



Making a difference...together

**Minutes of a Meeting of the Capital Regional District Board  
held Wednesday, September 10, 2014 in the Board Room, 625 Fisgard Street, Victoria, BC**

- PRESENT: Directors:** A. Bryson (Chair), D. Blackwell (Vice Chair), S. Brice, J. Brownoff, V. Derman, B. Desjardins, C. Hamilton, M. Hicks, G. Hill, D. Howe, B. Isitt, N. Jensen, F. Leonard, W. McIntyre, W. Milne, J. Ranns, L. Seaton, L. Wergeland, K. Williams (for J. Mendum), and G. Young  
**Staff:** R. Lapham, Chief Administrative Officer; L. Hutcheson, General Manager, Parks and Environmental Services; D. Lokken, General Manager, Finance and Technology; T. Robbins, General Manager, Integrated Water Services; K. Lorette, General Manager, Planning and Protective Services; G. Harris, Senior Manager, Environmental Protection; T. Whiting, Senior Manager, Protective Services; S. Santarossa, Corporate Officer, and S. Norton, Deputy Corporate Officer (Recorder)  
**Also Present:** M. Bergamini, Principal, InterChange Public Affairs; C. Culham, Senior Manager, Operations, Capital Region Housing Corporation; C. Stewart, Stewart McDannold Stuart, CRD Solicitors
- ABSENT: Directors:** M. Alto, L. Cross, T. Daly and D. Fortin

The Chair called the meeting to order at 1:43 pm.

**1. APPROVAL OF THE AGENDA**

**MOVED** by Director Derman, **SECONDED** by Director Blackwell,  
That the agenda and supplementary agenda be approved.

**CARRIED**

**2. ADOPTION OF MINUTES OF AUGUST 13, 2014**

**MOVED** by Director Blackwell, **SECONDED** by Director Desjardins,  
That the minutes of the meeting of August 13, 2014 be adopted.

**CARRIED**

**3. REPORT OF THE CHAIR**

**4. PRESENTATIONS/DELEGATIONS**

**4.1 PRESENTATIONS**

**4.2 DELEGATIONS**

1. John Foley, President, Salt Spring Island Rod & Gun Club, re agenda item 6.1, spoke against Bylaw No. 3855 and noted community support for the club, benefits of a gun club, and noise mitigation efforts. The delegation provided a copy of his presentation, on file at Legislative and Information Services.

2. Brian Milne, re agenda item 6.1, raised concerns about the CRD's enforcement of the noise bylaw. The delegation provided a copy of his presentation, on file at Legislative and Information Services.
3. Norma Brown, re agenda item 5.1.1: withdrawn
4. Lisa Nichols, Victoria Fish & Game Protection Assoc., re agenda item 6.1, spoke in favour of rescinding readings of Bylaw No. 3855. The delegation provided a copy of her presentation, on file at Legislative and Information Services.

**5. REPORTS OF COMMITTEES**

**5.1 CORE AREA LIQUID WASTE MANAGEMENT COMMITTEE – September 10, 2014**

**1. Terms of Reference – Options Study for Core Area Sewage Treatment**

Item was referred back to staff by Committee and therefore not forwarded to the Board.

**2. Seaterra Budget Update No. 15**

**MOVED** by Director Young, **SECONDED** by Director Blackwell,  
That the Seaterra Budget Update No. 15 be received for information.

**CARRIED**

**3. Motion with Notice: Options for Wastewater Treatment (Director Hamilton)**

Item was not dealt with at Committee and therefore not forwarded to the Board.

**5.2 FINANCE COMMITTEE – September 3, 2014**

**1. 2015 Budget Overview**

**MOVED** by Director Leonard, **SECONDED** by Director Brice,  
That the 2015 Budget Overview report be received for information.

**CARRIED**

**2. Bylaw 3970: 2014-2018 Financial Plan Amendment**

**MOVED** by Director Leonard, **SECONDED** by Director Brice,  
That Bylaw No. 3970, "2014 to 2018 Financial Plan, 2014, Amendment Bylaw No. 1, 2014" be introduced and read a first and second time.

