



SUNSHINE COAST REGIONAL DISTRICT



REGULAR BOARD MEETING TO BE HELD
IN THE BOARDROOM OF THE SUNSHINE COAST
REGIONAL DISTRICT OFFICES AT 1975 FIELD ROAD, SECHULT, B.C.

THURSDAY, September 22, 2011

AGENDA

CALL TO ORDER 7:30 p.m.

AGENDA

1. Adoption of agenda

MINUTES

2. Regular Board meeting minutes of September 8, 2011

Annex A
Pages 1-5

BUSINESS ARISING FROM MINUTES AND UNFINISHED BUSINESS

PETITIONS AND DELEGATIONS

3. **Dr. Michael Jackson, Ruby Lake Lagoon Nature Reserve Society**
Regarding Sunshine Coast Biodiversity Strategy Framework

Annex B
pp 6-8

COMMUNICATIONS

REPORTS

4. Administrators Report Late item
5. Directors Reports Verbal
6. Infrastructure Services Committee recommendation Nos. 1-6 and 8-13 of September 8, 2011 (*#7 previously adopted*) Annex C
pp 9-12
7. Planning and Development Committee recommendation Nos. 1-21 of September 15, 2011 Annex D
pp 13-19
8. Community Services Committee recommendation Nos. 1-24 of September 15, 2011 Annex E
pp 20-25
9. Manager, Building Inspection and Bylaw Enforcement - Notice on Title Late item

MOTIONS

BYLAWS

10. "Sunshine Coast Regional District Fire Protection Bylaw No. 631, 2011"
- **first, second, third reading** Annex F
pp 26-51
11. "Roberts Creek Official Community Plan Amendment
Bylaw No. 375.9, 2011"
- ***First Reading***
(Voting – Electoral Area Directors – 1 vote each) Annex G
pp 52-53
12. "Sunshine Coast Regional District Zoning Amendment
Bylaw No. 310.127, 2011"
- ***First reading***
(Voting – Electoral Area Directors – 1 vote each) Annex H
pp 54-55
13. "Roberts Creek Official Community Plan Amendment Bylaw No. 375.11,
2010"
- ***Second reading as amended***
(Voting – Electoral Area Directors – 1 vote each) Annex I
pp 56-58
14. "Sunshine Coast Regional District Zoning Amendment Bylaw No.
310.135, 2010"
- ***Second reading as amended***
(Voting – Electoral Area Directors – 1 vote each) Annex J
pp 59-62

NEW BUSINESS**IN CAMERA**

THAT the public be excluded from attendance at the meeting in accordance with Section 90 (1) (g) and (k) of the *Community Charter* - "litigation or potential litigation affecting the municipality;" and "negotiations and related discussions respecting the proposed provision of a municipal service that are at their"

ADJOURNMENT



SUNSHINE COAST REGIONAL DISTRICT

September 8, 2011

DRAFT MINUTES OF THE MEETING OF THE BOARD OF THE SUNSHINE COAST REGIONAL DISTRICT HELD IN THE BOARDROOM AT 1975 FIELD ROAD, SECHELT, B.C

PRESENT:	Chair	G. Nohr
	Directors	D. Shugar L. Turnbull B. Janyk L. Lewis E. Graham K. Julius (Alt.) A. Lutes (Alt.)
ALSO PRESENT:	Chief Administrative Officer	J. France
	Manager, Legislative Services	A. Legault
	GM, Infrastructure Services	B. Shoji
	Acting GM, Community Services	P. Longhi
	Treasurer	T. Perreault
	Recording Secretary	S. Williams
	Media	2
	Public	2

CALL TO ORDER 7:31 p.m.

AGENDA It was moved and seconded

348/11 THAT the agenda for the meeting be adopted as presented.

CARRIED

MINUTES

Minutes **It was moved and seconded**

349/11 THAT the Regular Board meeting minutes of July 28, 2011 be adopted as presented.

CARRIED

COMMUNICATIONS

Correspondence **It was moved and seconded**

350/11 THAT the correspondence addressed to Mayor Janyk from the Honourable Pat Bell, Minister of Jobs, Tourism and Innovation regarding North Island-Coast Development Initiative Trust be received.

CARRIED

REPORTS**Administrator's Reports**

CAO Report **It was moved and seconded**

351/11 THAT the Chief Administrative Officer's report be received.

CARRIED

Chlorine Free Water **It was moved and seconded**

352/11 THAT the provision of chlorine free water for south coast residents within the regional water system be considered during Budget 2012.

CARRIED

Director's Reports

Directors provided a verbal report of their activities.

Best Coast Initiatives **It was moved and seconded**

353/11 THAT staff forward a copy of the report prepared by Michael McLaughlin, Best Coast Initiatives, regarding the impact of ferry fares on the community to the B C Ferries Commission.

CARRIED

Infrastructure **It was moved and seconded**

354/11 THAT Infrastructure Services Committee recommendation No. 7 of September 8, 2011 be received, adopted and acted upon as follows:

Recommendation No.7 *Enabling Accessibility Fund Application*

THAT the Manager, Recreation Services' report regarding the Enabling Accessibility Fund, with an application deadline of September 23, 2011, be received;

AND THAT staff apply for a \$150,000 grant for all SCRD aquatic facilities;

AND FURTHER THAT, if the grant application is successful, staff adjust the 2012 Financial Plan to include the SCRD portion of this funding.

CARRIED

BYLAWS

Bylaw 1079

It was moved and seconded

355/11

THAT the Manager of Legislative Services report regarding Alternate Approval Process results for the Langdale Dock Service Establishing Bylaw No. 1079, 2011 be received.

CARRIED

Langdale Dock

It was moved and seconded

356/11

THAT "Langdale Dock Service Establishing Bylaw No. 1079, 2011" be adopted;

AND THAT the Chair and Corporate Officer be authorized to execute the Langdale Dock Licence Agreement.

CARRIED

Bylaw 630.1

It was moved and seconded

357/11

THAT the Manager of Legislative Services' report regarding "Pender Harbour Aquatic and Fitness Centre Fees and Charges Amendment Bylaw No. 630.1, 2011" be received.

CARRIED

Bylaw 630.1

It was moved and seconded

358/11

THAT "Pender Harbour Aquatic and Fitness Centre Fees and Charges Amendment Bylaw No. 630.1, 2011" be read a first time.

CARRIED

Bylaw 630.1

It was moved and seconded

359/11

THAT "Pender Harbour Aquatic and Fitness Centre Fees and Charges Amendment Bylaw No. 630.1, 2011" be read a second time.

CARRIED

Bylaw 630.1 **It was moved and seconded**

360/11 THAT "Pender Harbour Aquatic and Fitness Centre Fees and Charges Amendment Bylaw No. 630.1, 2011" be read a third time.

CARRIED

Bylaw 630.1 **It was moved and seconded**

361/11 THAT "Pender Harbour Aquatic and Fitness Centre Fees and Charges Amendment Bylaw No. 630.1, 2011" be adopted.

CARRIED

Bylaw 1081 **It was moved and seconded**

362/11 THAT "Egmont/Pender Harbour Transit Service Establishing Bylaw No. 1081, 2011" be abandoned.

CARRIED

Sechelt Airport **It was moved and seconded**

363/11 THAT a letter of support for the Sechelt Airport Development Project be forwarded to MP, John Weston.

CARRIED

The Board moved In Camera 8:17 at p.m.

IN CAMERA It was moved and seconded

364/11 THAT the public be excluded from attendance at the meeting in accordance with Section 90 (1) (c), (g) and (k) of the *Community Charter* - "labour relations or other employee relations...", "litigation or potential litigation affecting the municipality;" and "negotiations and related discussions respecting the proposed provision of a municipal service"

CARRIED

The Board moved out of In Camera at 8:25p.m.

Service Agreement **It was moved and seconded**

365/11 THAT Chief Administrative Officer's report entitled "Squamish Nation Negotiating Service Agreements" be received;

AND THAT Director's Turnbull and Nohr attend the meeting of September 12, 2011 with expenses and stipend paid.

CARRIED

R. C. Pathway

It was moved and seconded

366/11

THAT the report entitled “Roberts Creek Pathway Project – Funding Legal/Land Costs” be received;

AND THAT an expenditure of \$3,000 from the Bicycle and Walking Paths budget - other professional services be approved.

CARRIED

R. C. Pathway

It was moved and seconded

367/11

THAT report entitled “Roberts Creek Pathway Project – Gas Tax Revenue Funding” be received;

AND THAT an additional expenditure of \$112,638, derived from unallocated federal gas tax revenue for Roberts Creek, be approved to accommodate completion of Phases 1 and 2 in 2011;

AND FURTHER THAT the contract for construction of Phases 1 and 2 be awarded to Murmac Construction Ltd. in the amount of \$192,500.

CARRIED

ADJOURNMENT

It was moved and seconded

368/11

THAT the Regular Board meeting be adjourned.

CARRIED

The meeting adjourned at 8:27p.m.

Certified correct

Corporate Officer

Confirmed this _____ day of _____

Chair



Director Garry Nohr
Chair, Sunshine Coast Regional District Board
1975 Field Road
Sechelt, BC V0N 3A1

August 31, 2011

Dear Director Nohr,

I am pleased to inform you that the Ruby Lake Lagoon Nature Reserve Society has recently been successful in obtaining funding to develop a Sunshine Coast Biodiversity Strategy Framework. With the help of the Sunshine Coast Regional District, we are aiming to bring people together to discuss the future of biodiversity on the Coast and to develop a document which is both scientifically-based and locally grounded to guide nature conservation efforts into the future.

The Sunshine Coast is well-recognised for its exceptional natural assets, including spectacular forests, wetlands, mountains, rivers and coastline with a great diversity of habitats and species that provide essential ecosystem services. This natural beauty and diverse wildlife is potentially under threat from pressures such as natural resource development and urbanisation. Yet we are among the last 15% of British Columbia without any higher level regional land use plan, despite the Sunshine Coast being the third fastest growing region in the province. As development increases, now is an excellent opportunity to take action to conserve biodiversity on the Sunshine Coast.

We fully recognise the vital role that the Sunshine Coast Regional District plays in the region, and as such, we would like to request the opportunity to come to speak to you about our vision for the project and to discover whether broad synergies could be developed between the biodiversity strategy and the Regional District's strategic goals for the future. I enclose a brief summary of the project for your perusal. I look forward to seeing you soon.

Yours sincerely,

Dr. Michael Jackson
Chair, Ruby Lake Lagoon Nature Reserve Society

Sunshine Coast Biodiversity Strategy – Project Summary

The goal of the Sunshine Coast Biodiversity Strategy project is to protect biodiversity by uniting existing information, bringing stakeholders together to exchange knowledge, improving communication and collaboration between members of the Sunshine Coast conservation community, learning from experts in other regions, and undertaking a strategic biodiversity conservation planning process.

This project will leverage the strength of all groups working to conserve biodiversity on the Sunshine Coast and identify areas for collaboration, complimentary activities and effective use of resources. The Ruby Lake Lagoon Nature Reserve Society will provide leadership by bringing together collaborating groups in an atmosphere of trust and respect, to work together in a mutually beneficial way to achieve common objectives.

The project will increase the capacity of our community to undertake sound stewardship of biodiversity and ensure that the Sunshine Coast maintains a connected, biologically diverse network of habitats, healthy, resilient ecosystems and ecosystem services.

The project can be divided into six main outcomes:

1. Leadership Workshop

The project will bring in experts from other municipalities who have participated in regional biodiversity planning processes (e.g. Okanagan, Vancouver, Comox). These experts will provide a 1-day workshop to our Steering Group (which includes representatives from our organisation, other local conservation organisations, local and regional government and the academic community). The experts will share their advice and best practices and recommendations based on experiences in their own region.

2. Biodiversity Assessment

The project will bring together existing information and data from all sources, including mapping, inventories and assessments of sensitive ecosystems and wildlife populations, and work with GIS and data analysis experts to assess the current status of biodiversity, evaluate threats, and identify opportunities for conservation and restoration.

3. Public Outreach Workshops

The Lagoon Society will provide educational programs for adults and children that build capacity for community members to take action to protect biodiversity. Themes to the workshops will include gardening for wildlife, creating a backyard pond, enhancing habitat for amphibians and reptiles on your property, creating a hummingbird or butterfly garden, and medicinal and traditional uses of native plants.

4. Development of Biodiversity Parks

The Lagoon Society will work with community members, local organisations and experts to create a neighbourhood Biodiversity Park designed to support a diversity of local flora and fauna (birds, butterflies, amphibians, fish, insects, plants, fungi, mosses and more). The park will be situated on a property recently acquired by the Sunshine Coast Regional District, in walking distance from downtown Madeira Park. Habitat enhancements will include enhancing a wetland, installing logs and woody debris, installing nest boxes and maintaining snags, planting and transplanting floating and emergent aquatic vegetation, and installing floating logs. It is hoped that the Biodiversity Parks will be expanded to the entire Sunshine Coast by including sites near Sechelt and Gibsons in future.

5. Biodiversity Summit

The project will bring together local stakeholders, scientists, and land management experts at a 3-day summit to exchange knowledge and identify issues, values, priorities, common objectives, coordinated strategies and effective measures to conserve, enhance and monitor biodiversity in the region. Visiting experts will bring case studies and examples. Speaker presentations and breakout sessions will allow participants to explore different crucial areas in biodiversity conservation and, with the help of specialist facilitators, to consider these specifically in relation to the Sunshine Coast. The goal of the summit will be to take the first step in identifying specific aims, objectives and actions required to develop a Biodiversity Strategy Framework.

6. Biodiversity Strategy Framework

Using information from the Biodiversity Summit and Biodiversity Assessment, the project will draft a Sunshine Coast Regional Biodiversity Strategy Framework.

