

## Board of Directors Meeting Amended Agenda

April 3, 2020

9:00 am

**Voting Rules:** Unless otherwise indicated on this agenda, all Directors have one vote and a simple majority is required for a motion to pass.

	Pages
<b>1. Call to Order</b>	
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12. Late Agenda Items
13. Reports from Directors
14. Adjourn to Closed

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## MINUTES OF THE BOARD OF DIRECTORS MEETING

**March 6, 2020**  
**Regional District Office, Cranbrook, BC**

PRESENT:	Chair R. Gay	Electoral Area C
	Director M. Sosnowski	Electoral Area A
	Director S. Doehle	Electoral Area B
	Director J. Walter	Electoral Area E
	Director S. Clovechok	Electoral Area F
	Director G. Wilkie	Electoral Area G
	Director L. Pratt	City of Cranbrook
	Director W. Graham	City of Cranbrook
	Director A. Qualizza	City of Fernie
	Director D. McCormick	City of Kimberley
	Director D. McKerracher	District of Elkford
	Director A. Miller	District of Invermere
	Director D. Wilks	District of Sparwood
	Director K. Sterzer	Village of Canal Flats
	Director C. Reinhardt	Village of Radium Hot Springs
STAFF:	S. Tomlin	Chief Administrative Officer
	S. Moskal	Corporate Officer
	C. Thom	Executive Assistant (Recording Secretary)

### Call to Order

The meeting was called to order at 9:00 am.

### Adoption of the Agenda

49047

MOVED by Director McKerracher

SECONDED by Director Clovechok

THAT the agenda for the RDEK Board of Directors meeting be adopted.

CARRIED

### Adoption of the Minutes

#### February 14, 2020 Meeting

49048

MOVED by Director Wilkie

SECONDED by Director Walter

THAT the Minutes of the RDEK Board of Directors meeting held on February 14, 2020 be adopted as circulated.

CARRIED

### Invited Presentations & Delegations

#### Columbia Basin Trust Annual Report

Jocelyn Carver, Board Chair and Johnny Strilaeff, CEO, Columbia Basin Trust, reviewed the Trust's strategic priorities which include 13 priorities that are currently active or developing programs.

#### Teck's Fording River Operation - The Castle Project

Nic Milligan, Teck Coal Limited, provided an annual update on Teck's operations. Mr. Milligan provided an update on the status of the Castle Project stating that the Project is an extension of Fording River Operation and is currently in the pre-feasibility design stage. Mr. Milligan noted the Project will be the primary source of coal and will enable Teck to retain existing workforce and support local economy.



Director Wesly Graham left the meeting at 9:40 am and returned at 9:41 am.

**Committee Recommendations****Central Services Committee****Groundwater Monitoring Well Application - Central Subregion Landfill**

49049

MOVED by Director Walter

SECONDED by Director Gay

THAT an application be submitted to the Ministry of Forests, Lands, Natural Resource Operations and Rural Development for Crown Land Tenure for the construction of a monitoring well for the Central Subregion Landfill.

CARRIED

**Cranbrook and Kimberley Transfer Station Contract**

49050

MOVED by Director Pratt

SECONDED by Director Graham

THAT the Operation of the Cranbrook and Kimberley Transfer Stations contract be tendered.

CARRIED

**Columbia Valley Services Committee****Columbia Valley Airport - Funding Request**

49051

MOVED by Director Miller

SECONDED by Director Clovechok

THAT operational funding of up to \$60,000 be provided to the Columbia Valley Airport Society in 2020 from the Columbia Valley Economic Development Service, subject to the following conditions being completed to the satisfaction of the RDEK by August 14, 2020:

- an Annual General Meeting be held with audited 2019 financials;
- Directors and Officers liability insurance be purchased;
- election of a new Board and Officers that represent the Columbia Valley geographically;
- development of a skills matrix to recruit qualified board members to assure proper oversight of the Society;
- registration of updated bylaws, including bylaws that prevent any single entity, business, corporation, or not for profit organization from holding a majority of the votes on the Society Board;
- a fully costed business plan be prepared;
- a professional assessment of the assets be completed; and
- an operations/procedures review and work plan to support the business plan be prepared;

and further, that the grant be included in the 2020-2024 Financial Plan.

CARRIED

**Columbia Valley Food and Farm Guide**

49052

MOVED by Director Clovechok

SECONDED by Director Miller

THAT a grant of up to \$3,500 from the 2020 Columbia Valley Economic Development Service "other projects" budget be provided to Columbia Valley Food and Farm for publication and distribution of the 2020 Columbia Valley Food and Farm Guide;

and further, that the referral of the request to the Columbia Valley Community Economic Development Advisory Commission be considered complete.

CARRIED

**Bylaw No. 2983 (EMMA Regulation and Fee) - Introduction**

49053

MOVED by Director Miller

SECONDED by Director Clovechok

THAT Bylaw No. 2983 cited as "Regional District of East Kootenay – Eddie Mountain Memorial Arena Regulation and Fee Bylaw No. 2844, 2018 – Amendment Bylaw No. 2, 2020" be introduced.

CARRIED

Director Dean McKerracher left the meeting at 9:46 am.

**Electoral Area Services Committee****Discretionary Grants-in-Aid - March**

49054

MOVED by Director Doehle

SECONDED by Director Gay

THAT the following Discretionary Grants-in-Aid be approved:

British Columbia Conservation Foundation – WildSafeBC Elk Valley

- A - \$1,000
- B - \$500

British Columbia Conservation Foundation – WildSafeBC Kimberley Cranbrook

- C - \$1,000

Cranbrook & District 4H Council Association – Cranbrook & District 4-H Show and Sale

- A - \$1,000
- B - \$1,000
- C - \$1,000

Cranbrook & District 4H Council Association – Open Show – AG for All

- A - \$1,000
- B - \$500
- F - \$500
- G - \$500

East Kootenay Volleyball Club – End of Season Awards Banquet and Thank-you

- A - \$150
- B - \$150
- E - \$150

Kimberley Nordic Club – Biathlon Equipment Project

- C - \$2,000

Wardner Community Association – Steeplesview Reading Centre

- C - \$2,000

CARRIED

49055

MOVED by Director Gay

SECONDED by Director Walter

THAT the following Discretionary Grant-in-Aid be denied:

- Moyie Community Association – Ellis Park Upgrades

CARRIED

**Community Works Fund - Lazy Lake Water Level Control Diversion Ditch & Culvert**

49056

MOVED by Director Walter

SECONDED by Director Sosnowski

THAT a Community Works Fund grant of \$20,000 be provided for the Lazy Lake Water Level Control Diversion Ditch and Culvert Upgrade.

CARRIED

**Community Works Fund - Swift Internet Inc.**

49057

MOVED by Director Gay

SECONDED by Director Walter

THAT Community Works Funds of \$28,000 be granted to Swift Internet Inc. for their Moyie internet upgrade project, subject to the following:

- the project being approved for funding through the CRTC Broadband Fund or the NDIT Connecting BC program; and
- project outcomes meeting the definition of High Speed Internet Service in the *Local Government Act*.

CARRIED

**Community Works Fund - Tough Country Communications**

49058

MOVED by Director Doehle

SECONDED by Director Walter

THAT Community Works Funds of 17% of the cost of their Baynes Lake/Kragmont internet upgrade project, up to a maximum of \$44,277, be granted to Tough Country Communications, subject to the following:

- the project being approved for funding through the CRTC Broadband Fund or the NDIT Connecting BC program; and
- project outcomes meeting the definition of High Speed Internet Service in the *Local Government Act*.

CARRIED

**Bylaw No. 2977 (Crossroads Ball Park Regulation and Fee) – Introduction**

49059

MOVED by Director Walter

SECONDED by Director Wilkie

THAT Bylaw No. 2977 cited as "Regional District of East Kootenay – Crossroads Ball Park Regulation and Fee Bylaw No. 2165, 2009 – Amendment Bylaw No. 2, 2020" be introduced.

CARRIED

**Notice on Title (4990 Highway 3/95, Cranbrook)**

49060

MOVED by Director Gay

SECONDED by Director Walter

THAT a Notice on Title be placed on the property legally described as Lot 1, Plan NEP2639, District Lot 7006 Kootenay District, 4990 Highway 3/95 in the Cranbrook South area, for contravention of RDEK bylaws resulting from failure to obtain required building permits and inspections if the contravention has not been rectified within 120 days.

CARRIED

**Notice on Title (6266 Tie Lake Shore Road North, Tie Lake)**

49061

MOVED by Director Walter

SECONDED by Director Doehle

THAT a Notice on Title be placed on the property legally described as Lot 26, Plan NEP6428, District Lot 4590 Kootenay District, 6266 Tie Lake Shore Road North in the Tie Lake area, for contravention of RDEK bylaws resulting from failure to obtain required renewals, inspections and from occupying a structure without an approved occupancy inspection.

CARRIED

**Notice on Title (3339 Palmer Road, Baynes Lake)**

49062

MOVED by Director Doehle

SECONDED by Director Gay

THAT a Notice on Title be placed on the property legally described as Lot 4, Block 6, Plan NEP1181, District Lot 132 Kootenay District, 3339 Palmer Road in the Baynes Lake area, for contravention of RDEK bylaws resulting from failure to obtain required building permit renewals and inspections.

CARRIED

**Notice on Title (2061 Highway 3/93, Jaffray)**

49063

MOVED by Director Doehle

SECONDED by Director Gay

THAT a Notice on Title be placed on the property legally described as Lot A, Plan NEP2272, District Lot 4590 Kootenay District, Except Plan R140 & Exc EPP22150, 2061 Highway 3/93 in the Jaffray area, for contravention of RDEK bylaws resulting from failure to receive the required inspections and comply with BC Building Code.

CARRIED

**Notice on Title (6019 Lang Road, Mayook)**

49064

MOVED by Director Walter

SECONDED by Director Gay

THAT a Notice on Title be placed on the property legally described as Lot 1, Plan NEP9428, District Lot 325 Kootenay District, 6019 Lang Road in the Mayook area, for contravention of RDEK bylaws resulting from failure to obtain a required building permit and inspections.

