

DISTRICT OF HIGHLANDS
REGULAR COUNCIL MEETING

Minutes of the Regular Council meeting held Monday, June 3, 2002, at the East Highlands Fire Hall, 3613 Woodridge Place at 7:30 p.m.

PRESENT:

Mayor Roessingh, Chair
Councillor Cardinal (arrived 7:40 p.m.)
Councillor Faris
Councillor McLellan
Councillor McPherson
Councillor Mendum (arrived 7:44 p.m.)
Councillor Vogel

IN ATTENDANCE:

Bruce Woodbury, Administrator
Loranne Hilton, Deputy Clerk

AGENDA:

MOTION 165/02 MOVED BY COUNCILLOR MCPHERSON
SECONDED BY COUNCILLOR MCLELLAN AND RESOLVED
THAT: The Agenda BE AMENDED by adding the following item:

Item 7 c) Development Permit Application DP-07-02
 OWNER/APPLICANT: Greg Killip
 LOCATION: 631 Stewart Mountain Road

AND THAT THE AGENDA, AS AMENDED, BE ADOPTED.

CARRIED

1. PETITIONS AND DELEGATIONS

a) OWNER/APPLICANT: Kingco 2000 Developments Ltd./
 LGB9 Development Corporation

i) Development Permit Application DP-04-02
 LOCATION: Lot 2, Highland District, Plan VIP72161

Mr. Les Bjola, Project Manager, LGB9 Development Corporation, was in attendance in support of the application and answered queries of Council in this regard.

MOTION 166/01 MOVED BY COUNCILLOR VOGEL
SECONDED BY COUNCILLOR MCPHERSON AND RESOLVED
THAT: Development Permit DP-04-02 BE ISSUED to LGB9
Development Corporation, agent for Kingco 2000 Developments
Ltd., to construct a road on Lot 2, Plan VIP72161 in the location
shown on Plan “A” contained in the report from the Administrator
dated June 3, 2002 and that the following conditions be part of the
Development Permit:

- a) That third party conservation covenants, with the District of Highlands being one of the covenant holders, be registered against those portions of LGB9’s property in Areas A, B, C, D, E and I as shown on Plan “B” attached to the report from the Administrator dated June 3, 2002; and
- b) That all of the management strategies contained on pages 16 to 22 of the report dated May 28, 2002 from Enkon Environmental titled Proposed Bear Mountain Drive – Environmental Overview Assessment be complied with.

CARRIED

- ii) Request to Work in Covenanted Area
LOCATION: Lot 2, Highland District, Plan VIP72161

MOTION 167/02 MOVED BY COUNCILLOR FARIS
SECONDED BY COUNCILLOR MCLELLAN AND RESOLVED
THAT: Council grant consent to LGB9 Development Corporation,
agent for Kingco 2000 Developments Ltd., to construct a road
within the Covenant Area on Lot 2, Plan VIP72161 in the location
shown on Plan “A” attached to the report from the Administrator
dated June 3, 2002 subject to the following:

- a) That third party conservation covenants, with the District of Highlands being one of the covenant holders, first be registered against those portions of LGB9’s property in Areas A, B, C, D, E and I as shown on Plan “B” attached to the report from the Administrator dated June 3, 2002; and
- b) That all of the management strategies contained on pages 16 to 22 of the report dated May 28, 2002 from Enkon Environmental titled Proposed Bear Mountain Drive – Environmental Overview Assessment be complied with.

CARRIED

2. ADOPTION OF THE MINUTES

- a) Minutes of the Regular Council Meeting held May 21, 2002

MOTION 168/02 MOVED BY COUNCILLOR VOGEL
SECONDED BY COUNCILLOR FARIS AND RESOLVED
THAT: The minutes of the Regular Council meeting held May 21, 2002
BE ADOPTED as circulated.