**SUNSHINE COAST REGIONAL DISTRICT
INFRASTRUCTURE SERVICES COMMITTEE
SEPTEMBER 8, 2011**

RECOMMENDATIONS FROM THE MEETING OF THE INFRASTRUCTURE SERVICES COMMITTEE HELD IN THE BOARD ROOM OF THE SUNSHINE COAST REGIONAL DISTRICT OFFICES AT 1975 FIELD ROAD, SECHELT, BC.

PRESENT:	Chair Directors	J. Louie (part) G. Nohr (Chair – part) K. Thirkell E. Graham D. Shugar L. Lewis B. Janyk L. Turnbull
ALSO PRESENT:	Chief Administrative Officer GM, Infrastructure Services Manager of Sustainable Services Manager of Transportation & Facilities Manager of Ports Staff Recording Secretary Media Public	J. France B. Shoji D. Whyte B. Sagman C. Bowles 3 J. Bullock 2 2

CALL TO ORDER 1:35 p.m.

AGENDA The Agenda was adopted as presented.

REPORTS

Chair Louie left the meeting at 2:44pm and Director Nohr assumed the Chair.

Recommendation No.1 *Solid Waste Management Plan – Revised Final Draft Report*

The Infrastructure Services Committee recommended that the Manager of Sustainable Services' report entitled "Solid Waste Management Plan – Revised Final Draft Report" be received;

AND THAT the revised final draft Solid Waste Management Plan entitled "Sunshine Coast Regional District Solid Waste Management Plan – The Foundation for Zero Waste Plan" and dated August 2011 be adopted as amended and submitted to the Minister of Environment for approval.

Director Thirkell opposed

Recommendation No.2 *Strategies to Reinforce Public Access to SCRD Docks*

The Infrastructure Services Committee recommended that the Manager of Transportation and Facilities' report entitled "Strategies to Reinforce Public Access to SCRD Docks" be received;

AND THAT in order to ensure public access, staff initiate discussions with Camp Artaban Society to clarify dock and float ownership understandings, and work with Camp Artaban to obtain appropriate compensation for their use of the SCRD dock;

AND FURTHER THAT staff draft agreements to address the use, compensation and liability.

Recommendation No.3 *Area A Transit Referendum and Ridership Update*

The Infrastructure Services Committee recommended that the Manager of Transportation and Facilities' report entitled "Area A Transit Referendum and Ridership Update" be received;

AND THAT the Area 'A' bus service be discontinued effective October 11, 2011;

AND THAT staff confirm the Gas Tax funding implications of discontinuing the Area A bus Service, and investigate options for retaining the bus and utilizing it in other areas;

AND THAT staff advertise the cancellation of this bus service immediately to the public.

Recommendation No.4 *Regional Solid Waste (Function 350 to 353) Variance Reporting for Period Ended June, 2011*

The Infrastructure Services Committee recommended that the Manager of Sustainable Services' report entitled "Regional Solid Waste (Function 350 to 353) Variance Reporting for Period Ended June, 2011" be received;

AND THAT further discussion on this item be referred to the In-Camera portion of this meeting.

Recommendation No.5 *Tracking of Volumes at Sechelt and Gibsons Recycling Depots*

The Infrastructure Services Committee recommended that the Manager of Sustainable Services' report entitled "Tracking of Volumes at Sechelt and Gibsons Recycling Depots" be received.

The Committee recessed at 3:20pm and reconvened at 3:30pm.

Recommendation No.6 *Monthly Report for July and August 2011*

The Infrastructure Services Committee recommended that the Section Secretary's report entitled "Monthly Report for July and August 2011" be received.

Recommendation No.7 *Enabling Accessibility Fund Application*

The Infrastructure Services Committee recommended that the Manager, Recreation Services' report regarding the Enabling Accessibility Fund with an application deadline of September 23, 2011 be received;

AND THAT staff be directed to apply for a \$150,000 grant for all SCRD aquatic facilities;

AND THAT if the grant application is successful, staff adjust the 2012 Financial Plan to include the SCRD portion of this funding;

AND FURTHER THAT this recommendation be forwarded to the September 8, 2011 Board meeting for adoption.

COMMUNICATIONS**Recommendation No. 8** *BC Bottle Depot*

The Infrastructure Services Committee recommended that the correspondence from the BC Bottle Depot Association, dated July 12, 2011, regarding Extended Producer Responsibility Program be received;

AND THAT a letter be sent to the Minister of Environment, with a copy to the Union of British Columbia Municipalities, in support of the BC Bottle Depot Association's concerns about the inclusion of milk containers in the Packaging Extended Producer Responsibility program for curbside collection;

AND FURTHER THAT the letter request that glass bottles be exempt from this program.

Director Thirkell opposed

Recommendation No. 9 *Camp Artaban Society*

The Infrastructure Services Committee recommended that the correspondence from Camp Artaban Society, dated July 5, 2011, regarding Possible Divestiture of SCRD Docks" be received.

Recommendation No. 10 *Smoking on BC Ferries*

The Infrastructure Services Committee recommended that the correspondence from BC Ferries, dated August 24, 2011, regarding Smoking on BC Ferries be received;

AND THAT this correspondence be referred to the Transportation Advisory Committee meeting of September 12, 2011.

Recommendation No. 11 *Smart Meters*

The Infrastructure Services Committee recommended that the correspondence from Canadian Office and Professional Employees Union Local 378 (COPE378), dated August 17, 2011, regarding Smart Meters be received;

AND THAT staff write to BC Hydro requesting information outlining how BC Hydro will be assisting the workforce that is affected by the implementation of smart metering;

AND THAT this letter be copied to COPE378 and UBCM.

Recommendation No. 12 *Smart Meters*

The Infrastructure Services Committee recommended that the following items of correspondence be received;

- BC Hydro – Understanding Radio Frequency and BC Hydro’s Smart Meters
- Ministry of Energy and Mines – Fact Sheet – Smart Meters Safe for BC Families
- Portland Press Herald – Smart Meter worries can cause symptoms all by themselves

Recommendation No. 13 *Concerns of Decision Making Authority in Watersheds*

The Infrastructure Services Committee recommended that the correspondence from the Ministry of Health, dated August 5, 2011, regarding concerns of decision making authority in watersheds be received;

AND THAT this letter be referred to the next Joint Watershed Management Advisory Committee meeting for information.

The Infrastructure Services Committee moved in-camera at 4:20 pm

The public was excluded from attendance at the meeting in accordance with Section 90 (1) (k) of the *Community Charter* as “negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages....”, is to be discussed.

The Infrastructure Services Committee moved out of in-camera at 4:52 pm

ADJOURNMENT 4:53 pm

**SUNSHINE COAST REGIONAL DISTRICT
PLANNING AND DEVELOPMENT COMMITTEE
DRAFT September 15, 2011**

RECOMMENDATIONS FROM THE PLANNING AND DEVELOPMENT COMMITTEE MEETING HELD IN THE BOARD ROOM OF THE SUNSHINE COAST REGIONAL DISTRICT OFFICES AT 1975 FIELD ROAD, SECHELT, BC.

PRESENT:	Chair	L. Turnbull
	Directors	D. Shugar G. Nohr L. Lewis E. Graham B. Janyk K. Thirkell
ALSO PRESENT:	District of Sechelt Councillor	A. Lutes
	Senior Planner	D. Rafael (in part)
	Chief Building Inspector	P. Longhi (in part)
	Planner	T. Fortin (in part)
	Planning Technician	L. A. Staats
	Recording Secretary	T. Hincks
	Media	2
	Public	19

CALL TO ORDER 9.36 a.m.

AGENDA The Agenda was adopted as presented.

DELEGATIONS

Mr. Gordon Bell and Ms. Victoria Maxwell addressed the Committee regarding keeping of poultry at 8066 Redrooffs Road. Mr. Bell requested the poultry bylaw be reviewed and requested restrictions be set on the number of hens based on property size.

The Chair thanked Mr. Bell and Ms. Maxwell for their presentation.

COMMUNICATIONS

Recommendation No. 1 *Poultry Regulations*

The Planning and Development committee recommended that the correspondence from Gordon Bell and Victoria Maxwell dated September 1, 2011 be received;

AND THAT two reports be brought forward to the October Planning and Development Committee meeting regarding the following:

1. Bylaw enforcement; and
2. Farm-gate sales of poultry, rabbits, meat and their products in Bylaw 310;

AND FURTHER THAT the review of Bylaw 337 be included in the 2012 budget and Rural Planning work plan.

DELEGATIONS AND PETITIONS

Mr. Ronald Brown and Mrs. Lynne Brown, applicants, addressed the Committee regarding OCP/Bylaw Amendment Nos. 325.20/310.137. The Browns stated that they would like to rezone to allow subdivision of their property. Mr. Brown presented responses to subdivision concerns.

The Chair thanked Mr. and Mrs. Brown for their presentation.

Ms. Louise Bradford and Ms. Sylvia Fockler, petitioners, addressed the Committee in opposition to the OCP/Zoning Amendment Bylaw Nos. 325/310.137.

The Chair thanks Ms. Bradford and Ms. Fockler for their presentation.

Recommendation No. 2 OCP/Zoning Amendment Bylaw Nos. 325.20 / 310.137 (Brown)

The Planning and Development Committee recommended that the staff report titled “OCP/Zoning Amendment Bylaw Nos. 325.20/310.137 received;

AND THAT the location map and Google map be received;

AND THAT staff encourage the applicant to arrange a meeting between themselves (as the applicants) and the neighbours within 100 metres;

AND THAT the cost and facilitation for this meeting be the responsibility of the applicant;

AND FURTHER THAT staff attend this meeting for information only and report back to the Planning and Development Committee on the outcome.

REPORTS

Recommendation No. 3 Pender Harbour Golf Club Lease Renewal

The Planning and Development Committee recommended that the staff report titled “Pender Harbour Golf Club Lease Renewal” dated August 11, 2011 be received;

AND THAT the Board support the renewal of the five-year lease as amended for District Lot 7827 with the Pender Harbour Golf Club Society;

AND THAT the review the Pender Harbour Golf Course Environmental Management Plan be incorporated into the 2012 Rural Planning work plan;

AND FURTHER THAT staff prepare a report to confirm where the Golf Course revenues are allocated.

PERMITS

Recommendation No. 4 *OCP / Zoning Amendment Bylaw Application No. 375.9/310.127*

The Planning and Development Committee recommended that the staff report titled “OCP / Zoning Amendment Bylaw Application No. 375.9 / 310.127 (Groom)” be received;

AND THAT Bylaw 375.9 and 310.127 be forwarded to the Board for First Reading;

AND THAT referrals be sent to agencies and the applicant be requested to arrange a public information meeting;

AND FURTHER THAT staff work with the applicant to draft covenants to limit the number of dwellings per lot to one, noting that when a liquid waste management plan is completed and indicates that further development is possible then the covenant be discharged, and to establish a protection area up to 30 metres from Stephens Creek prior to considering a public hearing.

The Committee recessed at 11:35 a.m. and reconvened at 11:45 a.m.

REPORTS

Recommendation No. 5 *AAC Terms of Reference*

The Planning and Development Committee recommended that the staff report titled “Agricultural Advisory Committee Terms of Reference Update” dated September 2, 2011 be received;

AND THAT the Board approve the proposed changes to the Agricultural Advisory Committee Terms of Reference by including the following conditions under Purpose and Role: The Food Policy Council Working Group shall be a subcommittee of the Agricultural Advisory Committee:

1. The Food Policy Council Working Group will advise the Agricultural Advisory Committee on food policy considerations; and
2. The Food Policy Council Working Group will include at least one member of the Agricultural Advisory Committee.

PERMITS

Recommendation No. 6 *Development Variance Permit 310.159 (Garcia)*

The Planning and Development Committee recommend that the staff report titled “Development Variance Permit Application No 310.159 dated August 23rd, 2011 be received;

AND THAT Development Variance Permit No. 310.159 be issued subject to receipt of the shíshálh Nation's referral comments expressing no concerns or the conclusion of the referral period on September 28, 2011.

BYLAWS

Recommendation No. 7 *OCP / Zoning Amendment Bylaw Application 375.11 / 310.135*

The Planning and Development Committee recommended that the staff report titled "OCP Amendment Bylaw 375.11 and Rezoning Bylaw 310.135 to Amend Subdivision Density on Lemon Road (Morrissey for Various Applicants)" dated September 7, 2011 be received;

AND THAT Bylaws 375.11 and 310.135 be forwarded to the Board for consideration of second reading as amended to add additional properties;

AND FURTHER THAT the SCRD not require completion of an equalization agreement to be a condition for moving the bylaws forward.

COMMUNICATIONS

Recommendation No. 8 *Communications*

The Planning and Development Committee recommended that the following items of communications be received;

- E. Futterman, RCOCPC Chair, dated July 26, 2011 regarding cutblocks A846124, A87106 & A84612;
- R.M. Sitter, President and Vice Chair Sechelt Community Projects Inc. regarding May 12, 2011 meeting; and
- E. Futterman, RCOCPC Chair dated June 26, 2011 regarding Coastal Invasive Species Control.

Recommendation No. 9 *Cutblocks A846124, A87106 & A84612*

The Planning and Development Committee recommended Staff prepare a response to BC Timber Sales for the October Planning and Development Committee;

AND THAT staff schedule a meeting during UBCM with the Minister of Forests, Lands and Natural Resource Operations or the Deputy Minister, if possible, to discuss parks concerns, using Mount Elphinstone Park as an example, relating to BC Timber Sales activity in the community.

REPORTS

Recommendation No. 10 *District of Sechelt Referral*

The Planning and Development Committee recommended the topic of which entities are signatories on the Joint Watershed Management Agreement be referred to Infrastructure Committee meeting.