CARRIED

**Notice on Title (8570 Pighin Road, Wycliffe)**

49065

MOVED by Director Gay

SECONDED by Director Walter

THAT a Notice on Title be placed on the property legally described as Lot A, Plan NEP73740, District Lot 10844 Kootenay District, 8570 Pighin Road in the Wycliffe area, for contravention of RDEK bylaws resulting from failure to obtain required inspections and building permit renewals.

CARRIED

**Notice on Title (9231 Moffat Avenue, Wilmer)**

49066

MOVED by Director Wilkie

SECONDED by Director Walter

THAT a Notice on Title be placed on the property legally described as Lot 14 -15, Block 27, Plan NEP692, District Lot 377 Kootenay District, 9231 Moffat Avenue in the Wilmer area, for contravention of RDEK bylaws resulting from failure to obtain required inspections and for occupying a structure without an approved occupancy inspection.

CARRIED

Director Dean McKerracher returned to the meeting at 9:52 am.

**Windermere Water Upgrades Construction Contract**

49067

MOVED by Director Sosnowski

SECONDED by Director Walter

THAT the 2020 Windermere Water Upgrades contract for required and optional work be awarded to Marwest Industries Ltd.

CARRIED

**Governance & Regional Services Committee****UBCM 2020 Poverty Reduction Planning & Action Program**

49068

MOVED by Director Pratt

SECONDED by Director Qualizza

THAT the RDEK partner with the City of Cranbrook to apply for UBCM Poverty Reduction Planning funds with the City of Cranbrook as the primary applicant that will receive and manage the grant funds.

CARRIED

**CBT CIP Reallocation Request - Friends of Lake Koocanusa Society 2020**

49069

MOVED by Director Doehle

SECONDED by Director Walter

THAT the request from the Friends of Lake Koocanusa Society to reallocate a portion of their 2019/2020 Columbia Basin Trust Community Initiatives Program grant to conduct an archaeological assessment at Waldo Cove be approved.

CARRIED

**Elk Valley Tax Sharing Meeting with Minister**

49070

MOVED by Director Wilks

SECONDED by Director Qualizza

THAT Director Sosnowski be reimbursed for expenses to attend the meeting with Minister Robinson regarding the Elk Valley Tax Sharing agreement held on February 27, 2020 in Victoria with expenses paid from the Elk Valley Tax Sharing funds.

CARRIED

**2020 Invited Presentations**

49071

MOVED by Director Wilks

SECONDED by Director Clovechok

THAT invitations to present to the Regional District of East Kootenay be sent to other organizations as outlined in the February 27, 2020 report from the Chief Administrative Officer as amended.

CARRIED

**Kootenay Forest Sector Collaborative – Appointments**

49072

MOVED by Director Reinhardt

SECONDED by Director McKerracher

THAT Director Gerry Wilkie be appointed to the Kootenay Forest Sector Collaborative.

CARRIED

49073

MOVED by Director McKerracher

SECONDED by Director Miller

THAT Director Susan Clovechok be appointed as alternate to the Kootenay Forest Sector Collaborative.

CARRIED

**Cheque Register - February 2020**

49074

MOVED by Director Graham

SECONDED by Director Reinhardt

THAT the cheque register for the RDEK General Account for February 2020 in the amount of \$968,112.66 be approved as paid.

CARRIED

**Bylaw No. 2984 (2020-2024 Five Year Financial Plan) - Introduction**

49075

MOVED by Director Clovechok

SECONDED by Director Walter

THAT Bylaw No. 2984 cited as "Regional District of East Kootenay – 2020 – 2024 Five Year Financial Plan Bylaw No. 2984, 2020" be introduced as amended.

CARRIED

**Planning & Development Services Committee****Bylaw No. 2654 (Miscellaneous / RDEK) - Introduction**

49076

MOVED by Director Doehle

SECONDED by Director Wilks

THAT Bylaw No. 2654 cited as "Regional District of East Kootenay – SweetWater Zoning & Floodplain Management Bylaw No. 2127, 2009 – Amendment Bylaw No. 5, 2015 (Miscellaneous / RDEK)" be introduced.

OPPOSED: Director McKerracher

CARRIED

**Bylaw No. 2973 & Bylaw No. 2974 (Sweetwater/KV Properties Inc.) - Introduction**

49077

MOVED by Director Doehle

SECONDED by Director Sosnowski

THAT Bylaw No. 2973 cited as "Regional District of East Kootenay – Lake Koocanusa Official Community Plan Bylaw No. 2432, 2013 – Amendment Bylaw No. 4, 2019 (Sweetwater / KV Properties Inc.) be introduced;

and further, that the Board is satisfied that the Official Community Plan consultation identified in the staff report is appropriate.

OPPOSED: Director McKerracher

CARRIED

49078

MOVED by Director Doehle

SECONDED by Director Sosnowski

THAT Bylaw No. 2974 cited as "Regional District of East Kootenay – SweetWater Zoning and Floodplain Management Bylaw No. 2127, 2009 – Amendment Bylaw No. 7, 2019 (Sweetwater / KV Properties Inc.) be introduced;

and further, that the applicant be advised that future subdivision applications should include confirmation from a qualified professional that the community wastewater treatment system is fully operational.

CARRIED

**Bylaw No. 2975 (Westside / 1129759 Alb Ltd) - Introduction**

49079

MOVED by Director Sterzer

SECONDED by Director Clovechok

THAT Bylaw No. 2975 cited as "Regional District of East Kootenay – Upper Columbia Valley Zoning Bylaw No. 900, 1992 – Amendment Bylaw No. 359, 2020 (Westside / 1129759 Alb Ltd)" be introduced;

and further, that a development agreement containing the items identified in the February 26, 2020 Request for Decision be registered on title prior to bylaw adoption.

CARRIED

**DVP No. 38-19 (Wasa / Kon Kur Holdings Ltd.)**

49080

MOVED by Director Walter

SECONDED by Director Miller

THAT Development Variance Permit No. 38-19 (Wasa / Kon Kur Holdings Ltd.) be granted.

CARRIED

**DVP No. 47-19 (Tie Lake / Fenwick)**

49081

MOVED by Director Sterzer

SECONDED by Director Doehle

THAT Development Variance Permit No. 47-19 (Tie Lake / Fenwick) be granted subject to registration of a restrictive covenant on proposed Lot 2 prohibiting renovations, additions or other construction until proof of servicing is provided in accordance with the Subdivision Servicing Bylaw.

CARRIED

**DVP No. 1-20 (Wycliffe / Keeler & Kreutzer)**

49082

MOVED by Director Gay

SECONDED by Director McKerracher

THAT Development Variance Permit No. 1-20 (Wycliffe / Keeler & Kreutzer) be granted.

CARRIED

Director Ange Qualizza left the meeting at 10:02 am and returned at 10:03 am.

**DVP No. 2-20 (Jaffray / Branch Technologies Inc.)**

49083

MOVED by Director Doehle

SECONDED by Director Sterzer

THAT Development Variance Permit No. 2-20 (Jaffray / Branch Technologies Inc.) be granted.

CARRIED

**Hornaday Wilderness Society Application to Rehabilitate a Managed Trail**

49084

MOVED by Director Miller

SECONDED by Director Sterzer

THAT the Ministry of Forests, Lands, Natural Resource Operations and Rural Development, be advised the RDEK supports the Hornaday Wilderness Society Crown Land application to rehabilitate a managed trail in the vicinity of Hornaday Pass subject to the rehabilitation work not impeding the existing trapper's ability to operate a snowmobile on the trail during snowbound periods to conduct activities for trapping.

CARRIED

**South Kountry Cable Ltd. Crown Land Licence of Occupation**

49085

MOVED by Director Doehle

SECONDED by Director Sterzer

THAT the Ministry of Forests, Lands, Natural Resource Operations and Rural Development be advised the RDEK supports the South Kountry Cable Ltd. Crown Land Licence of Occupation for a telecommunication site in the Tie Lake area, subject to Agricultural Land Commission approval.

CARRIED

**977230 Alberta Ltd. Crown Land Licence of Occupation**

49086

MOVED by Director Doehle

SECONDED by Director Clovechok

THAT the Ministry of Forests, Lands, Natural Resource Operations and Rural Development be advised the RDEK supports the 977230 Alberta Ltd. Crown Land Licence of Occupation for a roadway in the Sweetwater area.

OPPOSED: Director McKerracher

CARRIED

**Kootenay and Boundary Farm Advisors – Program Continuation**

49087

MOVED by Director Wilkie

SECONDED by Director Walter

THAT an amount not exceeding \$60,000 per year for three years, to allow the continuation of the Kootenay and Boundary Farm Advisor program to June 30, 2023, be approved to be paid from the Planning service.

OPPOSED: Director McKerracher

CARRIED

**Columbia Lake Management Plan**

49088

MOVED by Director Miller

SECONDED by Director Clovechok

THAT preparation of the Columbia Lake Management Plan proceed generally as outlined in the February 13, 2020 Request for Decision.

CARRIED

**Lake Windermere Groyne Navigation Markers**

49089

MOVED by Director Clovechok

SECONDED by Director Miller

THAT Public Services and Procurement Canada be advised that while the installation of permanent navigation markers for the Lake Windermere Groyne is generally supported that the RDEK has concerns about the timing and short duration of the engagement opportunity, the aesthetic impact of the proposed pile markers and lack of information provided with regard to alternative options and environmental considerations of the proposed works.

OPPOSED: Director Clovechok, Director Doehle, Director Gay, Director Graham, Director McCormick, Director McKerracher, Director Miller, Director Pratt, Director Qualizza, Director Reinhardt, Director Sterzer, Director Sosnowski, and Director Wilkie

DEFEATED

49090

MOVED by Director Clovechok

SECONDED by Director Sterzer

THAT Public Services and Procurement Canada be advised that the RDEK does not support the proposed installation of Marker Piles for the Lake Windermere Groyne as outlined in the January 2020 correspondence;

and further, the Board's reason for opposition is the lack of consultation with first Nations and local government regarding the aesthetics, design and the impact on the entrance to Invermere.