**CARRIED**

**MOVED** by Director Leonard, **SECONDED** by Director Brice,  
That Bylaw No. 3970 be read a third time.

**CARRIED**

**MOVED** by Director Leonard, **SECONDED** by Director Brice,  
That Bylaw No. 3970 be adopted.

**CARRIED**

**3. Bylaw 3972: Electoral Area Permissive Tax Exemptions**

**MOVED** by Director Leonard, **SECONDED** by Director Brice,  
That Bylaw No. 3972, "Tax Exemption (Permissive) Bylaw, 2014" be introduced and  
read a first and second time.

**CARRIED**

**MOVED** by Director Leonard, **SECONDED** by Director Brice,  
That Bylaw No. 3972 be read a third time.

**CARRIED**

**MOVED** by Director Leonard, **SECONDED** by Director Brice,  
That Bylaw No. 3972 be adopted.

**CARRIED**

**4. Bylaw 3976: Recreation Services and Facilities Fees and Charges 2014-2015 –  
to Add Updated Salt Spring Island (SSI) Parks And Recreation Fees and  
Charges**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,  
That Bylaw No. 3976, "Capital Regional District Recreation Services and Facilities  
Fees and Charges Bylaw No. 1, 2009, Amendment Bylaw No. 6, 2014" be introduced  
and read a first and second time.

**CARRIED**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,  
That Bylaw No. 3976 be read a third time.

**CARRIED**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,  
That Bylaw No. 3976 be adopted.

**CARRIED**

**5. Bylaw 3977: Amendment to Salt Spring Island Liquid Waste, Sewer, and Water  
Fees and Charges Bylaw 3864**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,  
That Bylaw No. 3977, "Salt Spring Island Liquid Waste, Sewer, and Water Fees and  
Charges Bylaw No. 1, 2012, Amendment Bylaw No. 3, 2014" be introduced and read  
a first and second time.

**CARRIED**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,  
That Bylaw No. 3977 be read a third time.

**CARRIED**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,  
That Bylaw No. 3977 be adopted.

**CARRIED**

**5.3 REGIONAL WATER SUPPLY COMMISSION – July 16, 2014**

**Greater Victoria Drinking Water Quality 2013 Annual Report**

**MOVED** by Director Derman, **SECONDED** by Director Milne,

- 1) That the executive summary of the Greater Victoria Drinking Water Quality 2013 Annual Report be received for information; and
- 2) That the full annual report be distributed to the appropriate agencies and posted to the CRD website.

**CARRIED**

**6. ADMINISTRATION REPORTS**

**6.1 Salt Spring Island (SSI) Noise Suppression Amendment Bylaw**

**MOVED** by Director McIntyre, **SECONDED** by Director Hicks,  
That the introduction, first reading and second reading of Bylaw No. 3855 “Noise Suppression Bylaw (Salt Spring Island) No. 1, 2006, Amendment Bylaw No. 1, 2014” be rescinded.

**CARRIED**

**6.2 Juan de Fuca Land Use Committee and Advisory Planning Commission Amendment Bylaws**

**MOVED** by Director Hicks, **SECONDED** by Director Howe,  
That Bylaw No. 3735, “Capital Regional District Advisory Planning Commission Bylaw No. 1, 2002, Amendment Bylaw No. 3, 2014” be introduced and read a first and second time.

**CARRIED**

**MOVED** by Director Hicks, **SECONDED** by Director Howe,  
That Bylaw No. 3735 be read a third time.

**CARRIED**

**MOVED** by Director Hicks, **SECONDED** by Director Howe,  
That Bylaw No. 3735 be adopted.

**CARRIED**

**MOVED** by Director Hicks, **SECONDED** by Director Howe,  
That Bylaw No. 3983, "Capital Regional District Land Use Committee Bylaw No. 1, 2004,  
Amendment Bylaw No. 6, 2014" be introduced and read a first and second time.