Recommendation No. 11 *District of Sechelt Referral OCP Amendment 3360-20 2011-06*

The Planning and Development Committee recommended that the staff report titled “District of Sechelt Referral OCP Amendment 3360-20 2011-06 – Cowrie Street between Trail Bay Estates & West Sechelt” dated September 8, 2011 be deferred to the next Planning and Development Committee meeting with a full report and recommendation provided.

Recommendation No. 12 *Park & Ride and Carpool Locations*

The Planning and Development Committee recommended the staff report titled “Potential Park & Ride and Carpool Locations in the SCRD” dated September 2, 2011 be received;

AND THAT staff implement “test” sites and Park & Ride promotion campaign;

AND THAT the topic of a community Transit Needs Assessments Survey be presented as a decision package for the 2012 budget;

AND THAT the Community Energy Manager be in charge of the project;

AND THAT SCRD seek involvement of local community groups with an interest in transportation and other stakeholders on the Coast, including MOTI, BC Transit, District of Sechelt, Town of Gibsons and the Sechelt Indian Government District;

AND FURTHER THAT staff explore grant funding options.

Recommendation No. 13 *Invasive Plants – Update*

The Planning and Development Committee recommended that the staff report titled “Invasive Plants – Update” dated August 25, 2011 and the correspondence from Virginia Lidstrom, MOT dated August 8, 2011 and from the Coastal Invasive Plant Committee (CIPC) dated July 18, 2011 be received;

AND THAT a decision package be prepared for the 2012 Budget in consideration of earmarking funds for the Coastal Invasive Plant Council (see Board Recommendation 285/11 # 6);

1. The Regional District reviews the need for an invasive plant bylaw in 2012, after a year of participating in the CIPC; and
2. At the upcoming September Union of BC Municipalities convention, the Regional District supports proposed resolutions B44, B92 and B135.

Director Thirkell opposed.

Recommendation No. 14 *Marine Protected Area Network Strategy*

The Planning and Development Committee recommended that the staff report titled “Draft Canada-British Columbia Marine Protected Area Network Strategy” dated August 25, 2011 be received;

AND THAT the following comments be forwarded to the Canada – BC Marine Protected Area Implementation Team regarding the Draft Canada- British Columbia Marine Protect Area Network Strategy :

1. The Sunshine Coast Regional District agrees that the phased approach to assigning Marine Protected Areas as described in the “Moving Forward” section (page 4) is logical and supports the phased approach as it will allow for several opportunities for public consultation and information gathering;
2. The Regional District has many resources to contribute to a discussion on assigning Marine Protected Areas and requests a trilateral meeting with the Department of Fisheries and Oceans and the Ministry of Environment on this subject.

AND THAT this topic be added to the 2012 Planning Division’s work plan.

Recommendation No. 15 *OGMA’s in the Brittain and Howe Landscape Units*

The Planning and Development Committee recommended that the staff report titled “Draft Land Use Order relating to OGMA’s in the Brittain and Howe Landscape Units” dated August 10, 2011 be received.

Recommendation No. 16 *Ecosystem Based Offsets*

The Planning and Development Committee recommended that the staff report titled “Ecosystem Based Offsets for Local Governments” dated September 1, 2011 be received;

AND THAT the Sunshine Coast Regional District support the Regional District of Nanaimo’s resolution regarding ecosystem based offsets for Local Governments.

Recommendation No. 17 *Mobile Vendors*

The Planning and Development Committee recommended that the staff report titled “Mobile Vendors, Retail and Restaurant use in Bylaw 337” dated September 2, 2011 be received;

AND THAT planning staff be directed to commence the process of introducing the following amendments to Zoning Bylaw 337:

- Addition of definitions of “mobile vendors”, “retail sales” and “restaurant”;
- Replacing ‘retail outlet’ with “retail sales” and addition of “restaurant auxiliary to the museum or interpretive centre retail sales” and “mobile vendors auxiliary to the museum or interpretive centre retail sales” to the PA1A zone;
- Replacing ‘retail and office space auxiliary to the permitted assembly’ with “retail sales and office space auxiliary to the permitted assembly” and addition of “mobile vendors auxiliary to the permitted assembly” to the PA1B zone;
- Addition of “mobile vendors” to the CD3, C2, C2A, C3, C3A, and I1 zones; and
- Replacing ‘retail store’ with “retail sales” to the CD3 zone;

AND FURTHER THAT the recommended definitions and limitations be referred to the Area A APC for additional consideration.

Recommendation No. 18 *Highway Frontage Requirement*

The Planning and Development Committee recommended that the staff report titled “Highway Frontage Requirement – 1901 Hanbury Road, Roberts Creek” dated August 3, 2011 be received;

AND THAT with respect to subdivision application MOTI File #2010-02002 (Libra Management Corporation), for Lot 5, Block 2, District Lot 1819, Plan LMP46671, located at 1901 Hanbury Road, Roberts Creek, BC, the requirement for 10% parcel frontage on a highway under Section 944 of the *Local Government Act* be waived and forwarded to the Board for approval.

Recommendation No. 19 *Planning and Development Monthly Report*

The Planning and Development Committee recommended that the staff report titled “Planning and Development Division Monthly Report for July and August 2011” be received.

Recommendation No. 20 *Minutes*

The Planning and Development Committee recommended that the following Minutes be received:

- Egmont/Pender Harbour (Area A) APC Minutes of July 27, 2011;
- Halfmoon Bay (Area B) APC Minutes of July 26, 2011;
- Roberts Creek (Area D) APC Minutes of August 29, 2011;
- Elphinstone (Area E) APC Minutes of July 27, 2011;
- Natural Resources Advisory Committee Minutes of July 27, 2011.

Recommendation No. 21

The Planning and Development Committee recommended that the In Camera agenda item be moved to the Community Services Meeting at 1:30 p.m.

ADJOURNMENT 12:46 p.m.

**SUNSHINE COAST REGIONAL DISTRICT
COMMUNITY SERVICES COMMITTEE
September 15, 2011**

RECOMMENDATIONS FROM THE COMMUNITY SERVICES COMMITTEE MEETING
HELD IN THE BOARD ROOM OF THE SUNSHINE COAST REGIONAL DISTRICT OFFICES,
1975 FIELD ROAD, SECHELT, BC

PRESENT:	Chair	D. Shugar
	Directors	B. Janyk L. Lewis G. Nohr L. Turnbull E. Graham K. Thirkell A Lutes (alt)
ALSO PRESENT:	CAO	J. France
	A/GM Community Services	P. Longhi
	Treasurer	T. Perreault (part)
	Recreation Services Manager	B. Bauman
	Parks Services Manager	C. McDowell
	Accounting Technician	J. Astalnok (part)
	Communications Officer	Cecilia Garcia
	Admin. Assistant/Recorder	L. Edstrom
	Public	1
	Press	2

CALL TO ORDER 1:30 a.m.

AGENDA The Agenda was adopted as amended.

COMMUNICATIONS

Recommendation No. 1 *Synchronicity Festival*

The Community Services Committee recommended that the correspondence from the Deer Crossing the Art Farm - 2011 Synchronicity Festival be received.

Recommendation No. 2 *Hall Rental Revenue*

The Community Services Committee recommended that the report from the Parks Services Manager regarding Hall Rental Revenue be received.

Recommendation No. 3 *Hall Rentals*

The Community Services Committee recommended that hall rental fees not be waived for any group;

AND THAT groups who require financial assistance for hall rentals can apply through the grant in aid process or speak to the individual director for assistance.

Recommendation No. 4 *Synchronicity Festival*

The Community Services Committee recommended that a letter of support be written to Heritage Canada's "Building Communities Through Arts and Heritage - Local Festivals" grant for Deer Crossing The Art Farm for in kind use of Shirley Macey Park for their Synchronicity Festival;

AND THAT Deer Crossing The Art Farm be encouraged to apply to a SCRD grant in aid for 2012 hall rental;

AND FURTHER THAT a letter be forwarded to Deer Crossing The Art Farm with a copy of the Heritage Canada letter.

Recommendation No. 5 *Parks and Recreation Monthly Report*

The Community Services Committee recommended that the Parks and Recreation Monthly Report be received.

Recommendation No. 6 *Recreation Guide*

The Community Services Committee recommended that a copy of the previous motion regarding the Recreation Guide Distribution be forwarded to the October Community Services Committee.

Recommendation No. 7 *Shirley Macey Park Field*

The Community Services Committee recommended that the report from the Parks Services Manager regarding Shirley Macey Park Field update be received;

AND THAT this report be forwarded to a meeting close to the time of receiving the sand test results.

Recommendation No. 8 *Bicycle Walking Paths*

The Community Services Committee recommended that the report from the Parks Services Manager regarding the Bicycle/Walking Path Function 665 be received;

AND THAT discussion of the updated report be deferred to an Electoral Area Workshop to be scheduled on November 3, 2011 at 9:30 a.m.;

AND THAT agenda items for the meeting include:

1. Budgets for the last 3 years [660] and [665] - what has been spent in each area for the islands in Areas B and F.
2. Survey results pertinent to cycling and walking paths;
3. A completed Trails, Bike Paths and Beach Accesses Inventory report;
4. Note any reference to [650] and [665] in bold;
5. Director Janyk to chair the workshop;
6. Parks Master Plan Summary of Funds as of 2011 Budget (Chart from August 25, 2011 staff report).

Recommendation No. 9 *Extraordinary Meeting*

The Community Services Committee recommended that the Electoral Area Director's Workshop to be held on November 3, 2011 at 9:30 a.m. be considered an extraordinary meeting for the purpose of director remuneration.

Recommendation No. 10 *Roberts Creek Flume Road Picnic Site*

The Community Services Committee recommended that staff prepare a decision package for 2012 that includes what annual costs would be if the SCRD operated the Roberts Creek Flume Road Picnic Site and also have staff investigate a 99 year lease option with the Province.

Recommendation No. 11 *Parks Master Plan Trail Funds*

The Community Services Committee recommended that the report from the Parks Services Manager regarding Parks Master Plan (PMP) Trail Funds Update be received;

AND THAT the financial plan be amended for the following PMP projects:

- Westminster/Pine Trail, CC 249-6, Area E, be amended to \$14,657.99 to accommodate a fence and additional costs incurred;
- Shirley Macey Park Disc Golf to Esperanza Rd., CC268-11, Area F, be amended to show an addition of \$550.00 to accommodate additional expenses incurred;
- Williams Landing, CC268-7, Area F, \$1,200 be added to the 2011 Financial Plan in order to install the remainder of the stairs.

Recommendation No. 12 *Granthams Landing Improvement District Lots*

The Community Services Committee recommended that the report from the Parks Services Manager regarding Grantham's Landing Improvement District Lots be received;

AND THAT a 2012 Financial Plan decision package be prepared to remedy septic issues at Granthams Hall.

Recommendation No. 13 *Granthams Landing Improvement District Lots*

The Community Services Committee recommended that the SCRD Chair with to the Ministry of Transportation and Infrastructure to enquire what steps need to be taken to acquire the road allowance between the Granthams Landing Improvement District Lots No. 14 and 5 on Elphinstone Avenue for parkland.

Recommendation No. 14 *Granthams Landing Improvement District Lots*

The Community Services Committee recommended that staff enquire of the relevant ministries what options are available to acquire all or some of the Crown Land Lots 51-57 at Emperor and Reed Road, Granthams Landing and that a 99 year lease option also be considered.

Recommendation No. 15 *Coopers Green Boat Launch*

The Community Services Committee recommended the report from the Parks Services Manager regarding the Cooper Park Boat Launch be received;

AND THAT staff prepare a decision package for the 2012 budget that includes boat launch repairs and patio/hall access improvements.

Recommendation No. 16 *Stewardship of Welcome Woods*

The Community Services Committee recommended that the report from the Parks Services Manager regarding the Stewardship of Welcome Woods be received;

AND THAT the SCRD Board support the continued partnership on the Covenant on District Lots 1326, 1327 by the Welcome Beach Community Association;

AND FURTHER THAT staff facilitate discussions with the Welcome Beach Community Association regarding using Coopers Green Hall and Park in 2012.

Recommendation No. 17 *Secret Cove Heights*

The Community Services Committee recommended that the report from the Parks Services Manager regarding a follow up on Secret Cove Heights recommendations be received;

AND THAT this directive be removed from the directives log.

Recommendation No. 18 *Net Cost Per User Recreation Facilities*

The Community Services Committee recommended that the report from the Parks Services Manager and the Recreation Services Manager regarding net cost per user for recreation facilities be received.

Recommendation No. 19 *Budget Variance Report [616,617,620,621]*

The Community Services Committee recommended that the report from the Recreation Services Manager regarding Budget Variance for the period ending June 30, 2011 for functions [616,617,620,621] be received.

COMMUNICATIONS**Recommendation No. 20** *Regulation of Trapping*

The Community Services Committee recommended that the correspondence from the Minister of Forests, Lands and Natural Resources regarding the regulation of trapping on the Sunshine Coast be received;

AND THAT Teresa Fortin prepare a report for the November Planning and Development Committee regarding possible management areas that could be proposed to the ministry for the regulation of trapping.

Recommendation No. 21 *Support for UBCM Resolution*

The Community Services Committee recommended that the correspondence from the International Association of Heat and Frost Insulators and Allied Workers Union Local 118 regarding a request for support for a UBCM resolution be received.

REPORTS**Recommendation No. 22** *Building Department Statistics July & August 2011*

The Community Services Committee recommended that the Building Department Statistics for July and August 2011 be received.

Recommendation No. 23 *Proposed New Fire Protection Bylaw 631*

The Community Services Committee recommended that the report from the Chief Building Inspector and Bylaw Manager regarding the revised draft of Fire Protection Bylaw No. 631 be received;

AND THAT Bylaw 631 be forwarded to the SCRD Board for readings and adoption.

IN CAMERA

The Committee recessed at 3:20 p.m. and reconvened 3:30 p.m.