OPPOSED: Director Wilks

CARRIED

**APC / EAAC 2020 Appointments**

49091

MOVED by Director Sterzer

SECONDED by Director Gay

THAT pursuant to Advisory Planning Commission Bylaw No. 2679 and Electoral Area Advisory Commission Bylaw No. 2680, appointments be approved as indicated in the February 25, 2020 Request for Decision.

CARRIED

The meeting recessed at 10:14 am and reconvened at 10:26 am.



**Bylaws****Bylaw No. 2977 (Crossroads Ball Park Regulation and Fee)**

49092

MOVED by Director Sosnowski

SECONDED by Director Clovechok

THAT Bylaw No. 2977 cited as "Regional District of East Kootenay - Crossroads Ball Park Regulation and Fee Bylaw No. 2165, 2009 - Amendment Bylaw No. 2, 2020" be read a first, second and third time.

CARRIED

49093

MOVED by Director Clovechok

SECONDED by Director Wilkie

THAT Bylaw No. 2977 cited as "Regional District of East Kootenay - Crossroads Ball Park Regulation and Fee Bylaw No. 2165, 2009 - Amendment Bylaw No. 2, 2020" be adopted.

CARRIED

**Bylaw No. 2980 (Wilmer Community Club Contribution Services Establishment)**

49094

MOVED by Director Wilkie

SECONDED by Director Clovechok

THAT Bylaw No. 2980 cited as "Regional District of East Kootenay - Wilmer Community Club Contribution Service Establishment Bylaw No. 2278, 2010 - Amendment Bylaw No. 1, 2020" be adopted.

CARRIED

**Bylaw No. 2983 (Eddie Mountain Memorial Arena Regulation and Fee)**

49095

MOVED by Director Sterzer

SECONDED by Director Miller

THAT Bylaw No. 2983 cited as "Regional District of East Kootenay - Eddie Mountain Memorial Arena Regulation and Fee Bylaw No. 2844, 2018 - Amendment Bylaw No. 2, 2020" be read a first, second and third time.

CARRIED

49096

MOVED by Director Sterzer

SECONDED by Director Miller

THAT Bylaw No. 2983 cited as "Regional District of East Kootenay - Eddie Mountain Memorial Arena Regulation and Fee Bylaw No. 2844, 2018 - Amendment Bylaw No. 2, 2020" be adopted.

CARRIED

**Bylaw No. 2984 (2020 - 2024 Five Year Financial Plan)**

49097

MOVED by Director Miller

SECONDED by Director Clovechok

THAT Bylaw No. 2984 cited as "Regional District of East Kootenay – 2020 – 2024 Five Year Financial Plan Bylaw No. 2984, 2020" be read a first, second and third time.

CARRIED

49098

MOVED by Director Sterzer

SECONDED by Director Reinhardt

THAT Bylaw No. 2984 cited as "Regional District of East Kootenay – 2020 – 2024 Five Year Financial Plan Bylaw No. 2984, 2020" be adopted.

CARRIED

**Planning Bylaws****Bylaw No. 2654 (Miscellaneous / RDEK)**

49099

MOVED by Director Doehle

SECONDED by Director Wilks

THAT Bylaw No. 2654 cited as "Regional District of East Kootenay - SweetWater Zoning & Floodplain Management Bylaw No. 2127, 2009 - Amendment Bylaw No. 5, 2015 (Miscellaneous / RDEK)" be read a first and second time.

OPPOSED: Director McKerracher

CARRIED

49100

MOVED by Director Doehle

SECONDED by Director Sterzer

THAT a public hearing be held regarding Bylaw No. 2654 and the hearing be delegated to:

Director Stan Doehle, Electoral Area B

Director Rob Gay, Electoral Area C

CARRIED

The date for the public hearing for Bylaw No. 2654 is 7:00 pm on March 25, 2020 at the Baynes Lake Community Hall.

**Bylaw No. 2969 (Jaffray / Barr)**

49101

MOVED by Director Doehle

SECONDED by Director Sosnowski

THAT Bylaw No. 2969 cited as "Regional District of East Kootenay - Jaffray, Tie Lake, Rosen Lake Land Use and Floodplain Management Bylaw No. 1414, 1999 - Amendment Bylaw No. 33, 2019 (Jaffray / Barr) be adopted.

CARRIED

**Bylaw No. 2973 & Bylaw No. 2974 (Sweetwater / KV Properties Inc.)**

49102

MOVED by Director Doehle

SECONDED by Director Sosnowski

THAT Bylaw No. 2973 cited as "Regional District of East Kootenay - Lake Koocanusa Official Community Plan Bylaw No. 2432, 2013 - Amendment Bylaw No. 4, 2019 (Sweetwater / KV Properties Inc.)" be read a first and second time.

OPPOSED: Director McKerracher

CARRIED

49103

MOVED by Director Sterzer

SECONDED by Director Doehle

THAT Bylaw No. 2974 cited as "Regional District of East Kootenay - SweetWater Zoning and Floodplain Management Bylaw No. 2127, 2009 - Amendment Bylaw No. 7, 2019 (Sweetwater / KV Properties Inc.) be read a first and second time.

OPPOSED: Director McKerracher

CARRIED

49104

MOVED by Director Doehle

SECONDED by Director Clovechok

THAT a public hearing be held regarding Bylaw No. 2973 and Bylaw No. 2974 and the hearing be delegated to:

Director Stan Doehle, Electoral Area B

Director Rob Gay, Electoral Area C

CARRIED

The date for the public hearing for Bylaws No. 2973 & No. 2974 is 7:00 pm on March 25, 2020 at the Baynes Lake Community Hall.

**Bylaw No. 2975 (Westside / 1129759 Alb Ltd)**

49105

MOVED by Director Miller

SECONDED by Director Clovechok

THAT Bylaw No. 2975 cited as "Regional District of East Kootenay - Upper Columbia Valley Zoning Bylaw No. 900, 1992 - Amendment Bylaw No. 359, 2020 (Westside / 1129759 Alb Ltd)" be read a first and second time.

CARRIED

49106

MOVED by Director Sterzer

SECONDED by Director Clovechok

THAT a public hearing be held regarding Bylaw No. 2975 and the hearing be delegated to:

Director Susan Clovechok, Electoral Area F

Director Gerry Wilkie, Electoral Area G

Director Allen Miller, District of Invermere

CARRIED

The date for the public hearing for Bylaw No. 2975 is 7:00 pm on March 30, 2020 at the Columbia Valley Chamber of Commerce.

**Adjourn to Closed**

49107

MOVED by Director Sterzer

SECONDED by Director Clovechok

THAT the meeting adjourn to a Closed RDEK Board of Directors meeting to consider the following matters:

1. Notice on Title and Bylaw Enforcement – Section 90(1)(g) of the Community Charter – litigation or potential litigation affecting the RDEK; and
2. Kootenay and Boundary Farm Advisors Contract - Section 90(1)(k) of the Community Charter - negotiations and related discussions respecting the proposed provision of a municipal service that are in their preliminary stages and that, in the view of the Board, could reasonably be expected to harm the interests of the regional district if they were held in public.

CARRIED

The meeting adjourned to closed at 11:00 am.

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Chair Rob C. Gay

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Shannon Moskal, Corporate Officer



## MINUTES OF A SPECIAL VOTE OF THE BOARD OF DIRECTORS

March 13, 2020

PARTICIPATING:	Chair R. Gay	Electoral Area C
	Director M. Sosnowski	Electoral Area A
	Director S. Doehle	Electoral Area B
	Director J. Walter	Electoral Area E
	Director S. Clovechok	Electoral Area F
	Director G. Wilkie	Electoral Area G
	Director L. Pratt	City of Cranbrook
	Director W. Graham	City of Cranbrook
	Director A. Qualizza	City of Fernie
	Director D. McCormick	City of Kimberley
	Director D. McKerracher	District of Elkford
	Director A. Miller	District of Invermere
	Director D. Wilks	District of Sparwood
	Director K. Sterzer	Village of Canal Flats
	Director C. Reinhardt	Village of Radium Hot Springs

In accordance with Regional District Special Voting Regulation (BC Reg. 41/91), Chair Rob Gay and Vice Chair Clara Reinhardt approved a special vote to authorize the Chief Administrative Officer to take whatever actions he deems necessary to ensure the safety of RDEK staff and the public visiting RDEK facilities during the Covid-19 outbreak. A teleconference was held at 12:30 pm on March 13, 2020 to provide an opportunity to discuss the motion.

### **Covid-19 Outbreak**

49108

MOVED by Director Miller

SECONDED by Director Clovechok

THAT the Chief Administrative Officer be authorized to take whatever actions he deems necessary to ensure the safety of RDEK staff and the public visiting RDEK facilities during the Covid-19 outbreak, including instituting measures recommended by the Province of British Columbia and the Government of Canada

CARRIED

---

Chair Rob C. Gay

---

Shannon Moskal, Corporate Officer

**Connie Thom**

---

**Subject:** FW: AGENDA - FW: Request to Appear as a Delegation  
**Attachments:** PowerPointforBoardRDEK.pptx; PowerPointforBoardRDEK.pdf; RE: Request to Appear as a Delegation

**Subject:** Request to Appear as a Delegation

Hi Shannon

Please consider this e mail as a request to appear as a delegation at the April 03 RDEK Board Meeting.

We will be travelling from Nelson. I appreciate that Regional District Board Agendas can be long. Our presentation is 10 minutes or less. We have presented at the RDCK and the City of Nelson. We enjoy answering questions.

1. The topic on which the delegation wishes to speak;
2. An executive summary or outline of the presentation to be made;
3. The name of the designated speaker(s);
4. The specific action which is being requested of the Board or Committee; and
5. Whether or not you will require use of audio/visual equipment.

