
  - Parcel D (DD 129086I) of Sections 4 and 5, Range 5, Cowichan District, Except Parts in Plans 14143, 18449, 20693, and VIP72128;
  - Part of Lot 1, Section 4, Range 5, Cowichan District, Plan 20768from Commercial and Suburban Residential respectively to Urban Residential in the areas as proposed in the site plan; and further that the Amendment Bylaw be forwarded to the Board for consideration of 1<sup>st</sup> and 2<sup>nd</sup> Readings.
3. That the appropriate Zoning Amendment Bylaw be prepared to rezone a portion of:
  - Parcel D (DD 129086I) of Sections 4 and 5, Range 5, Cowichan District, Except Parts in Plans 14143, 18449, 20693, and VIP72128;
  - Part of Parcel 1, Section 4, Range 5, Cowichan District, Plan 18449;
  - Part of Lot 1, Sections 4 and 5, Range 5, Cowichan District, Plan 20693;
  - Part of Lot 1, Section 4, Range 5, Cowichan District, Plan 20768from R-3 (Urban Residential) and R-2 (Suburban Residential) to R-3A (Urban Residential - Duplex) in the areas as proposed in the site plan; and further that the Amendment Bylaws be forwarded to the Board for consideration of 1<sup>st</sup> and 2<sup>nd</sup> Readings.
4. That a public hearing be scheduled and that Director M. Tansley, Director G. Giles and Director L. Duncan be delegated to the hearing.
5. That the application be referred to the Ministries of Transportation, Community Services, the Vancouver Island Health Authority, Cowichan Tribes, School District 79, Cowichan Bay Volunteer Fire Department, and Cowichan Bay Improvement District.

MOTION CARRIED

**SR5** Staff Report from the Deputy Manager, Development Services dated April 8, 2008 re: Discharge of Restrictive Covenant Rezoning Application No. 1-A-05RS (Spectacle Lake) was considered.

**08-238** It was moved and seconded:

1. That Resolution 08-060(16) from the Board minutes of February 13, 2008, be rescinded.

**MOTION CARRIED**

**08-239** It was moved and seconded:

2. That the request to discharge Restrictive Covenant No. S30678 (floodplain specifications for Spectacle Creek) over Lot 1, District Lots 183 and 140, Malahat District, Plan 44897, except that part in Plans VIP51427, VIP55199, VIP55200, VIP69435 and VIP76302, be approved, and that the appropriate paper work be forwarded to the Land Title Office.

**MOTION CARRIED**

**SR6** Staff Report from the Deputy Manager, Development Services, dated April 8, 2008 re: Application No. 15-A-07DVP (Eric and Cindy Kuwert) was considered earlier in the agenda in conjunction with CR2.

**SR7** Staff Report from the Deputy Manager, Development Services, dated April 8, 2008 re: Application No. 2-I-08DVP (Stanley Nelson) was considered earlier in the agenda in conjunction with CR2.

## **PUBLIC HEARINGS**

**PH1** Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3024 and Zoning Amendment Bylaw No. 3028 (applicable to Electoral Area C - Cobble Hill) (Motherwell), were considered.

**08-240** It was moved and seconded that Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3024 and Zoning Amendment Bylaw No. 3028 (applicable to Electoral Area C - Cobble Hill) (Motherwell), be received.

**MOTION CARRIED**

**PH2** Public Hearing Report and Minutes re: Zoning Amendment Bylaw No. 3025 (applicable to Electoral Area C - Cobble Hill) (I-1C Recycling), were considered.

**08-241** It was moved and seconded that Public Hearing Report and Minutes re: Zoning Amendment Bylaw No. 3025 (applicable to Electoral Area C - Cobble Hill) (I-1C Recycling), be received.

**MOTION CARRIED**

**PH3** Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3074 and Zoning Amendment Bylaw No. 3075 (applicable to Electoral Area E - Cowichan Station/Sahtlam/Glenora) (School Sites/Civic Use Definition - Area E), were considered.

**08-242** It was moved and seconded that Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3074 and Zoning Amendment Bylaw No. 3075 (applicable to Electoral Area E - Cowichan Station/Sahtlam/Glenora) (School Sites/Civic Use Definition - Area E), be received.

**MOTION CARRIED**

**PH4** Public Hearing Report and Minutes re: Re-Convened Public Hearing for Official Community Plan Amendment Bylaw No. 3074 and Zoning Amendment Bylaw No. 3075 (applicable to Electoral Area E - Cowichan Station/Sahtlam/Glenora) (School Sites/Civic Use Definition - Area E), were considered.