The Committee moved to In Camera at 3:30 p.m.

That the public be excluded from attendance at the meeting in accordance with Section 90(1) (g) and (k) of the *Community Charter* – “litigation or potential litigation affecting the municipality” and “negotiations and related discussion respecting the proposed provision of a municipal service...” is to be discussed.

The Committee moved out of In Camera at 4:50 p.m.

Recommendation No. 24 DCC's

The Community Services Committee recommended that the Discussion Paper on Development Cost Charges for Parks be referred to the October Planning and Development Committee regular agenda;

AND THAT the Parks Services Manager attend the meeting.

ADJOURNMENT 4:51 p.m.

**SUNSHINE COAST REGIONAL DISTRICT
BYLAW NO. 631**

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SUNSHINE COAST REGIONAL DISTRICT

BYLAW NO. 631

A bylaw to provide for the prevention and suppression of fires and to regulate the conduct of persons at or near or in relation to fires.

The Board of Directors of the Sunshine Coast Regional District, in open meeting assembled, enacts as follows:

1. CITATION

- 1.1 This Bylaw may be cited for all purposes as “*Sunshine Coast Regional District Fire Protection Bylaw No. 631, 2011*”.

2. SCOPE AND INTERPRETATION

- 2.1 This Bylaw applies to all areas within the Fire Protection Districts of Gibsons/West Howe Sound, Roberts Creek and Halfmoon Bay. The Open Burning Smoke Control Regulation under the *Environmental Management Act* applies to all such areas.

- 2.2 In this Bylaw:

“**AHJ**” means Authority Having Jurisdiction within the **Regional District**, and includes the **Regional District** Building Division, the **Fire Chief** of a **Fire Protection District** or the **Fire Prevention Officer** for the **Regional District**.

“**apparatus**” means any **vehicle** provided with machinery, devices, **equipment** or materials for **fire protection** and assistance response as well as vehicles used to transport fire fighters or supplies.

“**Board**” means the elected board of the **Regional District**.

“**campfire**” means a contained fire no greater than 0.5 metres in diameter and no greater than 0.5 metres in height, set for the purposes of cooking, warmth or enjoyment, and without limitation includes beach fires.

“**Class A Burn Pile**” means a burn pile composed of vegetative material produced while clearing land and which originated on the property on which the fire is to be located unless a permit pursuant to the *Environmental Management Act* is in place.

“**Class B Burn Pile**” means a burn pile composed of garden waste material which originated on the property on which the fire is to be located.

“competent person” means a person who is at least 19 years of age and capable of effectively supervising, managing, controlling and extinguishing a fire.

“construction waste” means waste materials resulting from the construction, alteration, renovation or demolition of any building, structure or improvement to land and without limitation includes paper, plastic, drywall and wood materials such as dimensional or pressure-treated lumber, plywood and particle board.

“equipment” means any tools, contrivances, devices or materials used by a **Fire Department** to combat a fire or other emergency or otherwise deal with an **incident**.

“extinguished” means a fire that is sufficiently suppressed so that there is no chance of re-ignition.

“Fire Chief” means

- a) the individual hired by the **Board** to be the Fire Chief of a **Fire Protection District**; or
- b) where the members of a **Fire Department** elect a person to be the Fire Chief of that **Fire Protection District**, the individual who is elected and subsequently ratified by the **Board** and appointed by the **Fire Commissioner** as the local assistant to the **Fire Commissioner**.

“Fire Code” means the *British Columbia Fire Code*, as incorporating the *National Fire Code* of Canada, and any regulations made under it, and any amendments or successor codes.

“Fire Commissioner” means the Fire Commissioner for British Columbia appointed pursuant to the *Fire Services Act*.

“Fire Department” means the organization that provides fire prevention and protection services under this Bylaw to the **Fire Protection District** in which it is located and when referred to collectively, includes all of the Fire Protection Districts within the **Regional District**.

“Fire Prevention Officer” means a person or persons appointed by the **Fire Chief** to inspect premises and issue burning permits.

“Fire Protection District” means the Gibsons/West Howe Sound, Roberts Creek, or the Halfmoon Bay fire protection district, as applicable.

“Fire Protection” means all aspects of fire safety including but not limited to fire prevention, fire fighting or suppression, pre-fire planning, fire investigation, public education and information, training or other staff development.

“Fire Services Personnel” means, collectively, the Members and Officers of the **Fire Department**.

“garden refuse” means grass or other clippings, leaves, weeds, brush, tree and shrub prunings, cuttings, and similar materials being waste from garden growth.

“high tide mark” means the high point reached by tides where debris is deposited (e.g. logs).

“hotel” means

- a) an apartment house
- b) a residential condominium building that has
 - i. two (2) or more levels of strata lots as defined in the *Strata Property Act*, or
 - ii. one or more corridors that are common property as defined in the *Strata Property Act*; or
- c) a boarding house, lodging house, club or any other building other than a **private dwelling**, where lodging is provided for less than six (6) people.

“incident” means a situation where a fire or explosion is occurring or imminent or a situation or event to which the **Fire Department** has responded.

“incinerator” means a metal or masonry container or furnace or other similar device designed to burn material with a screen preventing the escape of sparks.

“Member” means a paid or volunteer fire fighter of a **Fire Department**.

“Member in Charge” means the senior **Member** at the scene of an **incident** or a **Member** appointed as such by the **Fire Chief**.

“occupier” means a tenant, lessee, licensee, agent of the **owner**, and any other person who has the right of access to and control of a building or premises.

“Officer” means

- a) the **Fire Chief** or
- b) a **member** of a **Fire Department** who has been appointed in writing by the **Fire Chief** to act in place of the **Fire Chief**, to issue permits, enforce this Bylaw or any provisions of this Bylaw.

“owner” means a person who has ownership or control of real or personal property and includes

- a) the registered owner of an estate in fee simple,
- b) the tenant for life under a registered life estate
- c) the registered holder of the last registered agreement for sale, and
- d) in relation to common property and facilities in a strata plan, the strata corporation.

“outdoor fire” means any fire that burns in the open air, or outside a building, whether or not it is completely enclosed in an **incinerator**, furnace or other device, but does not include a **campfire**, a barbecue, or a fire for the purpose of a ceremony, where all regulations of the applicable **Fire Department** and any other **AHJ** are observed.

“**permit**” means a current and valid document, issued by an **Officer** under this Bylaw, authorizing a person to carry out an activity or undertaking described therein, and includes any terms, conditions, restrictions or requirements that may be attached for a fire safety or prevention purpose.

“**private dwelling**” means a dwelling unit used for residential purposes as defined in the *Sunshine Coast Regional District Zoning Bylaw No. 310*.

“**private hydrant**” means any fire hydrant installed on private property as part of a system for **fire protection** for that property.

“**Regional District**” means the Sunshine Coast Regional District.

“**responsible person**” means a responsible person over the age of 16 capable of taking responsibility for or being accountable for the control and extinguishing of a **campfire**.

“**rubbish**” means trash, garbage, or other unwanted things.

“**service station**” means any facility used wholly or partly to dispense gasoline, propane, natural gas or other combustible liquid for use as a **vehicle** fuel, whether as a direct or indirect supplier of such fuel.

“**tank**” means any and all tanks identified and regulated pursuant to Part Four of the **Fire Code**.

“**toxic material**” includes without limitation rubber tires, tar, asphalt shingles, batteries, electrical wire insulation, plastics, painted or treated wood materials, and all other substances which may produce heavy black smoke when burned.

“**vehicle**” means any motorized transportation device that uses gasoline, methanol, natural gas or other combustible substance, electricity or battery power in order to operate and includes, without limitation, any passenger vehicle, truck, tractor, farm equipment, motor cycle, snowmobile, and motor boat.

- 2.3 Except as otherwise defined in this Bylaw, words and phrases in this Bylaw are to be construed in accordance with their meanings under the *British Columbia Building Code*, the **Fire Code**, and the *Fire Services Act*. Words in the singular include the plural and gender specific terms include both genders and include corporations. A reference to a statute in this Bylaw refers to a statute of the Province of British Columbia unless otherwise indicated, and a reference to any statute, regulation, code or bylaw refers to that enactment as it may be amended or replaced from time to time. The headings in this Bylaw are for convenience only and must not be construed as defining or in any way limiting the scope or intent of this Bylaw.

3. FIRE CODE APPLICATION

- 3.1 The **Fire Code** is hereby adopted as part of this Bylaw and may be enforced by an **Officer**.

4. FIRE DEPARTMENT

- 4.1 The Gibsons, Roberts Creek and Halfmoon Bay Fire Departments are hereby continued and the head of each **Fire Department** shall be known as the **Fire Chief**.
- 4.2 In addition to the **Fire Chief**, a **Fire Department** shall consist of such number of Deputy Chiefs, Assistant Chiefs, Captains and other Officers and Members as from time to time may be deemed necessary by the **Fire Chief**.

Fire Chief and Officers

- 4.3 The **Fire Chief** has responsibility and authority over the **Fire Department**, subject to the direction and control of the **Board**, and in particular is responsible for all **fire protection** and assistance response activities involving the **Fire Department**, including:
- (a) first response medical emergencies;
 - (b) rescue operations;
 - (c) response to fire, hazardous spills and materials, explosives and similar incidents;
 - (d) mutual aid to other fire services and to the Province or Canada as necessary;
and
 - (e) other public services that the **Board** may direct from time to time.
- 4.4 The **Fire Chief** is responsible for administering this Bylaw and for the management, control and supervision of the **Fire Department** and its Members, and for the care, custody and control of all **Fire Department** buildings, **apparatus** and **equipment**.
- 4.5 The **Fire Chief** reports to the **Board** on matters relating to the **Fire Protection District** for which he or she is responsible. Any **Fire Chief** may speak to the **Board** on matters of general concern to the **Regional District** in collaboration with the other Fire Chiefs or with their endorsement.
- 4.6 For the purposes of sections 26 and 36 of the *Fire Services Act*, the **Fire Chief** is responsible for the preparation and enforcement of a policy for a regular system of inspection of hotels and public buildings within the **Fire Protection District**.

- 4.7 The Deputy or Assistant Chief(s) shall report to the **Fire Chief** and, in the absence of the **Fire Chief**, have all of the powers and shall perform all of the duties of the **Fire Chief**.

Authority of the Fire Chief and Appointed Officers

- 4.8 The **Fire Chief**, and any other **Officer** appointed by the **Fire Chief** to act on behalf of the **Fire Chief** in relation to any of the following functions and powers, may:
- (a) make and enforce rules for the proper and efficient administration and operation of the **Fire Department** and change, replace or withdraw the rules;
 - (b) enter on property and inspect premises for conditions that may cause a fire, increase the danger of a fire, or increase the danger to persons or property from fire;
 - (c) take measures considered necessary to prevent and suppress fires, including the demolition of buildings and other structures to prevent the spreading of fires;
 - (d) require an **owner** or **occupier** to undertake any actions the **Officer** considers necessary for the purpose of removing or reducing any thing or condition the **Officer** considers is a fire hazard or increases the danger of fire;
 - (e) exercise the following powers under Section 25 of the *Fire Services Act*.
 - i. if an emergency arising from a fire hazard or from a risk of explosion causes the **Officer** to avert imminent and serious danger to life or property, or in the event of a panic, the **Officer** may immediately take steps to remove the hazard or risk;
 - ii. if the **Officer** believes that conditions exist in or near a **hotel** or public building that, in the event of a fire, might seriously endanger life or property, the **Officer** may immediately take action to remedy the conditions to eliminate the danger and may evacuate and close the **hotel** or public building; andwithout limiting the foregoing, for these purposes the **Officer** may evacuate a building or area, and may call on police and other fire prevention authorities who have jurisdiction to provide assistance;
 - (f) provide for assistance response;
 - (g) request that any person at or near an **incident** render reasonable aid to mitigate the **incident**;
 - (h) issue a **permit** under this Bylaw, except that where a provision states that a **permit** may be issued by the **Fire Chief**, it may only be issued by the **Fire Chief**;

- (i) enforce this Bylaw and any other **Regional District** bylaws, rules, orders and regulations applicable to the **Fire Protection District** for the prevention and suppression of fire and the protection of life and property;
- (j) inquire into, investigate and record the causes of fires in the **Fire Protection District**;
- (k) collect and disseminate information in regard to fires in the **Fire Protection District**;
- (l) investigate and make inquiries into fires;
- (m) research best practices in methods of fire prevention; and
- (n) for the **Fire Protection District** or, at the request of the **Board** or in collaboration with Officers of other Fire Protection Districts appointed under this Section, for the **Regional District** and in accordance with any applicable **Regional District** policies and procedures, provide, advise and make recommendations for other Officers, Members, employees or the public in relation to:
 - i. the provision of adequate water supply and pressure;
 - ii. the installation and maintenance of **fire protection equipment**;
 - iii. the enforcement of measures for the prevention or suppression of fire and the protection of life and property;
 - iv. life safety or rescue **equipment**; and
 - v. fire prevention generally.

Temporary Restriction and Closure of Areas

- 4.9 The **Fire Chief** may, by order in writing, establish temporary restrictions in certain areas of the **Fire Protection District** against burning or entry by persons in accordance with Part 9 of this Bylaw.