1. Topic. RDCK Resolution concerning BC Provincial Cannabis Regulations Marketing Section 37.

2. Summary. We are building support and providing information towards the endorsement of the RDCK resolution at the AKBLG Convention. We will provide back ground on the Regulation and the Resolution. We will outline how this resolution will help agricultural business, tourism and consumer rights in the Kootenays.

3. Brenton Raby and Sabin Donohoe.

4. A motion endorsing the Resolution would be great. We also appreciate the opportunity to share information and answer questions in the lead up to the AKBLG Convention.

5. I am attaching the power point presentation we will use.

If there is format problem with the attachment let me know and I can re send it.

Sincerely, Brenton Raby



## RDEK Board Cannabis Presentation

Highlighting the Provincial Cannabis Control Regulations; **Marketing, advertisement or promotion of a place to consume cannabis; 37:** A person must not market, advertise or promote any place as a place to consume cannabis or to spend time after consuming cannabis.

This prevents the licensing of cannabis businesses not associated with primary sales. Examples are cannabis cafes, farm sales, tours, and businesses focused on cannabis culture.

We hope to build support at the AKBLG Convention for the RDCK resolution to be endorsed and move forward to the UBCM Convention.

### **RDCK Resolution on B.C. Cannabis Regulation: Section 37.**

**“THEREFORE BE IT RESOLVED** that the Union of BC Municipalities work with the provincial government to remove Section 37 from the BC Cannabis regulation, which will remove a significant barrier to the success of the cannabis industry in British Columbia.”





Still nowhere to  
socialize and  
enjoy cannabis!

My patch of four did  
great, and I want to  
share!

It's that provincial  
regulation, Section 37,  
that has us stuck.

Surely we could meet  
somewhere better than the  
muddy riverbank.

We need to get rid  
of Section 37.

Then we could meet  
at the cafe, or the  
farmhouse!



## What Is The Issue?

B.C. Cannabis Control  
Regulation Section 37,  
Marketing: A person must not  
market, advertise or promote  
any place as a place to consume  
cannabis or to spend time after  
consuming cannabis.

## What Does It Mean?

No permitted place in town  
to gather, socialize and  
enjoy cannabis.

No farm-gate tastings or  
tours.

## What Can We do?

**Take the Survey!**

**Have informed  
conversations.**



**Section 37 is a full stop prohibition for any business other  
than retail primary such as “Farm Sales” and Cafes.**

This Provincial section prevents people from gathering to  
socialize, share and celebrate their legal cannabis.

The marketing terms “Farm Sales” “Local” and “Craft” are  
becoming more common. People **assume** it is possible.  
Current Provincial cannabis policy must be open for review.

Cannabis farm gate sales, farm tours, and consumption cafes  
will provide job opportunities. Endorsing this resolution  
supports legal business development throughout the  
Kootenays.

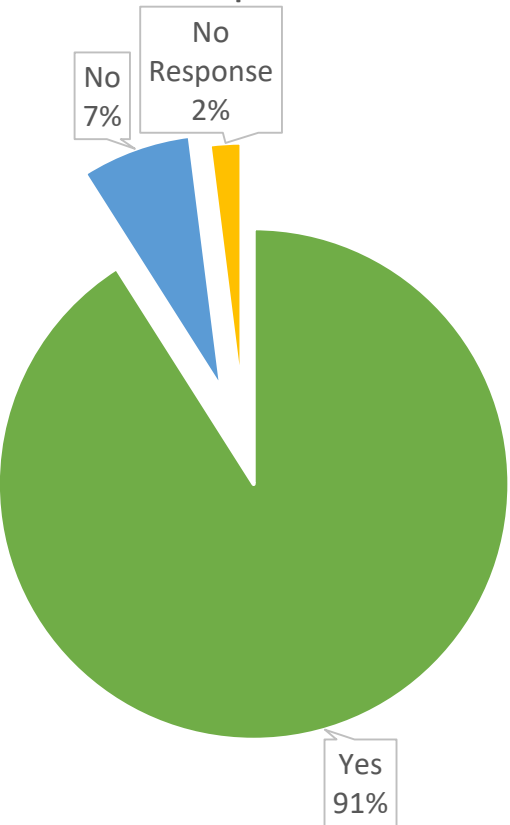
There is currently no federal prohibition on consumption cafes.

Value added agriculture is a recognized regional opportunity.

The RDCK Resolution unanimously passed on Jan 16, 2020.

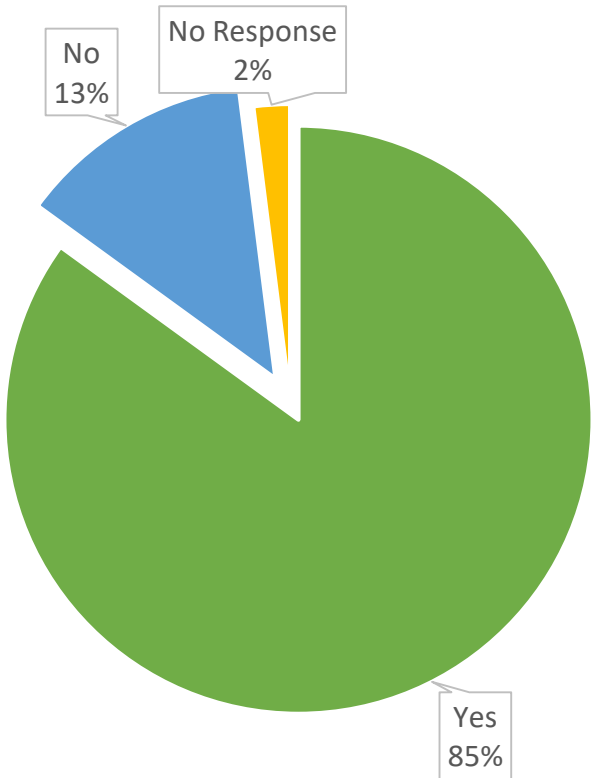
# Results of 2020 Nelson Survey

Do you support cannabis consumption cafes?



■ Yes

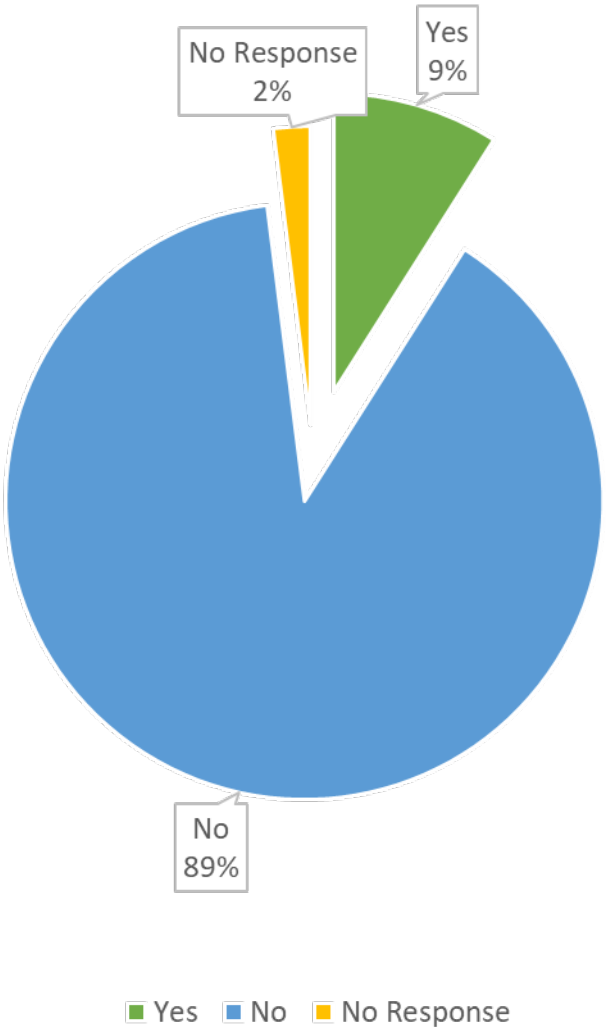
Section 37 of The B.C. Cannabis Control Regulation states that: a person must not market, advertise or promote any place as a place to consume cannabis or to spend time after consuming cannabis. Is this an unreasonable restriction?



■ Yes ■ No ■ No Response

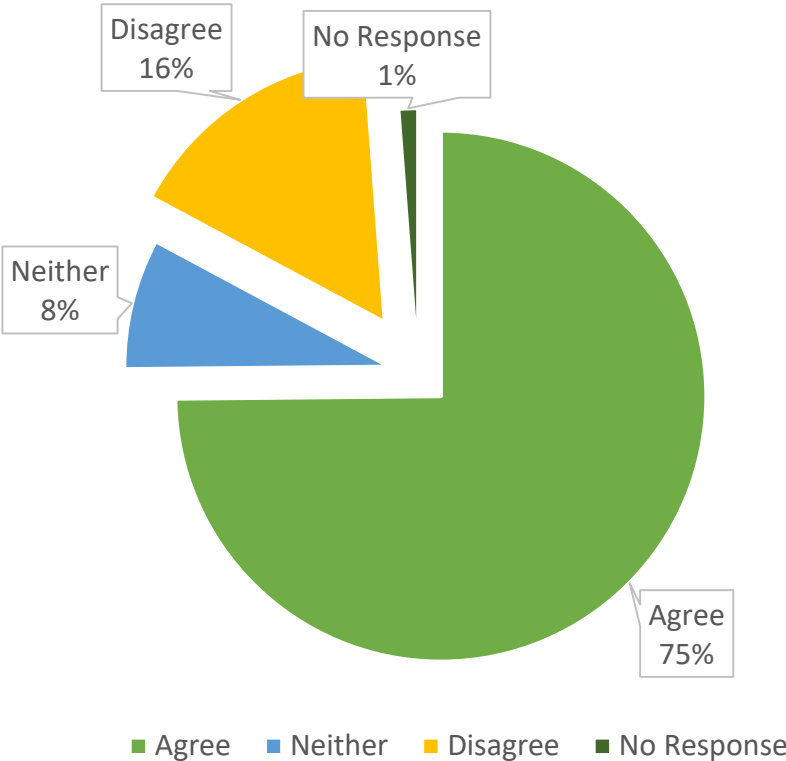


A goal of cannabis legalization was to eliminate the illicit market, does current policy effectively achieve this?