CARRIED

3. BUSINESS ARISING FROM THE MINUTES

- a) Letter from Turner Lane Development Corporation
Re: Request for Sewer and Water Line through District of Highlands

Mayor Roessingh noted that this item had been returned for further consideration due to new information being provided since Council's denial of the request at the previous Regular Council meeting.

Mr. Les Bjola of Turner Lane Development Corporation was in attendance in support of the request to construct a sewer and water line through the District of Highlands, and answered queries of Council in this regard.

Mr. Bjola noted that he was seeking some indication from Council that it would be interested in obtaining more information with respect to routing options prior to investing the time necessary to continue preparing the information. Mr. Bjola noted that he had a petition signed by representatives of the Millstream Industrial Park, Highwest Waste Recyclers and resident Peter Quackenbush indicating their interest in participating if piped water and sewer lines were constructed for the southern industrial area of the Highlands.

In response to Mr. Bjola's request for assurance from Council regarding its interest in the proposal, some members of Council stated that it would not be appropriate to give an indication as requested as they did not want to be tied to that in the future, and also noted that such a proposal should be referred to advisory committees and the Advisory Planning Commission.

Further discussion ensued regarding the request, and varying views and opinions were noted.

MOTION 169/02 MOVED BY COUNCILLOR MENDUM

SECONDED BY COUNCILLOR MCLELLAN AND RESOLVED

THAT: The request from Turner Lane Development Corporation to construct a sewer and water line through the District of Highlands BE REFERRED to staff to gather further information and to present a report to Council.

CARRIED

(Councillor McPherson recorded as opposed)

- b) Development Permit Application DP-06-02
OWNER/APPLICANT: District of Highlands
LOCATION: 1564 Millstream Road (West Fire Hall)

MOTION 170/02 MOVED BY COUNCILLOR VOGEL

SECONDED BY COUNCILLOR CARDINAL AND RESOLVED

THAT: Development Permit Application DP-06-02 relating to Lot A, Section 35, Highland District, Plan 44953 that permits the cutting and removal of trees BE ISSUED in substantial accordance with Plan A.

CARRIED

4. REPORTS

a) Committee Reports

- i) Administration and Finance

The next meeting of the Administration and Advisory Committee is scheduled for June 10, 2002 at 7:30 p.m. at Pike House to discuss the recommended distribution of 2002 grants-in-aid.

Councillor McPherson noted that the Administration and Finance Advisory Committee completed a phone survey regarding the Five Year Financial Plan and that a report would be forthcoming.

- ii) Environment

The next meeting of the Environment Advisory Committee is scheduled for June 12, 2002 at 7:30 p.m. at Pike House.

- iii) Parks and Recreation

Nothing to report.

iv) Protective Services

Councillor McLellan noted that the Wildland-Urban Interface public meeting was held May 27, noting that it was a good and informative session.

v) Transportation and Public Works

The next meeting of the Roads Advisory Committee is scheduled for June 20, 2002 at 7:30 p.m. at Pike House.

vi) Trails

The next meeting of the Trails Advisory Committee is scheduled for June 25, 2002 at 7:30 p.m. at Pike House.

Councillor Faris noted that a Munn Road roadside trail “work bee” is scheduled for June 11 at 6:30 p.m. and that a “Broom Bash” is scheduled for June 15th at Caleb Pike Road West.

vii) Planning and Zoning

It was noted that the Advisory Planning Commission will be meeting June 11, 2002 at the West Fire Hall to discuss Rezoning Application RZ-01-02 referred by Council at the May 21, 2002 Regular meeting.

b) Mayor’s Report

Mayor Roessingh noted that it was “Go Green” week, encouraging transportation other than in single occupancy vehicles.

The Mayor noted that he had been contacted regarding a RCMP assessment being conducted, and encouraged Council members to provide comments to him to forward regarding the RCMP service received by the District of Highlands.

Mayor Roessingh expressed appreciation to all those involved with the recent Wildland Urban Interface public meeting held May 27th.

5. CORRESPONDENCE

Nil.