5. GENERAL RESTRICTIONS AND REQUIREMENTS

Fire Prevention

- 5.1 A person must not make or light a fire on any property owned or held by the **Regional District** or within any park or public place except:
- (a) an employee of the **Regional District** acting in the course of their employment;

- (b) a **Member** of a **Fire Department** in carrying out a **Fire Department** purpose or activity;
 - (c) as authorized under a valid and subsisting **permit** issued by the **Fire Chief** or other **Officer**; and
 - (d) strictly in compliance with any provisions of this Bylaw that specifically authorize the activity.
- 5.2 A person must not discard, drop or throw any lighted match, cigar, cigarette or other burning material or substance on or into combustible material or in such close proximity as to alight the combustible material.
- 5.3 A person must not make or light an **outdoor fire** or cause, suffer or allow a fire to burn in the open air or in any portable appliance or device whatsoever except:
- (a) in a barbecue or other food preparation device, an outdoor heater, or any similar appliance or device that meets the CSA (or other recognized testing agency) standard of certification;
 - (b) as specifically authorized under this Bylaw or approved by the **Fire Chief** or other local assistant:
 - i. for fire training exercise,
 - ii. as necessary for public safety;
 - iii. for special circumstances or celebrations, with the approval of the **Fire Chief** obtained in advance and in writing; or
 - (c) as authorized under a valid and subsisting **permit** from the **Fire Chief** or other **Officer**.
 - (d) on property owned or occupied by that person subject to the requirements for campfires under sections 5.11 to 5.15 inclusive as set out below, and for Class B burn piles.

Fuel Burning

- 5.4 A person must not use a chiminea or similar device or open metal grating, unless located on a non combustible area providing a 0.5 meter buffer measured from the device. Stoves or other such devices used for burning fuel must meet or exceed the CSA standards of certification or have been tested and approved by a recognized testing agency satisfactory to the **AHJ**.

Construction and Toxic Waste

- 5.5 Whether or not a person holds a **permit**, a person must not in any circumstance cause, permit, suffer or allow the burning of **construction waste** or **toxic material** unless expressly authorized by written **permit** or approval of the Provincial or Federal government and in strict compliance with any restrictions, requirements or conditions of such **permit** or approval.

Fire Watch and Duty to Extinguish

- 5.6 Anyone who starts a fire or is responsible for burning any materials must ensure that a **competent person** is present and supervising the fire at all times and who is equipped with appropriate tools to extinguish the fire. Before leaving the fire area, the **competent person** and any other person responsible for the burning must ensure that the fire is completely **extinguished**.

Burning with Permit

- 5.7 A person holding a **permit** for an open air fire must comply with this Bylaw, any and all restrictions, requirements and conditions of the **permit** or approval, and any applicable Provincial or Federal regulations, rules, and conditions of **permit** or approval.

Restricted Areas

- 5.8 A person must not enter an area that has been closed or light a fire in an area that has been restricted by the **Fire Chief** due to hazardous conditions pursuant to this Bylaw during the period of closure or restriction, except as expressly authorized by the **Fire Chief** or under the direction and control of the Province.

Protection of Personnel, Equipment and Devices

- 5.9 A person must not:
- (a) obstruct or impede any **Fire Services Personnel** in the execution of their duties and in particular, without limiting the generality of the foregoing, must not obstruct, impede or in any way hinder a **Member, Officer** or any person acting under the direction of an **Officer** or **Member in Charge** at the scene of a fire or other **incident**;
 - (b) fail to yield the right of way on any highway, street, road, lane or statutory right of way within any of the Fire Protection Districts to any Fire/Rescue **vehicle, equipment** or personnel, whether or not a street, road, lane or right of way is private or public;
 - (c) obstruct the progress of any Fire/Rescue **vehicle, equipment** or personnel;
 - (d) enter a burning building or structure or any building or structure that an **Officer** or **Member in Charge** at an **incident** considers to be threatened;

- (e) enter within fire lines designated by ropes, guards, barricades or other barriers placed by police or **Fire Services Personnel** to deal with an **incident**, or progress beyond any such barriers except at the direction or with the express permission of an **Officer** or a **Member in Charge**;
- (f) run over with a **vehicle** any line or lines of fire hoses, whether in use or otherwise;
- (g) stand within nine (9) metres of any charged fire hose unless authorized to do so by an **Officer**;
- (h) remove, deface or replace any signs required pursuant to this Bylaw or the *Fire Services Act*; or
- (i) contravene or fail to comply with a direction by a peace officer or **Fire Services Personnel** during or at the scene of an **incident**.

Liability

- 5.10 Burning material in accordance with this Bylaw does not absolve any person from liability for any damage which may result from any fire started or maintained.

Campfires

- 5.11 A person must not light, fuel or maintain a **campfire** except:

- a) on a beach, subject to any order by the **Fire Chief** that **campfires** are prohibited;
- b) in an area that is designated by a sign or posting indicating that campfires are permitted;
- c) on property owned or occupied by that person subject to the requirements for campfires under sections 5.11 to 5.15 inclusive, and;
- d) in accordance with regulations under the *Wildfire Act*, this Bylaw and any restrictions or conditions imposed by the **Fire Chief**.

- 5.12 A person must not light a **campfire** on a beach at any place above the **high tide mark**, and must not light a **campfire** closer than:

- (a) 5.0 metres from any building, wooden or fabric roofed structure or other concentration of combustible materials; or
- (b) 2.5 metres from any private property line.

- 5.13 A person must not continuously fuel a **campfire** with any fuel other than dry, seasoned wood. A **responsible person** for the fire must be present and before the **campfire** is lit must clear the area of twigs, chips, branches, leaves, needles, and other potentially flammable debris and any material that may have been used in starting the **campfire**, leaving a clear area of dirt or sand surrounding the **campfire**.
- 5.14 When a **campfire** is burning, a **responsible person** must be present at the **campfire** at all times, and must have appropriate tools and water supply nearby to extinguish the **campfire** completely.
- 5.15 The **responsible person** and any other person responsible for the **campfire** must ensure that before leaving the **campfire** area, the **campfire** is completely **extinguished**.

Fire Hydrants – Public Place

- 5.16 In relation to a fire hydrant, standpipe or other **Fire Protection District** connection installed by the **Regional District** or a **Fire Department** in, on or within a public place, a person must not:
- (a) tamper with the mechanical operation of a fire hydrant;
 - (b) except as authorized under a **permit** issued by the General Manager of Infrastructure for the **Regional District** and additionally approved by the **Fire Chief**, and subject to any conditions, requirements, directions or restrictions imposed by either or both officials:
 - i. take water from or otherwise use any standpipe, hydrant or other **Fire Department** connection or **equipment**; or
 - ii. remove a fire hydrant from its authorized or required location.
- 5.17 The fire hose connection type, hydrant colour coding, and location of all fire hydrants and other **Fire Department** connections shall be subject to the approval of the **Fire Chief**. A clear and unobstructed radius of at least one (1) metre must be maintained around the fire hydrant.

Fire Alarm Activation

- 5.18 A person must not activate a fire alarm system unless:
- (a) there is a fire;
 - (b) the person reasonably believes that a fire or other **incident** is occurring or is imminent; or
 - (c) the activation is carried out for testing purposes by persons authorized by the **Fire Chief**.

6. PROPERTY OWNERS AND OCCUPIERS

Protection of Property – General

6.1 An **owner** or **occupier** of real property must not cause, permit, suffer or allow:

- (a) the accumulation on the property of any brush, debris, trees or tree parts from any land clearing operation for extended periods of time;
- (b) the improper or unsafe accumulation of any bags, litter, flammable or combustible materials, explosives or any other matter or thing in or around land, premises or buildings or on a roof in such a manner as to constitute a fire hazard or cause a fire to start or to spread rapidly and endanger persons or property. Hay, paper or straw that is normally associated with the operation of a farm, hobby farm, home occupation or the keeping of animals is permitted provided storage of same is done in a fire safe manner;
- (c) the deposit of ashes or other material from any stove, furnace, barbecue or fireplace or any greasy or oily rags or other materials in any receptacle other than a metallic or non-combustible or non-flammable receptacle with a tight-fitting and non-combustible lid;
- (d) the conscious or wilful use of any defective cooking or heating device on the property where the defect could knowingly cause or result in a fire;
- (e) the stopping up of any pipe hole in any chimney on the property, except with a stopper of metal or other non-combustible material specifically designed and approved as a stopper for chimney pipes; or
- (f) other than in the case of one and two family dwellings, the obstruction of any fire escape, fire exit, door or window, or any hall or passageway leading to any fire escape, fire exit, door or window on that property.

Building, Storage and Equipment Safety

6.2 Every **owner** and **occupier** of real property or a building or structure must:

- (a) ensure that the occupancy and use is in compliance with the **Fire Code**;
- (b) keep and maintain the property in a safe manner so as to minimize the risk of fire;
- (c) ensure that the storage of all dangerous goods meets the requirements of the **Fire Code**;
- (d) keep in good and efficient working order and repair any and all closure, specialized sprinkler systems and fire separations installed to prevent the spread of fire within the building or structure, including without limitation those fire and

- life safety systems designed by a fire protection engineer that have been approved for installation as alternative installations by the **AHJ**;
- (e) where the **owner** or **occupier** commercially manufactures, stores, uses or has charge of or control over any shavings, whether wood, metal, paper or other fibre or product generated from any production process, sacks, bags, hay, straw, waste paper, paper boxes or other flammable, combustible or recyclable materials, ensure that at the close of each business day or, for ongoing operations, at least once each day, all such materials are properly stored in a fire safe manner or stored in non-combustible receptacles with tight-fitting, non-combustible covers and in accordance with the **Fire Code**;
 - (f) provide for the regular and proper maintenance of every commercial cooking exhaust system and chimney stove pipe or flue that is in regular use, so as to ensure that the exhaust system, pipe or flue does not catch fire through otherwise normal usage;
 - (g) provide all fire detection and suppression **equipment** and emergency systems required by the **Fire Code** or any alternative solutions that have been approved by the **AHJ**;
 - (h) ensure that all fire detection and suppression **equipment** and emergency systems, including all smoke alarms or detectors, fire alarms, or detectors and sprinkler systems within any building or structure, are kept and maintained in good working order and where applicable, repaired and replaced in accordance with the **Fire Code**; and
 - (i) comply with any order issued by the **Fire Chief** and, subject to any provisions for appeal, with any order issued by another **Officer** under this Bylaw.

Back Yard / Garden Refuse Fires

- 6.3 A person must not light or burn a **Class B Burn Pile** except to burn **garden refuse** gathered from the property on which the burn is to occur and must ensure that the burn occurs only:
- (a) from October 15th to April 15th inclusive, with the exception of Roberts Creek, (See Roberts Creek Smoke Control Bylaw);
 - (b) at a distance of at least:
 - i. fifteen (15) metres from any building, and
 - ii. five (5) metres from any part of the property line;
 - (c) in a size not exceeding 1.0 metre in height and 2.0 metres in diameter;
 - (d) under the supervision of a **competent person** who is present at all times;

- (e) with appropriate tools, materials and resources to control the burn and extinguish the fire;
- (f) in compliance with any additional restrictions, conditions or requirements imposed under a Provincial enactment or **Regional District** bylaw.

Clearing or Grading Land

- 6.4 A person must not light or burn debris or a **Class A Burn Pile** for any purpose, including for the purpose of clearing or grading land, except:
- (a) under and in accordance with a **permit** issued by the **Fire Chief, Fire Prevention Officer, or Officer**;
 - (b) at a minimum distance of
 - i. thirty (30) metres from any building or structure
 - ii. one hundred (100) metres from any neighbouring building or structure;
 - iii. fifteen (15) metres from any property line or standing timber;
 - iv. five hundred (500) metres from schools in session, hospitals and facilities used for continuing care; and
 - (c) in strict compliance with paragraphs (d) through (f) of Section 6.3.
- 6.5 A person must comply with any additional restrictions, requirements or conditions imposed by the **Fire Chief** or Fire Inspector under this Bylaw in relation to **Class A** or **Class B Burn Piles**.

Construction and Installations

- 6.6 Where the **Fire Code**, *Fire Services Act* or another Provincial enactment imposes restrictions or requirements for fire safety in relation to a proposed construction or installation, the **owner** of the property on which the construction or installation is to be located, or the agent of such **owner** must provide to the **Regional District**, in addition to **permit** applications required by another bylaw of the **Regional District**, any information, plans, or drawings as the **Fire Chief** or **Fire Prevention Officer** deems necessary for a full review of the proposed construction or installation.

Fire Alarm Systems

- 6.7 An **owner** or **occupier** of any premises using a fire alarm system must:
- (a) if using a system required by regulation to be monitored by an outside monitoring agency, ensure that at least one contact person is available twenty-four (24) hours a day to attend, when notified by the monitoring agency, to enter and secure the premises at an **incident**;

- (b) if using a system that is not required by regulation to be monitored by an outside monitoring agency:
 - i. maintain and provide to the **Fire Department** a current list containing the names and telephone numbers of at least three (3) contact persons, at least one of whom is available twenty-four (24) hours a day to attend, to enter and secure the premises at an **incident**;
 - ii. notify the **Fire Department** promptly of any changes in the names or telephone numbers of the contact persons; and
- (c) where an agency, or a contact person fails to respond within twenty (20) minutes, allow and assist the **Fire Department** in whatever way possible to gain entry to the premises to investigate the fire alarm.

Fire Hydrants on Private Property

6.8 Where a **private hydrant** is located on a property, the **owner** or **occupier** of the property must ensure that:

- (a) the fire hose connection type, hydrant colour coding, and location of all fire hydrants and other **Fire Department** connections are approved by the **Fire Chief**;
- (b) the space around the **private hydrant** is maintained with stable ground cover and is clear and unobstructed for a radius of at least one (1) metre;
- (c) the ground cover and clearance around the hydrant is maintained so as to provide a clear view of the **private hydrant** by a person approaching in a **vehicle** from either direction on the nearest road or lane;
- (d) the **private hydrant** is maintained in good working condition at all times;
- (e) the **private hydrant** is inspected, serviced and tested at least once a year by a fire protection technician in accordance with the **Fire Code**;
- (f) the **private hydrant** is flushed and drained, and all the threads of outlets and caps greased with waterproof grease, at least once a year;
- (g) provide the **Fire Chief** with an annual written report describing the inspection, servicing and testing performed on the **private hydrant** during the previous twelve (12) months; and
- (h) any order by the **Fire Chief** for meeting any requirement or requirements of this section is promptly complied with, and in any case ensure that any directions are carried out within a time period specified in the order.