# B.C. Provincial Survey

"B.C. Should consider establishing licensed establishments (such as tasting lounges or cafes.)"



## Section 37 Through The Lens of The Charter of Rights and Freedoms

Fundamental Freedoms Section 2

Everyone has the following fundamental freedoms:

(c) freedom of peaceful assembly; and

(d) freedom of association

**“The basic theory underlying the Charter is that the state will respect choices made by individuals and, to the greatest extent possible, will avoid subordinating these choices to any one conception of the good life.”**

“An aspect of the respect for human dignity on which the Charter is founded is the right to make fundamental personal decisions without interference from the state. This right is a critical component of the right to liberty. If the State, in pursuing a legitimate objective, uses means which are broader than is necessary to accomplish that objective then the individual's rights will have been limited for no reason.” The effect of overbreadth is that in some applications the law is arbitrary or disproportionate.

We suggest that supporting The RDCK Resolution towards the UBCM will contribute to improved Provincial cannabis policy and regulations.



CANADIAN  
CHARTER OF RIGHTS  
AND FREEDOMS





March 4, 2020

To: Chair and Board  
Chief and Council  
Mayor and Council

**Re: UBCM Resolutions Process**

In response to member feedback, the UBCM Executive is undertaking a review of the resolutions process. This will include consultation with members at Area Association spring conferences, and a subsequent report to the membership at the 2020 Annual Convention. While the review progresses, the Executive has committed to exercise their existing authority more fully, and apply greater rigour to the screening and vetting of resolutions submitted to UBCM for 2020.

With the understanding that a resolutions process review is already underway, the Resolutions Committee of the UBCM Executive has identified measures that UBCM can implement in the immediate term to streamline the process and address the number and repetitiveness of resolutions. In 2020, the Committee will seek to:

- Identify more directly the resolutions that address issues of priority to the membership, and ensure that debate of these priority issues takes place early on.
- Be more firm in sending resolutions back to the sponsor if resolutions do not meet UBCM criteria for format, clear writing, factual information, or relevance to local government administration or operations.
- Standardize language to be gender neutral and, where applicable, refer to local governments or First Nations rather than municipalities or regional districts. The goal is to avoid using debate time to make such amendments.
- Combine similar resolutions, without losing or changing their intent.
- Offer further education and support to members on writing clear, effective resolutions.
- Work more closely with Area Associations to improve the quality of resolutions debated at their spring conventions.

These streamlining measures could affect resolutions that your community submits to Area Associations or to UBCM this year.

Please feel free to contact Reiko Tagami, Policy Analyst ([rtagami@ubcm.ca](mailto:rtagami@ubcm.ca) or 604 270 8226 ext. 115), with questions about resolutions streamlining, or the resolutions process review.

Sincerely,

A handwritten signature in dark ink, appearing to read "Maja Tait".

Maja Tait  
UBCM President

A handwritten signature in dark ink, appearing to read "Claire Moglove".

Claire Moglove  
Chair, Resolutions Committee

RECEIVED

MAR 17 2020

Regional District of  
East Kootenay



Ehh 650 065

March 12, 2020

Chair Rob Gay and Board  
Regional District of East Kootenay  
19-24<sup>th</sup> Avenue South  
Cranbrook, BC V1C 3H8

**RE: 2018 CEPF: Emergency Social Services (Training and Equipment Upgrades)**

Dear Chair Gay and Board,

Thank you for providing a final report and financial summary for the above noted project. We have reviewed your submission and all reporting requirements have been met.

The final report notes a total eligible expenditure of \$21,163.40. Based on this, a payment in the amount of \$21,163.40 will follow shortly by electronic funds transfer. This transfer represents full payment of the grant and is based on 100% of the total reported expenditure to a maximum of the approved grant of \$24,700.00.

I would like to congratulate the Regional District of East Kootenay for undertaking this project and responding to the opportunity to develop ESS capacity to increase the resiliency of BC communities.

If you have any questions, please contact Local Government Program Services at (250) 356-0930 or by email at [cepf@ubcm.ca](mailto:cepf@ubcm.ca).

Sincerely,

A handwritten signature in blue ink, appearing to read "Christina Arsens", with a long, sweeping horizontal line extending to the right.

Christina Arsens  
Program Officer

cc: Anita Charest, Emergency Program Coordinator

*The Community Emergency Preparedness Fund is funded by the Province of BC*





Forest Enhancement  
Society of British Columbia

Bhk III Doc

RECEIVED

MAR 06 2020

Regional District of  
East Kootenay

March 2, 2020

**Re: Forest Enhancement Society of BC Accomplishments Update**

Dear Regional District Directors of East Kootenay (Regional District),

British Columbians are concerned about climate change along with other environmental, social, and economic concerns. We want to know what our governments are doing to protect communities from wildfire risk, improve wildlife habitat, reduce greenhouse gases, expand the bio-economy, and enhance B.C.'s forests. The enclosed Forest Enhancement Society of BC (FESBC) Accomplishments Update provides a snapshot of the huge amount of work underway in a vast number of communities across British Columbia to address some of these concerns. We hope that you will find this update informative and will share this with your constituents, who we hope are pleased to see real-life projects happening around the province and often close to where they live.

Our forests are a heritage that defines our province. Managed properly, our forests provide important social, economic, and environmental benefits to all British Columbians, in both rural and urban areas. Investing in our forests can enhance the benefits they provide and help to protect them for future generations. As an example, FESBC recently announced \$30 million in grants for 42 new forest fibre utilization projects where First Nations, community forests, and B.C. companies will be using debris piles of wood fibre that would otherwise be slash burned. These piles will instead be chipped and converted to electricity, heat energy, and a variety of pulp products, adding value to this fibre and helping to achieve B.C.'s and Canada's climate change targets.

We can achieve social, environmental, and economic aspirations of British Columbians by investing in forests to reduce our carbon footprint, reduce wildfire risks, enhance habitat, and create jobs. This is a win-win-win on all fronts.

FESBC will be sending you a more comprehensive Accomplishments Report later this year. If you are interested in further information, please visit our website [www.fesbc.ca](http://www.fesbc.ca) or connect with our Executive Director Steve Kozuki at [skozuki@fesbc.ca](mailto:skozuki@fesbc.ca) or 1.778.765.0938.

Wayne Clogg, RPF  
Board Chair, Forest Enhancement Society of BC

018- RD





**"Assisting the Province to reduce greenhouse gases, add value to forest fibre, and maintain jobs for workers and communities are some of our key objectives."**

—Wayne Clogg, Board Chair of the Forest Enhancement Society of BC (FESBC)



Taan Forest  
HAIDA GWAII

West Chilcotin Forest Products  
ANAHIM LAKE

Cowichan Tribes  
DUNCAN

Barkerville Historic Town & Park  
BARKERVILLE

Agur Lake Camp  
SUMMERLAND

## 250 REASONS WHY B.C.'S FORESTS ARE BETTER TODAY

Work done to enhance and protect B.C.'s forests is critical. **Environmentally** for wildlife, greenhouse gas reduction, and responsible land stewardship for future generations; **economically** for workers and communities to thrive; and **socially** for people to enjoy and explore this important asset. The Forest Enhancement Society of BC (FESBC) was established to advance environmental and resource stewardship of the province's forests. Since 2016, the Society has worked with Community Forests, First Nations, Regional Districts, municipalities, Provincial Government agencies, and the forest industry to enhance and protect B.C.'s forests. There are 250 FESBC projects across the province and we invite you to learn more about what's happening, not only in your province, but in your own backyard, too.



Forest Enhancement  
Society of British Columbia

Read more about FESBC funded  
projects across the province inside.





## About FESBC

The B.C. government has invested \$235 million in FESBC with \$233 million allocated as of January 2020 for 250 projects related to greenhouse gas reduction, wildfire risk reduction, reforestation, forest rehabilitation, wildlife habitat restoration, and for raising awareness of the FireSmart program. FESBC's work improves forests while at the same time supports forestry workers, communities, and First Nations throughout the province. The economic benefits generated by FESBC programs greatly exceed the costs of running them and the projects funded so far will create over **\$357 million in economic activity** and over **2,100 full-time-equivalent jobs** in B.C. See five highlighted projects here and learn more about all 250 projects at [www.fesbc.ca](http://www.fesbc.ca).

**FESBC**  
by the  
numbers

**7.1 MILLION TONNES**  
(estimated)  
**Reducing B.C.'s Carbon Footprint**

**Planting trees to absorb carbon:** 4.5 million tonnes of CO<sub>2</sub>e (carbon dioxide equivalency) cumulatively by 2050. Average cost is \$20/tonne.

**Fertilizing trees to absorb carbon faster:** 800,000 tonnes of CO<sub>2</sub>e. Average cost is \$11/tonne.

**Utilization of wood fibre to avoid carbon emissions:** 1.8 million tonnes CO<sub>2</sub>e. Average cost is \$30/tonne.

**Did you Know?** 7.1 million tonnes of CO<sub>2</sub>e is roughly comparable to taking 1.5 million cars off the road for a year.

