

**Meeting Minutes**

**Capital Regional District Board**

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**Wednesday, November 23, 2016**

**1:30 PM**

**6th Floor Boardroom**

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**Special Meeting**

**PRESENT**

**DIRECTORS:** D. Howe (Vice Chair), R. Atwell (1:36), D. Blackwell, S. Brice, J. Brownoff, V. Derman, A. Finall, C. Hamilton, J. Loveday (for L. Helps), M. Hicks, B. Isitt, K. Murdoch (for N. Jensen), C. Plant (1:34), S. Price, B. Gramigna (for J. Ranns), J. Rogers (for D. Screech), L. Seaton, M. Tait, K. Williams, R. Windsor and G. Young

**STAFF:** R. Lapham, Chief Administrative Officer; K. Lorette, General Manager, Planning and Protective Services; T. Robbins, General Manager, Integrated Water Services; S. Bagh, Senior Manager, Regional and Strategic Planning; E. Gorman, Deputy Corporate Officer; B. Reems, Corporate Officer, and N. More, Committee Clerk (Recorder)

**ALSO PRESENT:** C. Stewart, Stewart McDannold Stuart

**ABSENT:** Directors M. Alto, B. Desjardins (Chair) and W. McIntyre

The meeting was called to order at 1:30 p.m.

**1. APPROVAL OF THE AGENDA**

Director Windsor gave notice of a motion for the November 30, 2016, meeting of the Committee of the Whole.

**MOVED by Director Blackwell, SECONDED by Director Williams,  
That the agenda be approved.  
CARRIED**

**4. PRESENTATIONS/DELEGATIONS**

**4.1 Presentations**

There were none.

**4.2 Delegations (Only items 5.1 and 5.2 can be addressed.)**

**4.2.1. [16-1125](#)** Jack Julseth, Three Point Properties, re item 5.1

J. Julseth spoke on behalf of several companies in Port Renfrew in favour of item 5.1: the Renfrew Pub, Wild Coast Cottages, Seaside Cottages, Coastal Kitchen, the West Coast Trail Lodge. He felt there was a need for a consistent water supply to rely on for the existing businesses and clarity in regard to the Official Community Plan.

Director Plant entered the meeting at 1:34 p.m.

- 4.2.2. [16-1126](#) Karl Ablack (with Jason Brown & Maria Nathaniel), Port Renfrew Management Ltd., re item 5.1

Marie Nathaniel, representing Port Renfrew Management, spoke in favour of the extension of water service to Port Renfrew Comprehensive Community Development Plan Area. She provided background on the work of Port Renfrew Management in dealing with the water services situation. The delegation provided a written submission, on file at Legislative and Information Services.

Director Atwell entered the meeting at 1:36 p.m.

- 4.2.3. [16-1127](#) Mike Conlin, Pacheedaht First Nation, re items 5.1 and 5.2

Mike Conlin, Pacheedaht Nation, spoke in favour of the motion. The delegation provided a written submission, on file at Legislative and Information Services. He clarified that in 2004, when the Port Renfrew Official Community Plan was adopted, it was the intent to expand water into that area on the map.

- 4.2.4. [16-1128](#) Paul McFadden, Pacific Gateway Marina, re item 5.1

Paul McFadden, Pacific Gateway Marina, spoke in favour of the motion. He felt it would be a responsible development that supports the community plan.

## 5. SPECIAL MEETING MATTERS

- 5.1. [16-1117](#) Motion With Notice - Extension of Water Service to Port Renfrew Comprehensive Community Development Plan Area

On the motion to extend water service, Director Hicks, as Regional Director for the Juan de Fuca Electoral Area, provided background on the local area and the Official Community Plan. He discussed the implications of the 2003 Regional Growth Strategy on the extension of water service to the Development Plan Area and made the following points:

- Although the proposed 2016 Regional Growth Strategy recognizes the ability to extend water services within the Port Renfrew development area, it's not yet in place.
- This amendment would bridge the gap.
- The resolution recognizes the Official Community Plan of Port Renfrew.

**MOVED by Director Hicks, SECONDED by Director Blackwell,**

**1. That the Capital Regional District Board recognizes the existing water service areas, the Port Renfrew Water Supply Local Service Area (1989) and the Snuggery Cove Water System Service Area (2002), that were established prior to the 2003 Regional Growth Strategy; and**

**2. That the Capital Regional District Board reaffirms the intent to provide water service to the Port Renfrew Comprehensive Community Development Plan area, set out in Bylaw No. 3109 (2004), subject to operational considerations and infrastructure improvements required to provide water servicing capacity in the local system.**

**MOVED by Director Hicks, SECONDED by Director Blackwell,**

**That the meeting be closed in accordance with the Community Charter Part 4,**

**Division 3, 90 (1) (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.**

**CARRIED**

The Board went into closed session at 1:56 p.m. and rose at 2:26 p.m. without report.

On the motion to postpone the item, the Board discussed: whether further information and written documentation were needed, the status of the Port Renfrew Official Community Plan, and recent court decisions favouring community wishes regarding the judgement of Official Community Plans.