**CARRIED**

**MOVED** by Director Hicks, **SECONDED** by Director Howe,  
That Bylaw No. 3983 be read a third time.

**CARRIED**

**MOVED** by Director Hicks, **SECONDED** by Director Howe,  
That Bylaw No. 3983 be adopted.

**CARRIED**

**6.3 Bylaw No. 3819, Otter Point Official Community Plan – Board Voting Block A**

**MOVED** by Director Hicks, **SECONDED** by Director Milne,  
That third reading of Bylaw No. 3819, "Otter Point Official Community Plan Bylaw No. 1,  
2014" be rescinded.

**CARRIED**

**MOVED** by Director Hicks, **SECONDED** by Director Milne,  
That Bylaw No. 3819 be amended by replacing the maps as shown in Appendix 2 of the  
staff report.

**CARRIED**

**MOVED** by Director Hicks, **SECONDED** by Director Milne,  
That Bylaw No. 3819, as amended, be read a third time.

**CARRIED**

**6.4 Salt Spring Island (SSI) Transportation Service Assent Voting for Bylaw No. 3956 –  
Documentation Corrections**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,  
1) That third reading of Bylaw No. 3956, Salt Spring Island Community Transit and  
Transportation Service Establishment Bylaw No. 1, 2007, Amendment Bylaw No. 3,  
2014, be rescinded.

**CARRIED**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,

2) That Bylaw No. 3956 be amended (as annotated) by:

- Correcting the descriptive portion of the bylaw title by specifying “for the purpose of funding improvements to the North Ganges Village Transportation Management Plan”;
- Modifying citation B under WHEREAS;
- Replacing Section 5(3)(b) with the following:  
“an amount equal to the amount that could be raised by a property value tax rate of \$0.1346 per One Thousand (\$1,000.00) dollars applied to the net taxable value of land and improvements in the Service Area.”

**CARRIED**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,

3) That Bylaw No. 3956, as amended, be read a third time.

**CARRIED**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,

4) That the wording of the bylaw question for the purposes of the ballot shall be as follows:

*Are you in favour of the Capital Regional District Board adopting Bylaw No. 3956, “Salt Spring Island Community Transit and Transportation Service Establishment Bylaw No. 1, 2007, Amendment Bylaw No. 3, 2014” authorizing the CRD to increase the maximum annual requisition for the transportation service until 2018 so that it will be the greater of THREE HUNDRED NINETY-SIX THOUSAND TWO HUNDRED FIFTY DOLLARS (\$396,250) or \$0.1346 per ONE THOUSAND DOLLARS (\$1,000.00) of taxable land and improvements for the purpose of funding the capital and operating costs of the transportation service, including further improvements to the North Ganges Village Transportation Management Plan. YES or NO?*

**CARRIED**

**MOVED** by Director McIntyre, **SECONDED** by Director Howe,

5) That the amended synopsis of Bylaw No. 3956, attached as Appendix B, be approved for advertising purposes.

**CARRIED**

## 7. BYLAWS

### 7.1 Bylaw No. 3849, “Juan de Fuca Electoral Area Land Use Bylaw, 1992, Amendment Bylaw No. 112, 2014” – Board Voting Block A

**MOVED** by Director Hicks, **SECONDED** by Director Milne,  
That Bylaw No. 3849 be adopted.

**CARRIED**

**7.2 Bylaw No. 3922, “Juan de Fuca Land Use Bylaw, 1992, Amendment Bylaw No. 118, 2014” – Board Voting Block A**

**MOVED** by Director Hicks, **SECONDED** by Director Milne,  
That Bylaw No. 3922 be adopted.

**CARRIED**

**7.3 Bylaw No. 3923, “Juan de Fuca Land Use Bylaw, 1992, Amendment Bylaw No. 119, 2014” – Board Voting Block A**

**MOVED** by Director Hicks, **SECONDED** by Director Milne,  
That Bylaw No. 3923 be adopted.

**CARRIED**

**7.4 Bylaw No. 3929, “Comprehensive Community Development Plan for Port Renfrew Bylaw No. 1, 2003, Amendment Bylaw No. 6, 2014” – Board Voting Block A**