**2100<sup>+</sup> FTES**  
**Economic Benefits**

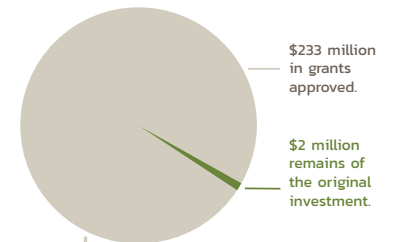
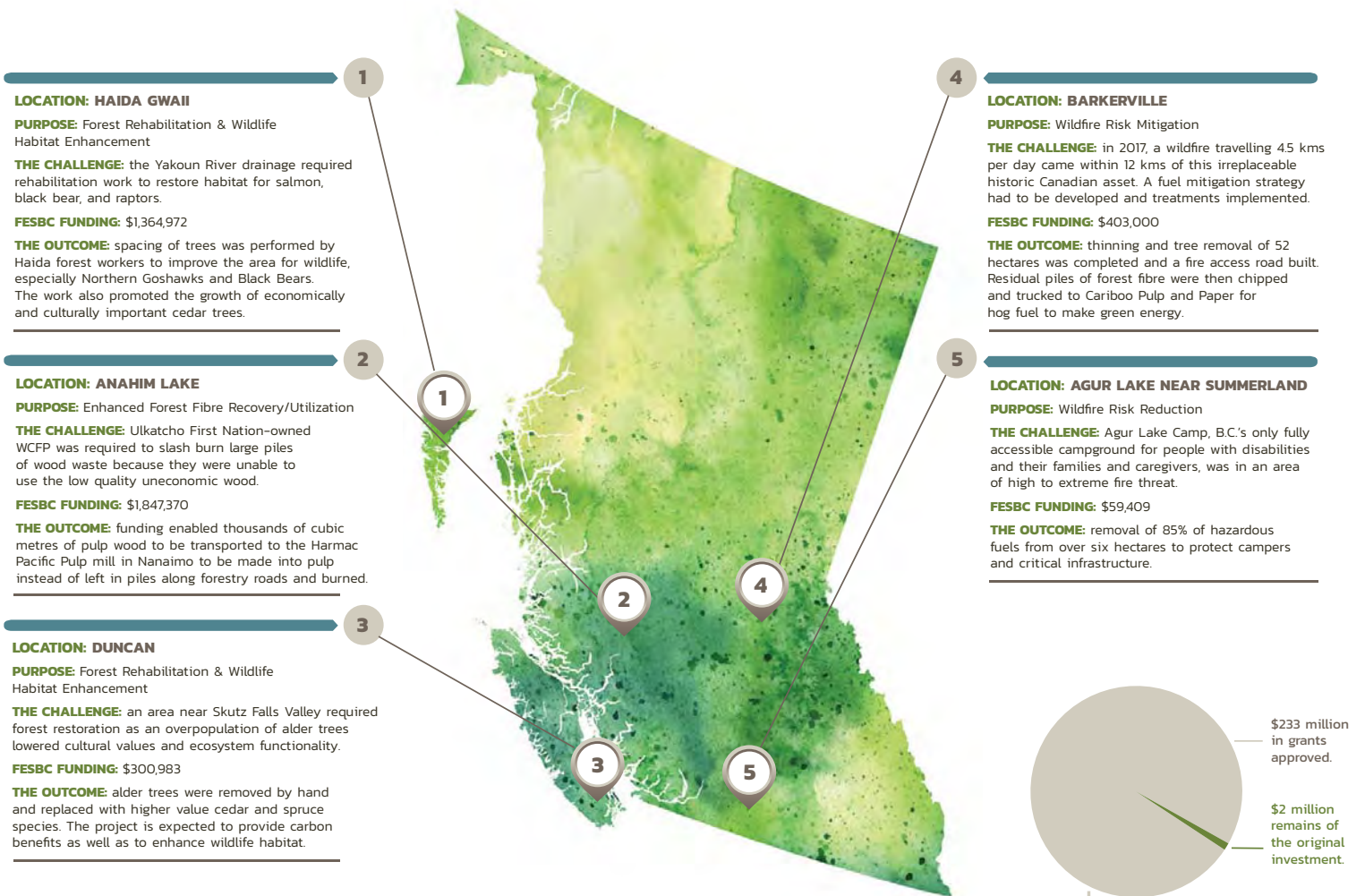
Projects funded so far will have created over \$357 million in economic activity and over 2,100 full-time-equivalent jobs in British Columbia.

**31%**  
**First Nations Involvement**

Approximately 31% of FESBC funded projects to date have been led by First Nations proponents or have had significant First Nations participation. That's 67 projects valued at \$72 million.

**\$233 MILLION DOLLARS**  
**Approved Funding for Projects**

Of the \$235 million provided by the B.C. government, FESBC has approved \$233 million to fund projects throughout the province.





## Message from FESBC

We are privileged to work in partnership with the B.C. government and the Government of Canada to fund important projects throughout B.C. In a challenging time for the forestry sector, there are companies, community forests, First Nations organizations, and others working to innovate their processes to greater utilize available forest fibre. Our Society recently funded 42 projects valued at over \$30 million to projects that are making a difference right now. As a result, many cubic metres of woody debris/forest fibre will not be burned in slash piles this winter season but used to fuel a greener economy. This is expected to exceed 1.6 million cubic metres by March 2020. Funding has been committed to continue some of these projects to 2022 to help forest workers and communities who are most in need.

—Wayne Clogg, FESBC Board Chair

## \$30 Million 42 Projects

In our most recent intake, FESBC allocated over \$30 million in grants for 42 projects throughout B.C. that will help increase utilization of wood fibre that otherwise would have been openly burned in slash piles. Instead, this wood fibre will now be turned into electricity, heat energy, and a variety of pulp products to help achieve B.C.'s and Canada's climate change targets.

Here are a few project highlights:

Nearest Community	Project Partner	Utilized Forest Fibre Estimates (cubic metres = m <sup>3</sup> )	FESBC Funding
Burns Lake	Pinnacle Renewable Energy Inc.	87,000 m <sup>3</sup>	\$929,314
Fort St. James	Sasuchan Development Corporation	59,000 m <sup>3</sup>	\$435,235
Mackenzie	Mackenzie Pulp Mill Corporation	143,000 m <sup>3</sup>	\$1,000,000
Port McNeill	Strategic Natural Resource Consultants Inc.	19,000 m <sup>3</sup>	\$278,938
Terrace	Terrace Community Forest	30,000 m <sup>3</sup>	\$443,400
Nakusp	Nakusp and Area Community Forest	1,600 m <sup>3</sup>	\$19,909
Barkerville	Barkerville Historic Town & Park	9,000 m <sup>3</sup>	\$160,000

## Learn More

If you'd like to learn more about the Forest Enhancement Society of BC and how the forest industry is helping to fight climate change, reduce wildfire risk, and keep workers employed through our funded projects, connect with us!

Steve Kozuki, FESBC Executive Director  
[skozuki@fesbc.ca](mailto:skozuki@fesbc.ca) or 1.877.225.2010

[www.fesbc.ca](http://www.fesbc.ca) | Follow us on:







Reference: 254332

March 3, 2020

**VIA EMAIL: [director.gay@rdek.bc.ca](mailto:director.gay@rdek.bc.ca)**

Chair Rob Gay  
Regional District of East Kootenay  
19 - 24th Avenue South  
Cranbrook, British Columbia  
V1C 3H8

Dear Chair Gay:

Thank you for your letter of January 24, 2020, requesting a moratorium on antlerless white-tailed deer hunting seasons in the Kootenay Region (Region 4).

The Ministry of Forests, Lands, Natural Resource Operations and Rural Development is aware of the concern among some local residents about the population of white-tailed deer within the East and West Kootenays. Provincially-coordinated white-tailed deer seasons were developed to spread antlerless hunting pressure over wide areas and to provide hunting opportunities to substantially more hunters. Creating hunting opportunities must be balanced with conservation measures to ensure that there are healthy and sustainable populations of white-tailed deer within Region 4.

The Kootenay white-tailed deer harvest strategy (Attachment 1), which was developed with input from stakeholders in 2015, recommends managing white-tailed deer for maximum sustainable harvest of bucks and does and recognizes their importance to sustenance hunters. The harvest strategy recommends maintaining a 20 percent or higher success rate for white-tailed deer at the Game Management Zone and maintaining buck harvest trends within 80 percent of the long-term average. We are committed to managing populations to these performance measures and are monitoring hunter success closely. The ministry developed a Frequently Asked Questions document to explain the rationale and supporting information: [http://www.env.gov.bc.ca/fw/wildlife/management-issues/docs/FAQ\\_White-tailed\\_Deer\\_Dec\\_2017\\_Final.pdf](http://www.env.gov.bc.ca/fw/wildlife/management-issues/docs/FAQ_White-tailed_Deer_Dec_2017_Final.pdf)

I would like to assure you that the ministry does have reliable trend data on numbers / sex composition of the harvest and hunter effort. This information reflects changes in populations. The Hunter Sample is a long-term dataset that the ministry uses in conjunction with additional local information to inform decisions on hunting seasons.

Page 1 of 2

In the most recent data review with the regional Kootenay Wildlife Harvest Advisory Committee, it was determined that in the West Kootenay, hunter success fell below the recommended 20 percent in the 2018 season (Figure 1, Attachment 2). In response, regional staff recommended closure of the West Kootenay antlerless white-tailed deer season. Hunter success in the East Kootenay is currently 37 percent (Figure 2, Attachment 2), and is likely declining based on feedback from hunters. Staff have recommended shortening the East Kootenay antlerless white-tailed deer season, which is intended to substantially reduce harvest, particularly during the overlap with the Rocky Mountain Elk 6-point bull general open season in October. Both proposals were posted on the ministry's engagement website and will be considered in advance of the 2020 hunting season.

We are committed to continue monitoring white-tailed deer harvest rates closely, and will consider emergency changes should the 2019/20 harvest rates decrease below 20 percent in East Kootenay. We also understand that hunter views towards seasons may change over time, and we are aiming to complete a public survey in conjunction with adjacent regions this year to seek and assess feedback on current objectives for antlerless white-tailed deer seasons.

Again, thank you for writing.

Sincerely,

A handwritten signature in black ink, appearing to read 'G. Wiggill', with a stylized, cursive script.