**MOVED by Director Derman, SECONDED by Director Plant,**

**That the matter be postponed until the December 14, 2016, Board meeting.**

**DEFEATED**

**OPPOSED Atwell, Blackwell, Gramigna, Hamilton, Hicks, Murdoch, Tait, Plant, Seaton, Windsor**

The Board discussed Regional Growth Strategy limits to growth in contrast to the right to water, and the practice on the ground, where water services have been extended in Port Renfrew as necessary over the past 10 years.

The question on the main motion was called.

**MOVED by Director Hicks, SECONDED by Director Blackwell,**

**1. That the Capital Regional District Board recognizes the existing water service areas, the Port Renfrew Water Supply Local Service Area (1989) and the Snuggery Cove Water System Service Area (2002), that were established prior to the 2003 Regional Growth Strategy; and**

**2. That the Capital Regional District Board reaffirms the intent to provide water service to the Port Renfrew Comprehensive Community Development Plan area, set out in Bylaw No. 3109 (2004), subject to operational considerations and infrastructure improvements required to provide water servicing capacity in the local system.**

**CARRIED**

**OPPOSED Brice, Brownoff, Derman, Finall, Isitt, Loveday, Price, Rogers, Williams**

**5.2. [16-1118](#)**

**Motion With Notice - Amendment to Regional Growth Strategy for Extension of Water Service to Pacheedaht Nation Gas Station**

The Regional Director for the Juan de Fuca Electoral Area clarified that the motion to extend water service to the Pacheedaht gas station in Port Renfrew was unnecessary, as First Nation land was not subject to the Regional Growth Strategy, and the water service could be extended as needed.

**MOVED by Director Hicks, SECONDED by Director Blackwell,**

**That this item be withdrawn.**

**CARRIED**

**5.3. [16-1069](#)**

**2016 Regional Growth Strategy Bylaw 4017**

K. Lorette provided highlights of the report. He noted that the date in part d) of the recommendation would now be December 2, rather than November 10. On the motion, the Board discussion included the following points:

- whether the document sufficiently addressed climate action

- clarification on Section 2.2 sub 2. regarding water service and agriculture
- providing water infrastructure as part of climate adaptation
- review in 2007-2008 on sustainability
- simplification of the language from "Regional Urban Containment and Servicing Policy Area" to "Growth Policy Area"
- population projections over 20 years and capacity of infrastructure like roads
- the legislation requires unanimity on a Regional Growth Strategy (RGS)
- compromise on some points compared to going into arbitration
- many debates already, time to refer out to municipalities for comment
- while climate action is a real need, the RGS is more than water, it's also about transportation and economic opportunities
- Official Community Plan process gives feedback
- it's about people living together and supporting one another

**MOVED** by Director Hicks, **SECONDED** by Director Blackwell,

(a) That the record of comments from the public hearing (Appendix A) be received.

(b) That first and second reading of Bylaw No. 4017 "Capital Regional District Regional Growth Strategy Bylaw No. 1, 2016", given on October 12, 2016, be rescinded.

(c) That revised Bylaw No. 4017 "Capital Regional District Regional Growth Strategy Bylaw No. 1, 2016", (Appendix B) that extends the Growth Policy Area Boundary, provides minor content revisions, but retains Section 2.2.2 water servicing policy as per the Bylaw as it read on October 12, 2016, (Appendix D) be introduced and read a first and second time.

(d) That the 2016 Regional Growth Strategy Bylaw No. 4017 on December 2, 2016, be referred to municipal councils for acceptance as per section 436 of the Local Government Act.

The motion was divided and the question called on each part.

a) That the record of comments from the public hearing (Appendix A) be received.

**CARRIED**

b) That first and second reading of Bylaw No. 4017 "Capital Regional District Regional Growth Strategy Bylaw No. 1, 2016", given on October 12, 2016, be rescinded.

**CARRIED**

**OPPOSED** Derman, Finall, Isitt, Loveday, Rogers, Williams

c) That revised Bylaw No. 4017 "Capital Regional District Regional Growth Strategy Bylaw No. 1, 2016" (Appendix B) that extends the Growth Policy Area Boundary, provides minor content revisions, but retains Section 2.2.2 water servicing policy as per the Bylaw as it was read on October 12, 2016, (Appendix D), be introduced and read a first and second time.

**CARRIED**

**OPPOSED** Derman, Finall, Isitt, Loveday, Rogers, Williams, Young

d) That the 2016 Regional Growth Strategy Bylaw No. 4017 on December 2, 2016, be referred to municipal councils for acceptance as per section 436 of the Local Government Act.

**CARRIED**

**OPPOSED** Derman, Finall, Isitt, Loveday, Rogers, Williams, Young

**6. MOTION TO CLOSE THE MEETING**

6.1. [16-1123](#) Motion to Close the Meeting

**MOVED** by Director Windsor, **SECONDED** by Director Williams,  
That the meeting be closed in accordance with the Community Charter Part 4,  
Division 3, 90 (1) (e) the acquisition, disposition or expropriation of land or  
improvements, if the board considers that disclosure could reasonably be  
expected to harm the interests of the regional district.  
**CARRIED**

The Board went into closed session at 3:24 p.m. and rose at 4:02 p.m. without  
report.

**7. ADJOURNMENT**

**MOVED** by Director Windsor, **SECONDED** by Director Brice,  
That the meeting be adjourned at 4:02 p.m.  
**CARRIED**

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**CHAIR**

**CERTIFIED CORRECT:**

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**CORPORATE OFFICER**