Multi Storey Buildings and Elevators

- 6.9 The **owner** or owners of every building having three (3) or more storeys must display at each floor level, in each stairwell thereof, in a conspicuous location, a number or sign to identify each floor level.
- 6.10 The **owner** or owners of every building that is equipped with a passenger elevator must have a sign displayed directly above the call button on each floor thereof containing the words:

“In case of fire, use exit stairway – Do not use elevator.”

The dimension of each such sign must be at least 75 mm by 130 mm in size.

Refuse Containers

- 6.11 Every **owner** of real property who uses commercial refuse containers must locate the containers in areas that are designated or approved in advance in writing by the **Fire Chief** or by the **Regional District Fire Prevention Officer**. Commercial refuse containers located adjacent to any building or structure shall be stored in non-combustible enclosures and in any place where any combustible material exists above such containers or enclosures must be provided with a non-combustible top lid or ceiling material.

Service Stations

- 6.12 Every **owner** and operator of a **service station** must maintain the station in a safe manner and in strict accordance with this Bylaw.
- 6.13 Every **owner** and operator of a **service station** must ensure that every employee of the station receives timely fire safety training on matters contained within Section 4.6 of the **Fire Code** to a standard that meets or exceeds any applicable law or standard established by the Province of British Columbia.

Fuel Tanks

- 6.14 Every **owner** or **occupier** of real property on which a **tank** has been installed or is to be installed must ensure that at all times the **tank** meets all of the requirements of the **Fire Code** with respect to its installation, use, maintenance, repair, removal or abandonment.
- 6.15 A person must not deliver any petroleum or flammable or combustible product to any **tank** located on property anywhere in the **Fire Protection District** unless that person, having made reasonable inquiry, is satisfied that the **tank** meets all of the applicable provisions of the **Fire Code**.

- 6.16 Where an **Officer** has reasonable grounds to believe that an event has occurred that may have resulted or could result in the shifting of the earth around any **tank**, the **Officer** may require the **owner** or **occupier** of the property on which it is located to immediately arrange for and conduct testing for leakage in accordance with the standards set out in the **Fire Code**.

Vacant Premises

- 6.17 For the purposes of this section, “vacant premises” includes a lot, building or other structure in respect of which a water or electricity service has been intentionally discontinued, other than for temporary maintenance, repair or upgrading, so that the condition of the premises is not suitable for human habitation or other occupancy that is normally permitted.
- 6.18 The **owner** of vacant premises must promptly act to ensure that, at all times:
- (a) the premises are free from litter and debris or accumulations of combustible or flammable materials, except where storage of combustible or flammable materials strictly complies with the **Fire Code** and this Bylaw; and
 - (b) all openings in the premises are securely closed and fastened in a manner acceptable to the **Fire Chief** so as to prevent fires and the entry of unauthorized persons.
- 6.19 Where an **owner** has failed to securely close a vacant building as required under this section, the **Fire Chief** may, by notice in writing, order the **owner** to secure the building or other part of the vacant premises against unauthorized entry in a manner and within a time period set out in the notice.
- 6.20 Where an **owner** of vacant premises fails to bring the premises into compliance with this Bylaw within the time period set out in the notice, or if the **Fire Chief** or a **Member** is unable to contact the **owner** for the purposes of delivering the notice or bringing the property into compliance, the **Fire Chief**, upon determining that the conditions on the property create a significant fire hazard or risk to human safety, may cause the premises to be cleared or made safe and secure as necessary by **Regional District** employees or agents at the cost and expense of the **owner**.

Fire Damaged Buildings

- 6.21 The **owner** of a building or other structure that has been damaged due to fire, explosion or similar catastrophic or damaging event must immediately act to ensure that the building is guarded or that all openings and points of entry into the building are kept securely closed and fastened in a manner acceptable to the **Fire Chief** so as to prevent the entry of unauthorized persons. If the **owner** fails to provide reasonable and timely security for this purpose following an **incident**, or otherwise as directed by the **Fire Chief**, the **Fire Chief** may cause security measures to be taken as necessary at the cost and expense of the **owner**.

7. PERMITS

- 7.1 Where a **permit** is required under this Bylaw, unless otherwise stated, a person must apply for a **permit** from the **Fire Chief, Fire Prevention Officer, or Member** on a form approved by the **Fire Chief**, and pay any applicable fee established in Schedule A.
- 7.2 When applying for a **permit** pursuant to this or any other bylaw of the **Regional District** for a construction or installation that is subject to the **Fire Code**, the *Fire Services Act* or other enactments for fire safety and protection, the applicant must provide any information, plans or drawings as the **Fire Chief** may deem necessary or advisable for that construction or installation. In every case where a **permit** or approval from the Province or Canada is normally required under an enactment, the applicant must provide a copy of the **permit** from the Province or Canada, or alternatively provide confirmation that the proposed activity is exempt from the requirement of a **permit** or approval from the Province or Canada.
- 7.3 The **Fire Chief, Fire Prevention Officer** or, where permitted in this Bylaw, another **Officer**, may issue a **permit**, or approve that part of a **Regional District permit** pertaining to fire safety, and impose any restrictions, requirements and conditions as to location, time, size, duration, type of burning and other matters as the **Fire Chief** or other **Officer** deems necessary and advisable to ensure compliance with this Bylaw, the *Fire Services Act* and other applicable enactments.
- 7.4 Without limiting section 7.3, but subject to the minimum distances established in this Bylaw for a type of fire, the **Officer** may specify a minimum distance from buildings, structures or other combustible materials at which burning under a **permit** may be carried out.
- 7.5 The **Fire Chief, Fire Prevention Officer** or other **Officer** may refuse to issue a **permit** or may suspend, revoke or cancel a **permit** if:
- (a) the **Officer** is not satisfied that the proposed activity or thing complies or is capable of complying with applicable provisions of this Bylaw and any other enactment that the **Fire Chief** or other **Officer** considers applicable, and any restrictions, conditions or requirements imposed in the **permit**; or
 - (b) in the opinion of the **Officer**, any significant fire or safety hazards cannot be minimized or sufficiently controlled in the circumstances.
- 7.6 The **Fire Chief** may cause any permits to be suspended temporarily:
- (a) in conjunction with restricting an area under section 9.6 or closing an area under section 9.7;

- (b) by order in writing if weather, wildfire hazard levels, water resources or similar conditions in the area of the **permit** are such that, in the opinion of the **Fire Chief** there would be a significant risk to life or safety if the activity under the **permit** were to continue.

8. ENTRY AND INSPECTIONS

Entry during Incident

- 8.1 Despite any other provisions of this Bylaw, the **Fire Chief** or other **Officer** or a **Member in Charge** may, during an **incident**, enter, pass through or over real property, buildings or other structures on or adjacent to the site of the **incident**, and cause or allow other **Members** to do likewise, and to bring **apparatus** and **equipment** on, into or through such property, buildings or structures as the **Officer** or **Member in Charge** deems necessary or advisable to gain access to the **incident** or to protect any person or property.

Entry For Inspection

- 8.2 The **Fire Chief**, **Fire Prevention Officer** or any **Member** designated by the **Fire Chief** may enter on a property or premises at all reasonable times to inspect and determine whether all restrictions, requirements and prohibitions of this Bylaw are being met and without limiting the foregoing, whether or not any of the following conditions exist:
 - (a) the premises are in a state of disrepair that a fire starting in them might spread so rapidly as to endanger life or other premises or property;
 - (b) the premises are so used or occupied that fire would endanger life or property;
 - (c) combustible or explosive material is kept or other flammable conditions exist on the premises so as to endanger life or property;
 - (d) a fire hazard exists on the premises.
- 8.3 Every **occupier** of a building or premises that is being inspected by an **Officer** or **Member** under this Bylaw must render any assistance and provide any information required by the **Fire Chief**, **Fire Prevention Officer**, or **Regional District Fire Prevention Officer** in relation to the inspection.
- 8.4 A person must not prevent, obstruct or impede an **Officer** or **Member** from conducting an inspection under this Bylaw, and must not withhold or falsify information required by the **Fire Chief** or the **Regional District Fire Prevention Officer** in relation to the inspection.

Entry for Remedial Work

- 8.5 Where an order made under this Bylaw has been delivered to an **owner** or **occupier** of land or premises or of a building or other structure, and the **owner** or **occupier** fails to take the required action or actions within the time period stated in the order, subject to the *Fire Services Act* the **Regional District** staff or **Members** of the **Fire Department** may, after providing notice to the **owner** or **occupier** and at reasonable times, enter onto the property and carry out the work required, or cause the work to be done or the requirement, at the cost and expense of the **owner** or **occupier**.

9. ORDERS

Disposal of Combustible Materials

- 9.1 Where the **Fire Chief** determines that an unusual condition exists that presents an undue risk of danger to life safety or damage to property resulting from a fire, the **Fire Chief** may, by order in writing, restrict or prohibit the deposit of combustible materials in any landfill operation within the **Fire Protection District** until the unusual conditions are removed or addressed.

Remedial Orders

- 9.2 Where an **Officer** determines that a building or structure is in such a state of disrepair or is being used in a manner that, in the opinion of the **Officer**, the condition or use

- (a) may cause or result in fire, explosion;
- (b) may contribute to the spread of a fire; or
- (c) presents a hazard to persons or property in surrounding buildings, structures or land,

the **Officer** may, in writing, order the **owner** or **occupier** to remedy the state of disrepair or alter the use in such a way as to remove the conditions that led to the order, within a time period specified in the order.

- 9.3 Where an **Officer** determines that there exists on, in or within any land, premises, building or other structure any
- (a) flammable or combustible materials or substance;
 - (b) explosive material or substance; or
 - (c) accumulation of waste materials, litter, rubbish or debris,

that, in the opinion of the **Officer**, is likely to cause or result in a fire or fire hazard, thereby endangering persons or property, the **Officer** may, in writing, order the **owner** or **occupier** to remove and lawfully dispose of such material, substance, or accumulation, as the case may be, within a time period specified in the order.

- 9.4 Where an **Officer** believes that any provision of this Bylaw is being or has been contravened or that any real property, buildings or other structures are in a state that does not comply with this Bylaw, the **Officer** may, in writing, order the person who is apparently responsible for the contravention or for the property to remedy the contravention or non-compliance, or both, within a time period specified in the order.
- 9.5 In setting a date by which requirements in the order must be carried out, the **Officer** must have regard for any factors that may tend to increase the hazard or danger and the degree of urgency involved in correcting or removing the conditions of hazard or danger.

Fire Restricted Areas

- 9.6 If the **Fire Chief** is of the opinion that conditions of unusual danger or exposure to fire exists, the **Fire Chief** may, by an order in writing, establish any area within the **Fire Protection District** as a restricted area, within which any **campfire**, **outdoor fire** or other type of burning in the open air shall not be permitted for such period or periods of time as the **Fire Chief** deems appropriate.

Closed Areas

- 9.7 Where the **Fire Chief** is of the opinion that the safety of life or property or both is endangered through a hazardous condition of weather or forest cover, or by a fire in any forest or woodland area, the **Fire Chief** may, by an order in writing, declare that area of the **Fire Protection District**, or any portion thereof, as a closed area for such period or periods of time as the **Fire Chief** deems appropriate. If the **Fire Chief** imposes a closure order under this section, no person may enter into that area during the period of closure other than as an authorized firefighter acting under the direction and control of a recognized fire fighting unit or otherwise as authorized in writing by the **Fire Chief** or under the direction and control of the Province.

Effective Date of Posted Order

- 9.8 An order made under section 9.1, 9.6 or 9.7 is effective from the date that a copy of the order is posted in or near the area to which it applies. A copy of the order must be delivered to the **Regional District** to the attention of the Chief Administrative Officer as soon as possible after being posted.

Reconsideration

- 9.9 Where an order has been made under this Bylaw by an **Officer** other than the **Fire Chief** to remedy a violation or non-compliance in relation to land, premises or

buildings or other structures, the person to whom it is directed or the **owner** or occupant, as applicable, may seek reconsideration by the **Fire Chief** within the time period stated in the order or ten (10) days, whichever is longer, of the date of the order, and the **Fire Chief** may confirm, modify, amend, suspend or reverse the order. Subject to the *Fire Services Act* and *Local Government Act*, an order by the **Fire Chief** is final.

9.10 An order made by the **Fire Chief**, another **Officer**, or the Fire Inspector under this Bylaw is served:

- (a) by mailing the order to or leaving it with the person to whom it is directed, or by deposit in the person's mailbox or receptacle at the person's residence or place of business;
- (b) by mailing or otherwise delivering the order to the last known property **owner**; or
- (c) if the person to whom it is directed cannot be found, is not known, or refuses delivery, by posting a copy of the order in a conspicuous place on any premises that is subject to the order.

9.11 A person must not deface, remove or destroy an order that has been posted pursuant to this Bylaw.

9.12 An order made under this Part does not limit the requirements that may be imposed under section 4.8 (d) [**owner** or **occupier** to undertake actions necessary to removing or reduce hazard].

10. FEES AND COST RECOVERY

Inspections

10.1 Where an **Officer** or **Member**:

- (a) conducts an inspection or re-inspection of a property site, building or other structure pursuant to a request by the **owner**, **occupier** or agent of either, to determine compliance with this Bylaw or the **Fire Code**; or
- (b) conducts a re-inspection of a premises after an order has been issued following a previous inspection,

the **owner** or **occupier** must pay the applicable fees established in Schedule A.