Garth Wiggill  
Regional Executive Director  
Attachments

pc: Honourable Doug Donaldson, Minister of Forests, Lands, Natural Resource  
Operations and Rural Development

## Kootenay Region White-tailed Deer Management Statement: 2016-2020

### Introduction:

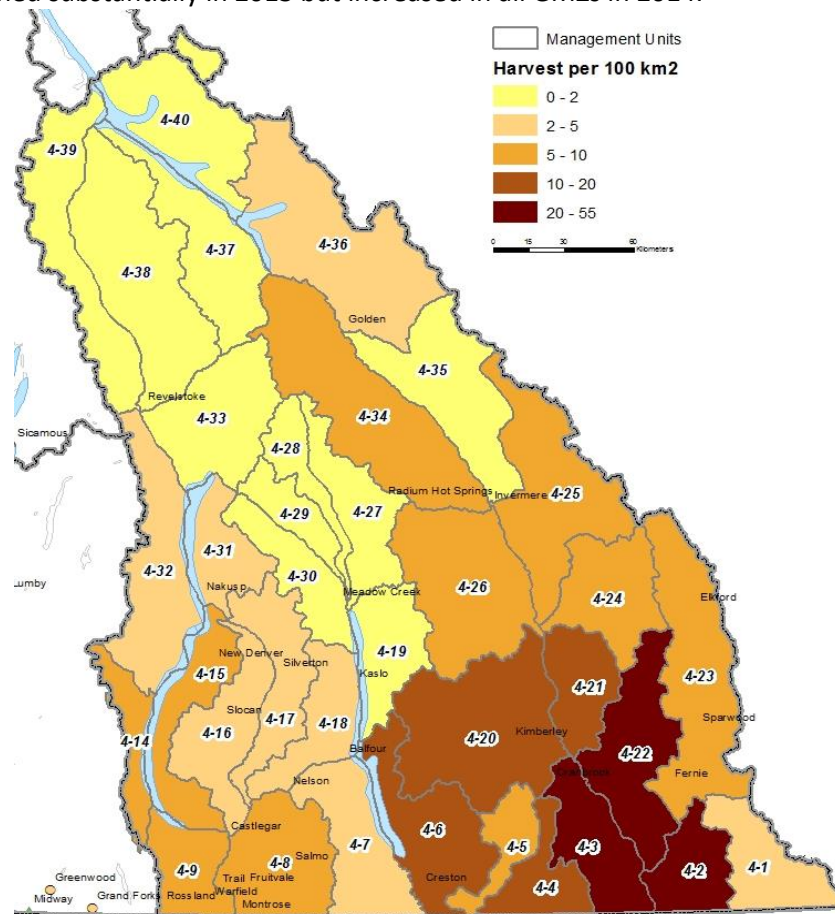
To provide direction in future white-tailed deer management, the Ministry of Forests, Lands and Natural Resource Operations reviewed recent harvest data and established management objectives that will be discussed with regional wildlife clubs. This management statement will guide harvest management decisions for 2016-2020.

### History of Harvest Management

White-tailed deer in BC were managed using a combination of General Open Season (GOS) and Limited Entry Hunt (LEH) regulations from 1987-2009. In the fall of 2010, provincially-coordinated regulations were introduced to liberalize hunting opportunity for white-tailed deer in response to their increasing abundance and expanding distribution (Aldous 2013, Shackleton 2013). All LEH regulations were eliminated and GOS's were implemented for any buck and antlerless white-tailed deer, where populations were abundant. This included all of the Thompson, Okanagan and Kootenay Regions as well as the southern portions of the Omineca and Peace Regions.

### Review of White-tailed Deer Harvest Data

Highest harvest of white-tailed deer occurs in the south-central and southeast part of the region (Figure 1). Antlerless harvest did not increase in the East Kootenay or West Kootenay the first 2 years of the antlerless GOS (Figures 4 & 5). In 2012 the antlerless bag limit was increased to 2, which caused doe harvest to nearly double in the East Kootenay. Antlerless harvest declined substantially in 2013 but increased in all GMZs in 2014.



**Figure 1: Average kill density of white-tailed deer (kills per 100 km<sup>2</sup>) by Management Unit in the Kootenay Region, 2010-2013. Data originate from voluntary hunter sample reports.**

Harvest data show high and stable hunter success in East Kootenay Game Management Zones (GMZs) post-2010 (Figure 6). Buck harvest has been variable in East Kootenay GMZs since 2010 but within 80-90% of the 27 year peak. Buck harvest and hunter success declined in the West Kootenay from 2005-2013 but increased in 2014 (Figure 7).

Kill density, defined as kills per 100 km<sup>2</sup>, shows a declining trend in the West Kootenay since 2009 but has remained high and stable in the East Kootenay since 2004 (Figure 4).

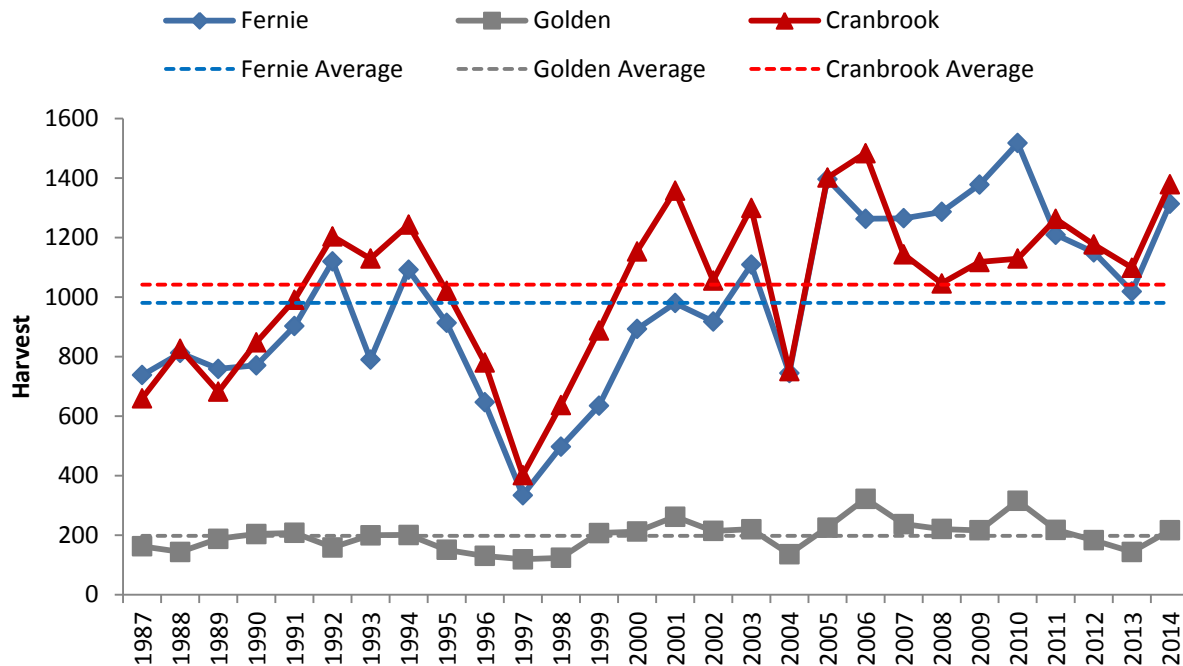


Figure 2: White-tailed deer buck harvest by East Kootenay Game Management Zone, 1987 – 2014. Game Management Zones include Golden (MUs 4-34 to 4-37, 4-40), Cranbrook (MUs 4-03, 4-04, 4-20, 4-26) and Fernie (MUs 4-01, 4-02, 4-21 to 4-25). Data originate from volunteer hunter survey reports.

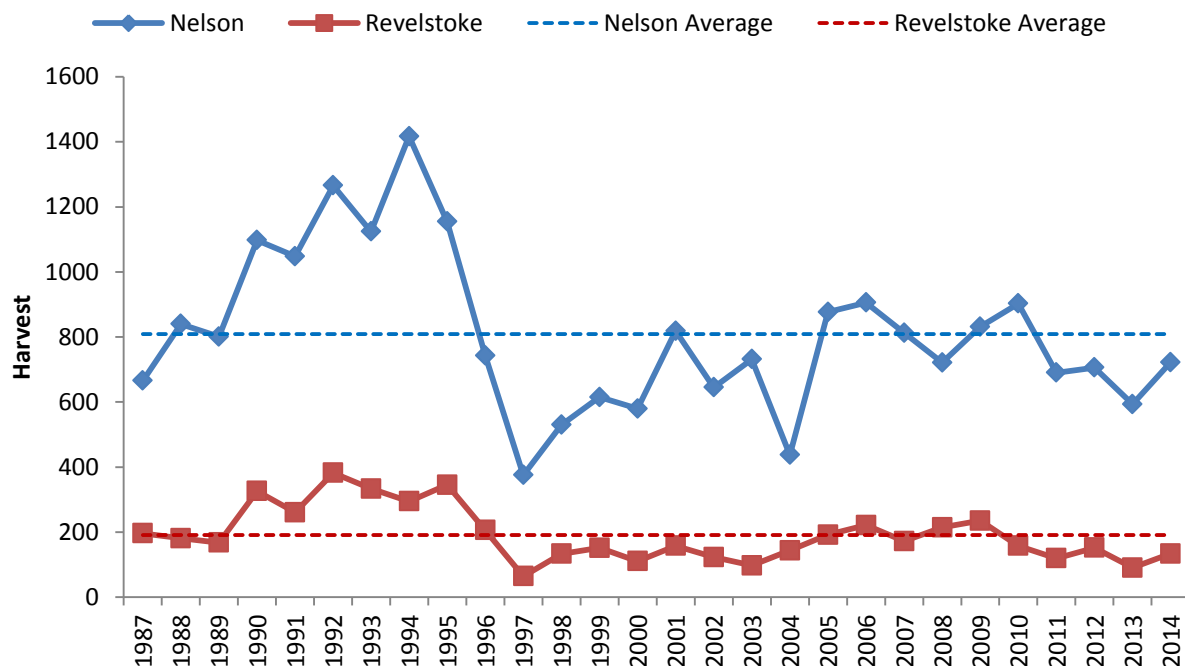


Figure 3: White-tailed deer buck harvest by West Kootenay Game Management Zones, 1987 – 2014. Game Management Zones include Nelson (MUs 4-06 to 4-09, 4-14 to 4-19) and Revelstoke (MUs 4-27 to 4-33, 4-38 and 4-39). Data originate from volunteer hunter survey reports.