**08-243** It was moved and seconded that Public Hearing Report and Minutes re: Re-Convened Public Hearing for Official Community Plan Amendment Bylaw No. 3074 and Zoning Amendment Bylaw No. 3075 (applicable to Electoral Area E - Cowichan Station/Sahtlam/Glenora) (School Sites/Civic Use Definition - Area E), be received.

**MOTION CARRIED**

## **BYLAWS**

**B1**  
**08-244** It was moved and seconded that "CVRD Bylaw No. 2998 - Arbutus Mountain Estates Water System Management Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B1  
08-245**                      It was moved and seconded that "CVRD Bylaw No. 2998 - Arbutus Mountain Estates Water System Management Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B2  
08-246**                      It was moved and seconded that "CVRD Bylaw No. 2999 - Arbutus Mountain Estates Drainage System Management Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B2  
08-247**                      It was moved and seconded that "CVRD Bylaw No. 2999 - Arbutus Mountain Estates Drainage System Management Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B3  
08-248**                      It was moved and seconded that "CVRD Bylaw No. 3088 - Arbutus Mountain Estates Water System Service Parcel Tax Roll Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B3  
08-249**                      It was moved and seconded that "CVRD Bylaw No. 3088 - Arbutus Mountain Estates Water System Service Parcel Tax Roll Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B4  
08-250**                      It was moved and seconded that "CVRD Bylaw No. 3089 - Arbutus Mountain Estates Water System Capital Reserve Fund Establishment Bylaw, 2007", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B4  
08-251**                      It was moved and seconded that "CVRD Bylaw No. 3089 - Arbutus Mountain Estates Water System Capital Reserve Fund Establishment Bylaw, 2007", be adopted.

**MOTION CARRIED**

**B5  
08-252**                      It was moved and seconded that "CVRD Bylaw No. 3090 -Arbutus Mountain Estates Drainage Service Capital Reserve Fund Establishment Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**



**B5  
08-253**                      It was moved and seconded that "CVRD Bylaw No. 3090 - Arbutus Mountain Estates Drainage Service Capital Reserve Fund Establishment Bylaw, 2008" be adopted.

**MOTION CARRIED**

**B6  
08-254**                      It was moved and seconded that "CVRD Bylaw No. 3091 - Arbutus Mountain Estates Street Lighting Service Capital Reserve Fund Establishment Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B6  
08-255**                      It was moved and seconded that "CVRD Bylaw No. 3091 - Arbutus Mountain Estates Street Lighting System Capital Reserve Fund Establishment Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B7  
08-256**                      It was moved and seconded that "CVRD Bylaw No. 3036 - Creekside Resort Sewer Service Amendment Bylaw, 2007", be adopted.

**MOTION CARRIED**

**B8  
08-257**                      It was moved and seconded that "CVRD Bylaw No. 3037 - Creekside Resort Sewer System Parcel Tax Roll Amendment Bylaw, 2007", be adopted.

**MOTION CARRIED**

**B9  
08-258**                      It was moved and seconded that "CVRD Bylaw No. 3038 - Creekside Resort Sewer System Capital Reserve Fund Amendment Bylaw, 2007", be adopted.

**MOTION CARRIED**

**B10  
08-259**                      It was moved and seconded that "CVRD Bylaw No. 3039 - Creekside Resort Sewer System Management Amendment Bylaw, 2007", be adopted.

**MOTION CARRIED**

**B11  
08-260**                      It was moved and seconded that "CVRD Bylaw No. 3077 - Sentinel Ridge Sewer System Service Amendment Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B12  
08-261**                      **It was moved and seconded that "CVRD Bylaw No. 3034 - Lambourn Estates Water System Service Establishment Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**B13  
08-262**                      **It was moved and seconded that "CVRD Bylaw No. 3062 - Lambourn Estates Water System Service Loan Authorization Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**B14  
08-263**                      **It was moved and seconded that "CVRD Bylaw No. 3052 - Lambourn Estates Sewer System Service Establishment Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**B15  
08-264**                      **It was moved and seconded that "CVRD Bylaw No. 3063 - Lambourn Estates Sewer System Service Loan Authorization Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**B16  
08-265**                      **It was moved and seconded that "CVRD Bylaw No. 3098 - Lambourn Estates Sewer System Management Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.**

**MOTION CARRIED**

**B16  
08-266**                      **It was moved and seconded that "CVRD Bylaw No. 3098 - Lambourn Estates Sewer System Management Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**8:35 pm**                      **Director Hutchins left the meeting at 8:35 pm.  
Director Walker left the Board Room at 8:35 pm.**

**B17  
08-267**                      **It was moved and seconded that "CVRD Bylaw No. 3099 - Lambourn Estates Water System Management Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.**

**MOTION CARRIED**

**B17  
08-268**                      **It was moved and seconded that "CVRD Bylaw No. 3099 - Lambourn Estates Water System Management Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**B18  
08-269**                      **It was moved and seconded that "CVRD Bylaw No. 3092 - Lambourn Estates Water System Service Parcel Tax Roll Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.**