Attendance at Class A or B Burn Pile, Rubbish Fire or Campfire

10.2 If a fire within a **Fire Protection District** is fuelled by a **Class A Burn Pile**, a **Class B Burn Pile**, rubbish, or a **campfire** and

- (a) was started, maintained, suffered or allowed in contravention of this Bylaw;
- (b) has not been extinguished as required under a **permit** or this Bylaw; or
- (c) in the opinion of the **Fire Chief** or his designate, is out of control,

and the **Fire Department** attends to control or extinguish the fire, the **owner** or **occupier** of the property for which the service is provided must pay a fee of \$600 per **apparatus** per hour, with the minimum charge for each **apparatus** being for one hour.

Standby at Premises with Fire Alarm System

- 10.3 If the **Fire Department** attends a premises in response to a fire alarm system and remain on standby there until such time as the **owner**, **occupier** or a contact person arrives to provide access to or secure the premises, commencing after the initial 60 minutes (one hour), the **owner** or **occupier** of the property must pay a fee of \$600 per **apparatus** per hour, with the minimum charge for each **apparatus** being for one hour.

Collection as for Property Taxes

- 10.4 Where a person subject to an order under this Bylaw fails to take action required by the order, and the **Regional District** carries out the work or otherwise fulfills the requirement, the **Regional District** may recover the costs incurred from the **owner**, **occupier** or person responsible for the work as a debt to the **Regional District**.
- 10.5 Money owed to the **Regional District** under this Part is payable upon receipt of an invoice from the **Regional District**. Any disputes over the amount owing must be brought to the attention of the **Fire Chief** within thirty (30) days of the date of the invoice and may be heard and resolved by the **Fire Chief** or financial officer for the **Regional District**, or by both of them.
- 10.6 If an amount owing under this Part for work done or services provided to land or improvements remains unpaid on December 31st of the year in which the debt was incurred, the amount is deemed to be taxes in arrear and may be treated in the same manner as for property taxes.

11. CONTRAVENTION AND PENALTIES

11.1 A person who:

- (a) contravenes, violates or fails to comply with any provision of this Bylaw;
- (b) suffers or allows any act or thing to be done in contravention of this Bylaw; or
- (c) fails or neglects to do anything required to be done under this Bylaw,

or of any **permit** or order issued under this Bylaw, commits an offence and upon conviction, shall be liable to paying a fine of up to Two Thousand Dollars (\$2,000) and to pay any further amounts that may be ordered under the *Offence Act*, and where the offence is a continuing one, each day that the offence is continued shall constitute a separate offence.

- 11.2 This Bylaw may be enforced by means of a ticket issued under the “Sunshine Coast Regional District Municipal Ticket Information System Bylaw No. 558, 2006”, as amended or replaced from time to time.

12. SCHEDULES AND REPEAL

- 12.1 Schedule A is attached to and forms part of this Bylaw.

- 12.2 *Sunshine Coast Regional District Fire Protection Bylaw No. 354, 1991*, and all amendments thereto, are hereby repealed.

READ A FIRST TIME this 22nd day of September, 2011.

READ A SECOND TIME this 22nd day of September, 2011.

READ A THIRD TIME this 22nd day of September, 2011.

ADOPTED this day of , 2011.

CORPORATE OFFICER

CHAIR

Sunshine Coast Fire Protection Bylaw No. 631, 2011

SCHEDULE A

FIRE SERVICES FEES

Permit for a Class A Burn	\$ 25.00
Inspection or re-inspection pursuant to a request to determine compliance with Bylaw or the <i>Fire Code</i>	\$ 100.00/hour
Re-inspection after order has been issued	\$ 100.00
Apparatus – where applicable	\$ 600.00/hour

PLEASE NOTE OTHER BYLAWS MAY ALSO BE APPLICABLE:

Despite the provisions of this bylaw, properties within the Town of Gibsons are also subject to any additional regulations enacted by the municipality, including but not limited to Residential Backyard Burning Bylaw No. 971, 2003.

**SUNSHINE COAST REGIONAL DISTRICT
ZONING AMENDMENT BYLAW No. 375.9, 2011**

A bylaw to amend the "Roberts Creek Official Community Plan Bylaw No. 375, 1994".

The Board of Directors of the Sunshine Coast Regional District, in open meeting assembled, enacts as follows:

PART A - CITATION

1. This bylaw may be cited as the "Roberts Creek Official Community Plan Amendment Bylaw No. 375.9, 2011".

PART B - AMENDMENT

2. Schedule 'A 3' of Roberts Creek Official Community Plan Bylaw No. 375, 1994 is amended by re-designating Lot 12, Block G, District Lot 809, Plan 7877 'Residential C' to 'Residential A', as denoted on Appendix 'A' to this bylaw.

PART C - ADOPTION

READ A FIRST TIME this 22nd DAY OF September 2011

READ A SECOND TIME this DAY OF 2011

PURSUANT TO SECTION 882 OF THE *LOCAL GOVERNMENT ACT*, CONSIDERED IN CONJUNCTION WITH FINANCIAL PLAN AND APPLICABLE WASTEMANAGEMENT PLAN

PUBLIC HEARING HELD PURSUANT TO THE *LOCAL GOVERNMENT ACT* this DAY OF 2011

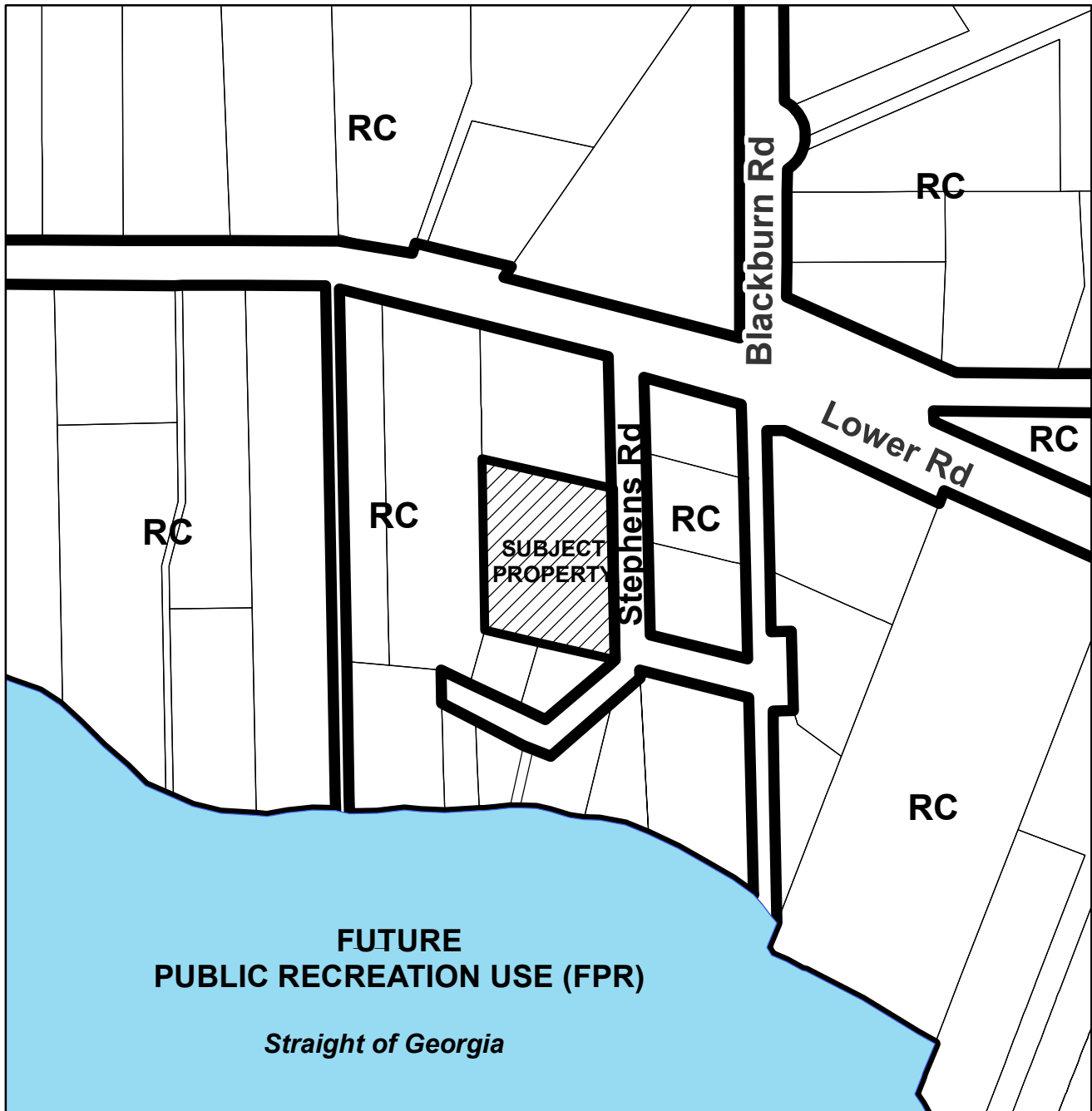
READ A THIRD TIME this DAY OF 2011

ADOPTED this DAY OF 2011

Corporate Officer

Chair

Appendix 'A' to Bylaw No. 375.9



Legal Description - Lot 12, Block G, District Lot 809, Plan 7877

Existing Designation - Residential C (RC)

Proposed Designation - Residential A (RA)

Corporate Officer

Chair

DRAFT

SUNSHINE COAST REGIONAL DISTRICT ZONING AMENDMENT BYLAW No. 310.127, 2011

A bylaw to amend the "Sunshine Coast Regional District Zoning Bylaw No. 310, 1987".

The Board of Directors of the Sunshine Coast Regional District, in open meeting assembled, enacts as follows:

PART A - CITATION

1. This bylaw may be cited as the "Sunshine Coast Regional District Zoning Amendment Bylaw No. 310.127, 2011".

PART B – AMENDMENT

2. Schedule B of Sunshine Coast Regional District Zoning Bylaw No. 310, 1987 is hereby amended rezoning a portion of Lot 12, Block G, District Lot 809, Plan 7877 from the 'E' subdivision district to the 'C' subdivision district, as denoted on Appendix 'A' to this Bylaw.

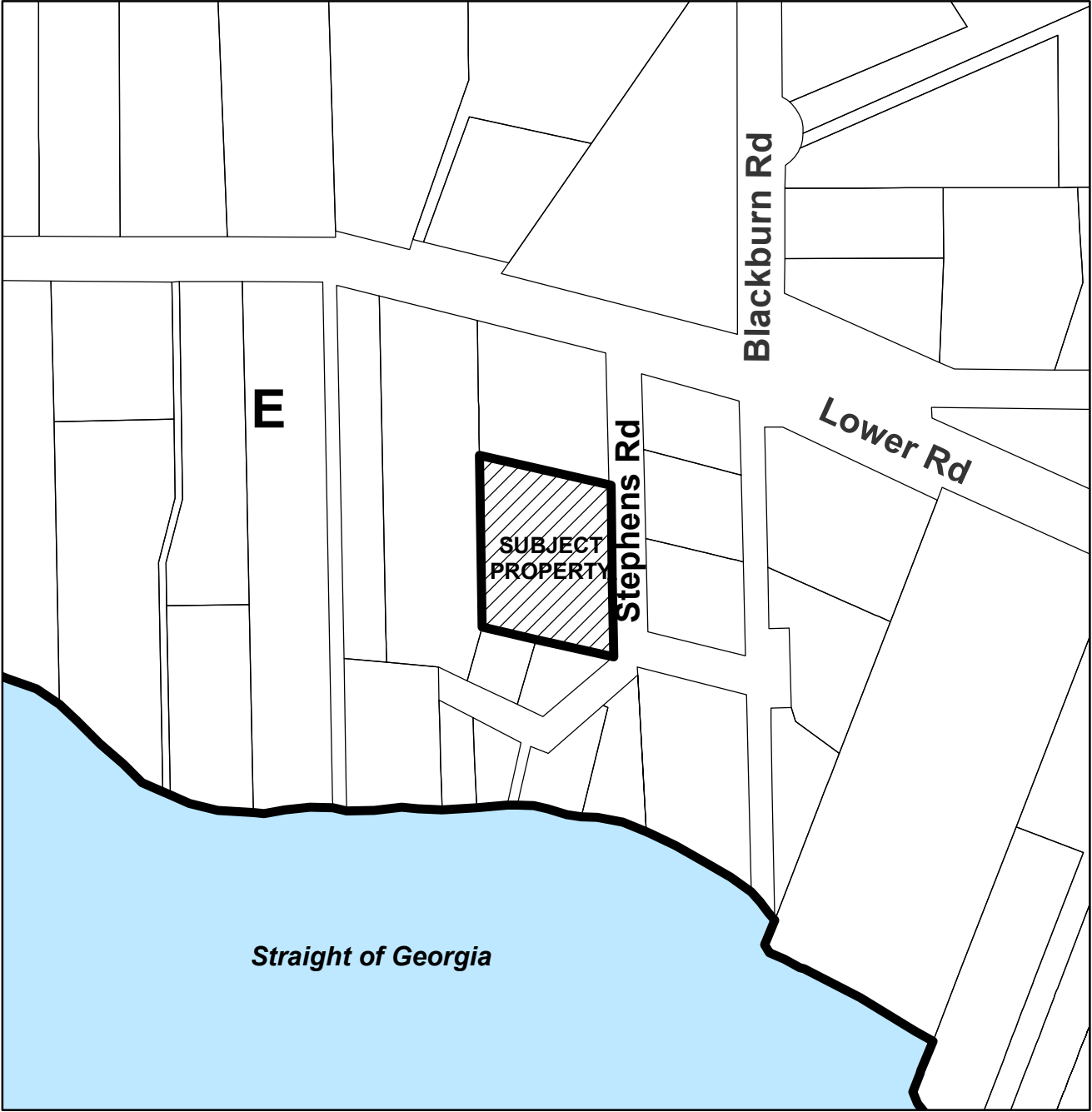
PART C - ADOPTION

READ A FIRST TIME this	22 nd	DAY OF	September	2011
READ A SECOND TIME this		DAY OF		2011
PUBLIC HEARING HELD PURSUANT TO THE <i>LOCAL GOVERNMENT ACT</i> this		DAY OF		2011
READ A THIRD TIME this		DAY OF		2011
APPROVED PURSUANT TO Section 52 of <i>THE TRANSPORTATION ACT</i> this		DAY OF		2011
ADOPTED this		DAY OF		2011

Corporate Officer

Chair

Appendix 'A' to Bylaw No. 310.127



Legal Description - Lot 12, Block G, District Lot 809, Plan 7877

Existing Subdivision District - E

Proposed Subdivision District - C

Corporate Officer

Chair

DRAFT

SUNSHINE COAST REGIONAL DISTRICT BYLAW NO. 375.11

A bylaw of the Sunshine Coast Regional District to amend "Roberts Creek Official Community Plan Bylaw No. 375, 1990".