6. **BYLAWS**

- a) “District of Highlands Firearms and Bow Hunting Bylaw Amendment Bylaw No. 181, 2002”

Marcie McLean, resident, presented a letter to Council requesting inclusion of a clause that would permit a resident to protect its livestock from domestic animals with the use of firearms.

There was discussion regarding Ms. McLean’s request, and it was noted that the District has a contract with the Capital Regional District for animal control.

MOTION 171/02 MOVED BY COUNCILLOR MCLELLAN
SECONDED BY COUNCILLOR VOGEL AND RESOLVED
THAT: “District of Highlands Firearms and Bow Hunting Bylaw Amendment Bylaw No. 181, 2002” BE ADOPTED.

CARRIED

(Councillor McPherson recorded as opposed)

- b) “Juan de Fuca Recreation Centre Fees and Charges Bylaw No. 183, 2002”

MOTION 172/02 MOVED BY COUNCILLOR MCPHERSON
SECONDED BY COUNCILLOR MCLELLAN AND RESOLVED
THAT: “Juan de Fuca Fees and Charges Bylaw No. 183, 2002” BE GRANTED FIRST READING.

CARRIED

MOTION 173/02 MOVED BY COUNCILLOR MCPHERSON
SECONDED BY COUNCILLOR VOGEL AND RESOLVED
THAT: “Juan de Fuca Fees and Charges Bylaw No. 183, 2002” BE GRANTED SECOND READING.

CARRIED

MOTION 174/02 MOVED BY COUNCILLOR FARIS
SECONDED BY COUNCILLOR MENDUM AND RESOLVED
THAT: “Juan de Fuca Fees and Charges Bylaw No. 183, 2002” BE GRANTED THIRD READING.

CARRIED

7. **NEW BUSINESS**

- a) Memorandum from the Administrator
Re: Draft Employee Policy 1120 – Systems and Data Usage Agreement

There was discussion regarding the draft policy and the Administrator answered queries of Council in this regard.

MOTION 175/02 MOVED BY COUNCILLOR VOGEL
SECONDED BY COUNCILLOR MCPHERSON AND RESOLVED
THAT: Draft Employee Policy 1120 – Systems and Data Usage Agreement BE AMENDED to include a clause that would notify employees that their systems and data usage activities may be monitored, AND FURTHER that the policy BE ADOPTED AS AMENDED.

CARRIED

- b) Letter from the Chair, Capital Regional District
Re: CRD Parks Land Acquisition Fund

MOTION 176/02 MOVED BY COUNCILLOR FARIS
SECONDED BY COUNCILLOR MENDUM AND RESOLVED
THAT: The letter from the Chair, Capital Regional District, dated May 14, 2002 and Bulletin 2: Land Acquisition Fund BE DEFERRED, AND FURTHER, that CRD Parks Staff be requested to attend a Regular meeting with respect to the CRD Parks Acquisition Fund.

CARRIED

- c) Development Permit Application DP-07-02
OWNER/APPLICANT: Greg Killip
LOCATION: 631 Stewart Mountain Road

MOTION 177/02 MOVED BY COUNCILLOR
SECONDED BY COUNCILLOR AND RESOLVED
THAT: Development Permit Application DP-07-02 BE DEFERRED to the Regular Meeting scheduled for June 17, 2002.

CARRIED

8. **OTHER BUSINESS**

Nil.

9. **ADJOURNMENT**

MOTION 178/02 MOVED BY COUNCILLOR MENDUM
SECONDED BY COUNCILLOR VOGEL AND RESOLVED
THAT: The Regular meeting of Council BE ADJOURNED at 8:45 p.m. AND
THAT, pursuant to Section 242.2 of the *Local Government Act* a meeting *in camera* be convened to discuss:

- The receiving of advice that is subject to solicitor-client privilege.

CARRIED

Karel Roessingh, Mayor

Bruce Woodbury, Administrator