**MOTION CARRIED**

**B18  
08-270**                      **It was moved and seconded that "CVRD Bylaw No. 3092 - Lambourn Estates Water System Service Parcel Tax Roll Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**B19  
08-271**                      **It was moved and seconded that "CVRD Bylaw No. 3093 - Lambourn Estates Water System Capital Reserve Fund Establishment Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.**

**MOTION CARRIED**

**B19  
08-272**                      **It was moved and seconded that "CVRD Bylaw No. 3093 - Lambourn Estates Water System Capital Reserve Fund Establishment Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**B20  
08-273**                      **It was moved and seconded that "CVRD Bylaw No. 3094 - Lambourn Estates Sewer System Parcel Tax Roll Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.**

**MOTION CARRIED**

**8:36 pm**                      **Director Walker returned to the Board Room at 8:36 pm.**

**B20  
08-274**                      **It was moved and seconded that "CVRD Bylaw No. 3094 - Lambourn Estates Sewer System Parcel Tax Roll Bylaw, 2008", be adopted.**

**MOTION CARRIED**

**B21  
08-275**                      It was moved and seconded that "CVRD Bylaw No. 3095 - Lambourn Estates Sewer System Capital Reserve Fund Establishment Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B21  
08-276**                      It was moved and seconded that "CVRD Bylaw No. 3095 - Lambourn Estates Sewer System Capital Reserve Fund Establishment Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B22  
08-277**                      It was moved and seconded that "CVRD Bylaw No. 3096 - Electoral Area I Community Parks Park Land Acquisition Reserve Fund Expenditure Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading as amended by adding "on August 31, 2008" to the end of Clause 3.

**MOTION CARRIED**

**B22  
08-278**                      It was moved and seconded that "CVRD Bylaw No. 3096 - Electoral Area I Community Parks Park Land Acquisition Reserve Fund Expenditure Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B23  
08-279**                      It was moved and seconded that "CVRD Bylaw No. 3097 - Electoral Area I Community Parks Park Land Acquisition Reserve Fund Expenditure Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading as amended by adding "on August 31, 2008" to the end of Clause 3.

**MOTION CARRIED**

**B23  
08-280**                      It was moved and seconded that "CVRD Bylaw No. 3097 - Electoral Area I Community Parks Park Land Acquisition Reserve Fund Expenditure Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B24  
08-281**                      It was moved and seconded that "CVRD Bylaw No. 3103 - Cobble Hill Sewer System Service Establishment Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B25  
08-282** It was moved and seconded that "CVRD Bylaw No. 3104 - Cobble Hill Village Drainage #2 Service Establishment Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B26  
08-283** It was moved and seconded that "CVRD Bylaw No. 3105 - Dedication of Land as Park Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading as amended by changing "for park purposes" to "for community park purposes" in the Whereas clause and by changing "as park" to "as community park" in Clause 2.

**MOTION CARRIED**

**B26  
08-284** It was moved and seconded that "CVRD Bylaw No. 3105 - Dedication of Land as Park Bylaw, 2008", be adopted.

**MOTION CARRIED**

**B27  
08-285** It was moved and seconded that "CVRD Bylaw No. 3022 - Area E - Cowichan Station/Sahtlam/Glenora and Area F - Cowichan Lake South/Skutz Falls Official Community Plan Amendment Bylaw (Kuhnke), 2007" and "CVRD Bylaw No. 3023 -Area F - Cowichan Lake South South/Skutz Falls Zoning Amendment Bylaw (Kuhnke), 2007" be referred to the Area F Parks Commission.

Opposed: Directors Duncan, Giles, Walker, Dorey, Marcotte, Hodson

**MOTION DEFEATED**

**B27  
08-286** It was moved and seconded that "CVRD Bylaw No. 3022 - Area E - Cowichan Station/Sahtlam/Glenora and Area F - Cowichan Lake South/Skutz Falls Official Community Plan Amendment Bylaw (Kuhnke), 2007", be adopted.

**MOTION CARRIED**

**B28  
08-287** It was moved and seconded that "CVRD Bylaw No. 3023 -Area F - Cowichan Lake South/Skutz Falls Zoning Amendment Bylaw (Kuhnke), 2007", be adopted.

**MOTION CARRIED**

**B29  
08-288**                      It was moved and seconded that "CVRD Bylaw No. 3024 - Area C - Cobble Hill Official Community Plan Amendment Bylaw (Motherwell), 2007", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B30  
08-289**                      It was moved and seconded that "CVRD Bylaw No. 3028 - Area C - Cobble Hill Zoning Amendment Bylaw (Motherwell), 2007", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B31  
08-290**                      It was moved and seconded that "CVRD Bylaw No. 3025 - Area C - Cobble Hill Zoning Amendment Bylaw (I-1C Recycling), 2007", be granted 3<sup>rd</sup> reading.