The Board of the Sunshine Coast Regional District in open meeting assembled enacts as follows:

PART A – CITATION

1. This bylaw may be cited as the "Roberts Creek Official Community Plan Amendment Bylaw No. 375.11, 2010".

PART B – AMENDMENT

2. "Roberts Creek Official Community Plan Bylaw No. 375, 1990" is hereby amended as follows:

- a) Insert into Policy 5.2 the following:

"RESOURCE RURAL designated lands that are located north of but not immediately adjacent to the Sunshine Coast Highway may be considered for COUNTRY RESIDENTIAL uses and the minimum parcel size requirement for subdivision purposes shall be 1.75 hectares provided that

1. significant road access issues can be resolved by the parcels owners to the satisfaction of the Regional District and the Ministry of Transportation and Infrastructure;
2. parcels are to have no more than one dwelling;
3. the re-designation is the subject of a Plan and, if required a rezoning amendment application; and
4. at least 20 percent of the parcel's area will be set aside as forested land such that:
 - a) this is in addition to and exclusive of any land that is identified as a streamside protection and enhancement area as set out under Development Permit Area 15: Riparian Assessment Areas;
 - b) areas set aside as forested land provide connectivity and environmental benefit; and
 - c) the set aside areas are agreed to by the Regional District and secured through covenant.

Where road access issues were resolved as a result of re-designating the parcels then any subsequent applications to re-designate parcels adjacent to that access will be requested to provide a community benefit, to the satisfaction of the SCRD, equal to what would have been their portion of access improvement costs."

- b) Amend Schedule A3 by designating those parcels denoted on Appendix 'A' to this bylaw as "COUNTRY RESIDENTIAL".

DRAFT

PART C – ADOPTION

READ A FIRST TIME this	24 th	DAY OF	JUNE	2010
READ A SECOND TIME	28 th	DAY OF	OCTOBER	2010
PURSUANT TO SECTION 882 OF THE <i>LOCAL GOVERNMENT ACT</i> , CONSIDERED IN CONJUNCTION WITH CAPITAL EXPENDITURE PROGRAM AND WASTE MANAGEMENT PLANS this				
	28 th	DAY OF	OCTOBER	2010
PUBLIC HEARING HELD this	23 rd	DAY OF	NOVEMBER	2010
READ A SECOND TIME As Amended this	22 nd	DAY OF	SEPTEMBER	2011
2 nd PUBLIC HEARING HELD this		DAY OF		
READ A THIRD TIME this		DAY OF		
ADOPTED this		DAY OF		

Corporate Officer

Chair

DRAFT

Appendix A to Bylaw 375.11



Rezone

P.I.D. 013-313-967, Block 2, District Lot 1621, Plan 2936
PID: 013-313-975, Block 3, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-017, Block 4, Except Part in Plan LMP2361 District Lot 1621 Plan 2937
PID: 013-314-025, Block 5, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-041, Block 6, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-084, Block 7, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-106, Block 8, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-122, Block 9, District Lot 1621 Plan 2936
PID: 013-314-289, Block 10, District Lot 1621 Plan 2936
PID: 013-314-866, Block 11, District Lot 1621 Plan 2936
PID: 013-314-939, Block 16, District Lot 1621 Plan 2936

from "Resource Rural" to "Country Residential"
on Schedule A3 of Bylaw 375

Corporate Officer

Chair

DRAFT

SUNSHINE COAST REGIONAL DISTRICT ZONING AMENDMENT BYLAW No. 310.135, 2010

A bylaw to amend the "Sunshine Coast Regional District Zoning Bylaw No. 310, 1987".

The Board of Directors of the Sunshine Coast Regional District, in open meeting assembled, enacts as follows:

PART A - CITATION

1. This bylaw may be cited as the "Sunshine Coast Regional District Zoning Amendment Bylaw No. 310.135, 2010".

PART B - AMENDMENT

2. Schedule A of Sunshine Coast Regional District Zoning Bylaw No. 310, 1987 is amended by rezoning from RU1 (Rural One) to CR2 (Country Residential Two), those parcels denoted on Appendix A to this Bylaw.
3. Schedule B of Sunshine Coast Regional District Zoning Bylaw No. 310, 1987 is amended by rezoning from the Z subdivision district to the G subdivision district, those parcels denoted on Appendix B to this Bylaw.

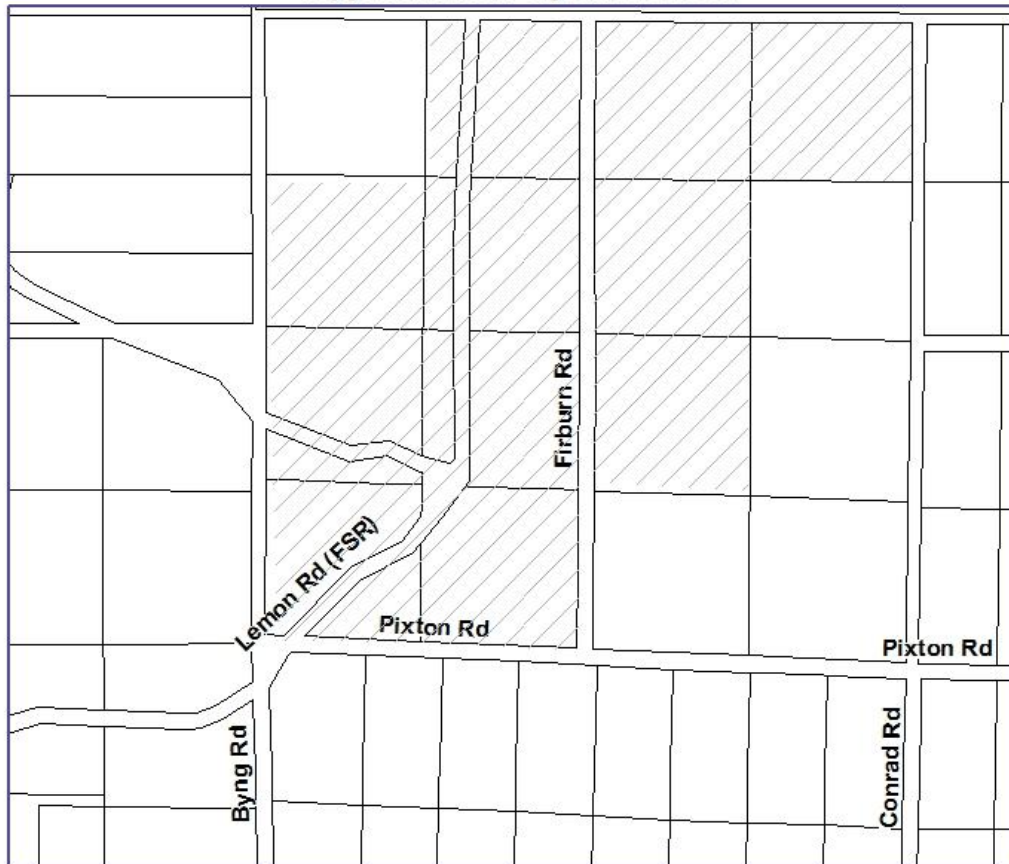
PART C - ADOPTION

READ A FIRST TIME this	24 th	DAY OF JUNE	2010
READ A SECOND TIME this	28 th	DAY OF OCTOBER	2010
PUBLIC HEARING HELD PURSUANT TO THE <i>LOCAL GOVERNMENT ACT</i> this	23 rd	DAY OF NOVEMBER	2010
READ A SECOND TIME as amended this	22 nd	DAY OF SEPTEMBER	2011
SECOND PUBLIC HEARING HELD		DAY OF	
READ A THIRD TIME this		DAY OF	
APPROVED PURSUANT TO Section 52 of <i>THE TRANSPORTATION ACT</i> this		DAY OF	
ADOPTED this		DAY OF	

Corporate Officer

Chair

Appendix A to Bylaw 310.135



Rezone

P.I.D. 013-313-967, Block 2, District Lot 1621, Plan 2936

PID: 013-313-975, Block 3, Except Part in Plan LMP2361 District Lot 1621 Plan 2936

PID: 013-314-017, Block 4, Except Part in Plan LMP2361 District Lot 1621 Plan 2937

PID: 013-314-025, Block 5, Except Part in Plan LMP2361 District Lot 1621 Plan 2936

PID: 013-314-041, Block 6, Except Part in Plan LMP2361 District Lot 1621 Plan 2936

PID: 013-314-084, Block 7, Except Part in Plan LMP2361 District Lot 1621 Plan 2936

PID: 013-314-106, Block 8, Except Part in Plan LMP2361 District Lot 1621 Plan 2936

PID: 013-314-122, Block 9, District Lot 1621 Plan 2936

PID: 013-314-289, Block 10, District Lot 1621 Plan 2936

PID: 013-314-866, Block 11, District Lot 1621 Plan 2936

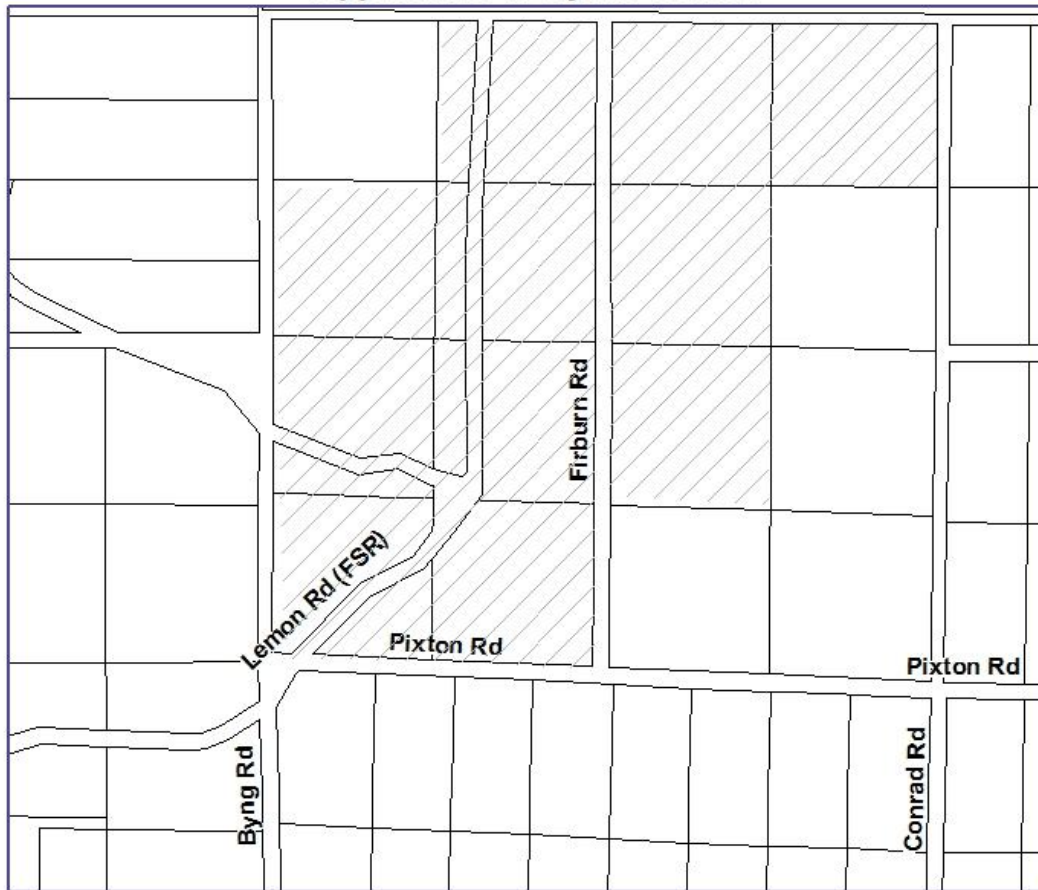
PID: 013-314-939, Block 16, District Lot 1621 Plan 2936

from RU1 (Rural One) to CR2 (Country Residential Two)

Corporate Officer

Chair

Appendix B to Bylaw 310.135



Rezone

P.I.D. 013-313-967, Block 2, District Lot 1621, Plan 2936
PID: 013-313-975, Block 3, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-017, Block 4, Except Part in Plan LMP2361 District Lot 1621 Plan 2937
PID: 013-314-025, Block 5, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-041, Block 6, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-084, Block 7, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-106, Block 8, Except Part in Plan LMP2361 District Lot 1621 Plan 2936
PID: 013-314-122, Block 9, District Lot 1621 Plan 2936
PID: 013-314-289, Block 10, District Lot 1621 Plan 2936
PID: 013-314-866, Block 11, District Lot 1621 Plan 2936
PID: 013-314-939, Block 16, District Lot 1621 Plan 2936

from Z to G subdivision district

Corporate Officer

Chair