**MOVED** by Director Hicks, **SECONDED** by Director Milne,  
That Bylaw No. 3929 be adopted.

**CARRIED**

**7.5 Bylaw No. 3962, “Capital Regional District Clean Air Bylaw No. 1, 2014”**

**MOVED** by Director Desjardins, **SECONDED** by Director Blackwell,  
That Bylaw No. 3962 be adopted.

Discussion ensued regarding:

- Scope of the bylaw and its impact on civil liberties
- Inclusion of beaches and wilderness parkland
- Enforceability
- Signage

The question was called on the motion.

**Hicks, Hamilton, Isitt, Milne, Ranns, Williams, Young** **CARRIED**  
**OPPOSED**

**8. NEW BUSINESS**

**8.1 2014 General Local Election – 2014 Islands Trust Election Services Agreement**

**MOVED** by Director Blackwell, **SECONDED** by Director Hill,  
That the 2014 Islands Trust Election Services Agreement between the CRD and the  
Islands Trust Council be approved and executed by the Board Chair and Corporate  
Officer.

**CARRIED**

**9. MOTION TO CLOSE THE MEETING**

**MOVED** by Director Brice, **SECONDED** by Director Blackwell,  
That the Board close the meeting in accordance with the Community Charter, Part 4, Division 3, 90(1) (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the regional district or another position appointed by the regional district (Items 3.1.2, 4.1); (e) the acquisition, disposition or expropriation of land or improvements (Items 3.1.4, 3.3.1); (f) law enforcement (Item 3.2.1); (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose (Items 3.1.1, 3.1.3); 90(2)(b) the consideration of information received and held in confidence relating to negotiations between the regional district and a provincial government or the federal government or both and a third party (Items 3.1.1, 3.3.1)

**CARRIED**

The Board moved to closed meeting at 2:41 pm and reconvened in open session at 2:48 pm

**10. ADMINISTRATION REPORTS (CONT'D)**

**10.1 2014 Financial Plan Bylaw Amendment**

**MOVED** by Director Leonard, **SECONDED** by Director Blackwell,  
That Bylaw No. 3984, "2014 to 2018 Financial Plan, 2014, Amendment Bylaw No. 2, 2014" be introduced and read a first and second time.

**CARRIED**

**MOVED** by Director Leonard, **SECONDED** by Director Blackwell,  
That Bylaw No. 3984 be read a third time.

**CARRIED**

**MOVED** by Director Leonard, **SECONDED** by Director Blackwell,  
That Bylaw No. 3984 be adopted.

**CARRIED**

**10.2 Temporary Borrowing Bylaw Amendment**

**MOVED** by Director Leonard, **SECONDED** by Director Hill,  
That Bylaw No. 3985, "Temporary Loan (Land Assembly, Housing and Land Banking) Bylaw No. 1, 2011, Amendment Bylaw No. 1, 2014" be introduced and read a first and second time.

**CARRIED**

**MOVED** by Director Leonard, **SECONDED** by Director Hill,  
That Bylaw No. 3985 be read a third time.

**CARRIED**

**MOVED** by Director Leonard, **SECONDED** by Director Hill,



That Bylaw No. 3985 be adopted.

**CARRIED**

**11. RISE AND REPORT**

**1. Appointments to CRD Committees and Commissions**

That the following person be appointed to the Southern Gulf Islands Harbours Commission for a term to expire October 1, 2015: Bryce Young; and  
That the following persons be appointed to the Magic Lake Estates Water and Sewer Committee for a term to expire October 31, 2016: Joseph Gill, Kathy Heslop, Mary Steel.

**12. ADJOURNMENT**

**MOVED** by Director Blackwell, **SECONDED** by Director Derman,  
That the meeting be adjourned at 2:52 pm.

**CARRIED**

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**CHAIR**

**CERTIFIED CORRECT:**

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**CORPORATE OFFICER**