Opposed: Directors Cossey, Duncan, Dorey, Giles, Hodson, Marcotte, Walker, Tansley and Alternate Director McKenzie

**MOTION DEFEATED**

**B32  
08-291**                      It was moved and seconded that "CVRD Bylaw No. 3049 - Area A - Mill Bay/Malahat Zoning Amendment Bylaw (Boundary Adjustment Regulation), 2007", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B32  
08-292**                      It was moved and seconded that "CVRD Bylaw No. 3049 - Area A - Mill Bay/Malahat Zoning Amendment Bylaw (Boundary Adjustment Regulation), 2007", be adopted.

**MOTION CARRIED**

**B33  
08-293**                      It was moved and seconded "CVRD Bylaw No. 3050 - Area D - Cowichan Bay Zoning Amendment Bylaw (Boundary Adjustment Regulation), 2007", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B33  
08-294**                      It was moved and seconded that "CVRD Bylaw No. 3050 - Area D - Cowichan Bay Zoning Amendment Bylaw (Boundary Adjustment Regulation), 2007", be adopted.

**MOTION CARRIED**

**B34  
08-295**                      It was moved and seconded that "CVRD Bylaw No. 3051 - Area B - Shawnigan Lake Zoning Amendment Bylaw (Boundary Adjustment Regulation), 2008", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B34  
08-296**                      It was moved and seconded that "CVRD Bylaw No. 3051 - Area B - Shawnigan Lake Zoning Amendment Bylaw (Boundary Adjustment Regulation), 2008", be adopted.

**MOTION CARRIED**

**B35  
08-297**                      It was moved and seconded that "CVRD Bylaw No. 3074 - Area E - Cowichan Station/Sahtlam/Glenora Official Community Plan Amendment Bylaw (School Sites), 2008", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B36  
08-298**                      It was moved and seconded that "CVRD Bylaw No. 3075 - Area E - Cowichan Station/Sahtlam/Glenora Zoning Amendment Bylaw (Civic Use Definition), 2008", be granted 3<sup>rd</sup> reading.

**MOTION CARRIED**

**B37  
08-299**                      It was moved and seconded that "CVRD Bylaw No. 3086 - Area D - Cowichan Bay Official Settlement Plan Amendment Bylaw (Johannsen-Waldy Road), 2008", be granted 1<sup>st</sup> and 2<sup>nd</sup> reading.

**MOTION CARRIED**

**B38  
08-300**                      It was moved and seconded that "CVRD Bylaw No. 3087 - Area D - Cowichan Bay Zoning Amendment Bylaw (Johannsen - Waldy Road), 2008", be granted 1<sup>st</sup> and 2<sup>nd</sup> reading.

**MOTION CARRIED**

**B39  
08-301**                      It was moved and seconded that "CVRD Bylaw No. 3101 - Area I - Youbou/Meade Creek Official Community Plan Amendment Bylaw (Urban Residential Lot Size), 2008", be granted 1<sup>st</sup> and 2<sup>nd</sup> reading.

**MOTION CARRIED**

**B40  
08-302**                      It was moved and seconded that "CVRD Bylaw No. 3102 - Area I - Youbou/Meade Creek Zoning Amendment Bylaw (R-3 Lot Size), 2008", be granted 1<sup>st</sup> and 2<sup>nd</sup> reading.

**MOTION CARRIED**

**8:59 pm** Director Duncan left the Board Room at 8:59 pm.

**B41** It was moved and seconded that "CVRD Bylaw No. 3106 - Cobble  
**08-303** Hill Sewer System Service Loan Authorization Bylaw, 2008", be granted 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading.

**MOTION CARRIED**

**RESOLUTIONS**

**RES1** It was moved and seconded that the following appointments to the  
**08-304** Electoral Area A - Mill Bay/Malahat Advisory Planning Commission be approved:

Term to expire November 30, 2008:  
Ted Stevens  
Margo Johnston  
June Laraman

**MOTION CARRIED**

**UNFINISHED** D1 - Due to the continued absence of the D1 delegation representative,  
**BUSINESS** this item was not dealt with.

**9:02 pm** Director Duncan returned to the Board Room at 9:02 pm.

**ADJOURNMENT**

**9:13 pm** It was moved and seconded that the Regular Board meeting adjourn.  
**08-305**

**MOTION CARRIED**

The meeting adjourned at 9:13 pm.

Certified Correct:

\_\_\_\_\_  
Chair

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

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