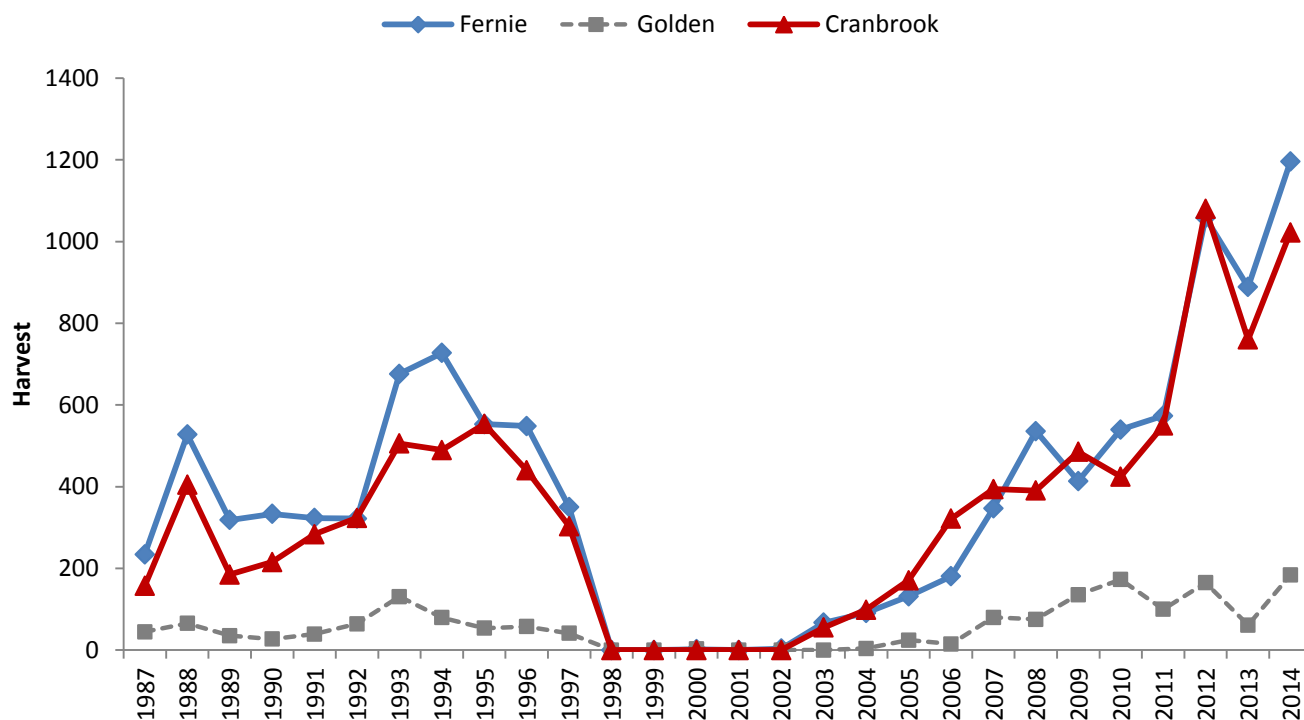


Figure 4: White-tailed deer antlerless harvest by East Kootenay Game Management Zones, 1987 – 2014. Game Management Zones include Golden (MUs 4-34 to 4-37, 4-40), Cranbrook (MUs 4-03, 4-04, 4-20, 4-26) and Fernie (MUs 4-01, 4-02, 4-21 to 4-25). Data originate from volunteer hunter survey reports.

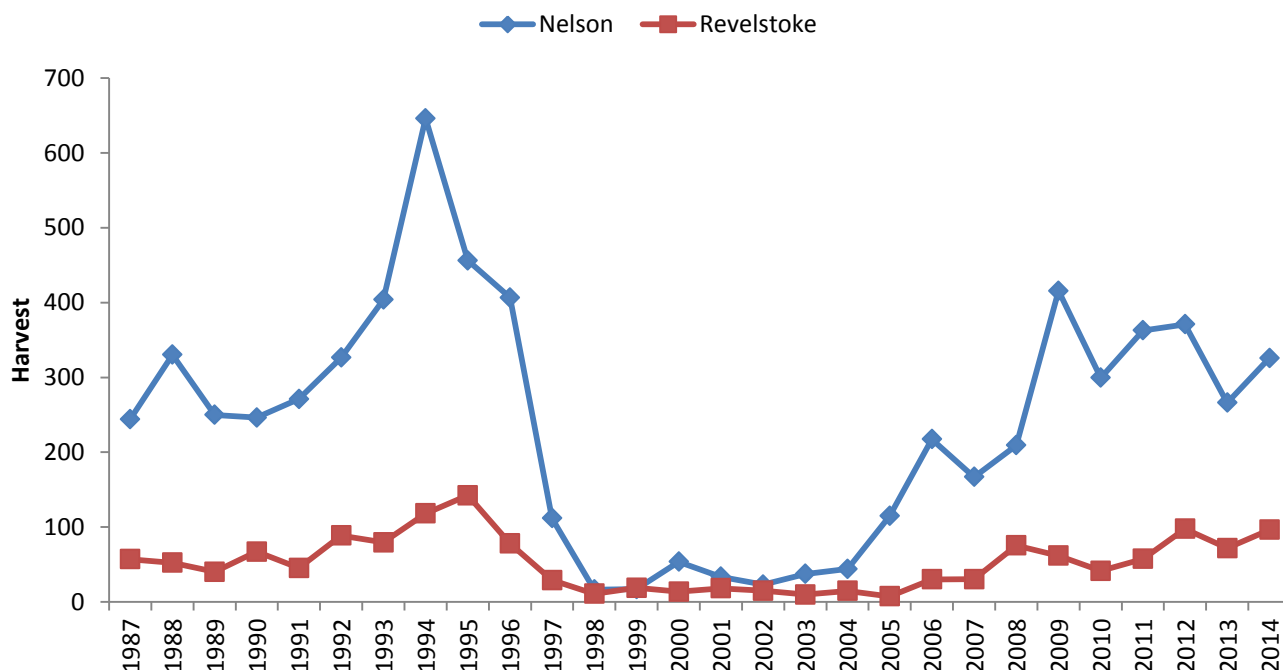


Figure 5: White-tailed deer antlerless harvest by West Kootenay Game Management Zones, 1987 – 2014. Game Management Zones include Nelson (MUs 4-06 to 4-09, 4-14 to 4-19) and Revelstoke (MUs 4-27 to 4-33, 4-38 and 4-39). Data originate from volunteer hunter survey reports.

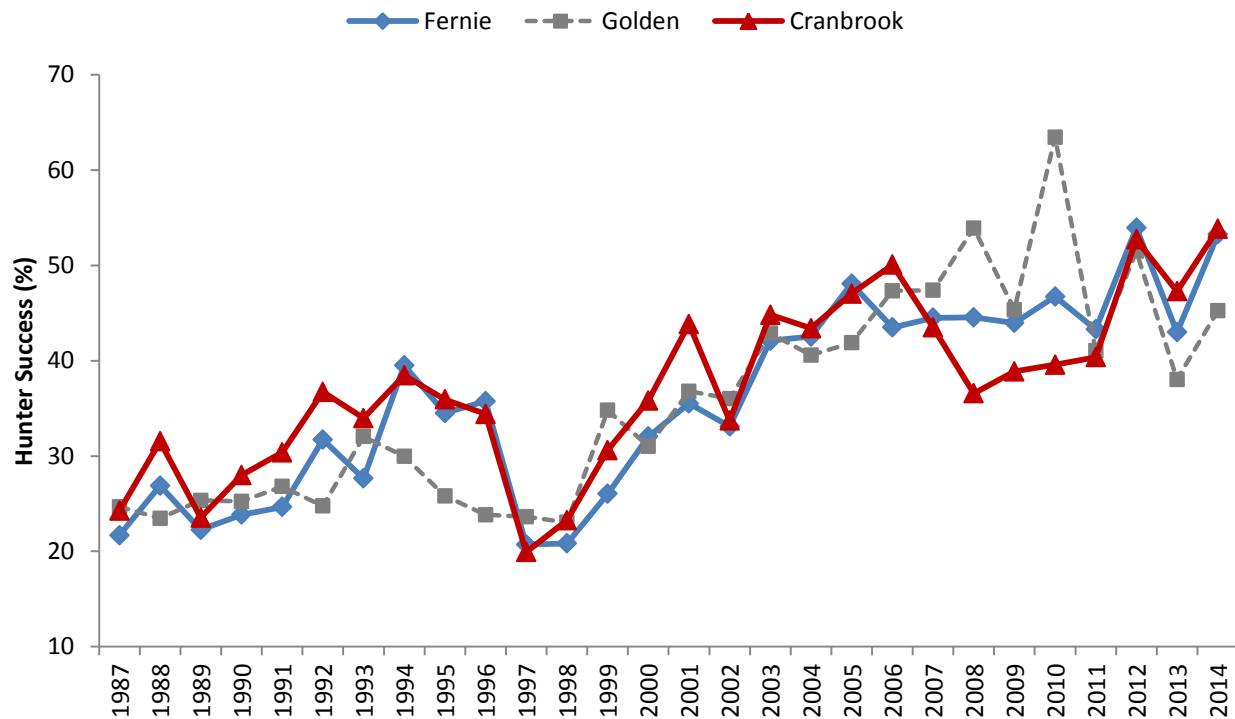


Figure 6: White-tailed deer hunter success (percent of hunters who were successful) by East Kootenay Game Management Zones, 1987 – 2014. Game Management Zones include Golden (MUs 4-34 to 4-37, 4-40), Cranbrook (MUs 4-03, 4-04, 4-20, 4-26) and Fernie (MUs 4-01, 4-02, 4-21 to 4-25). Data originate from volunteer hunter survey reports.

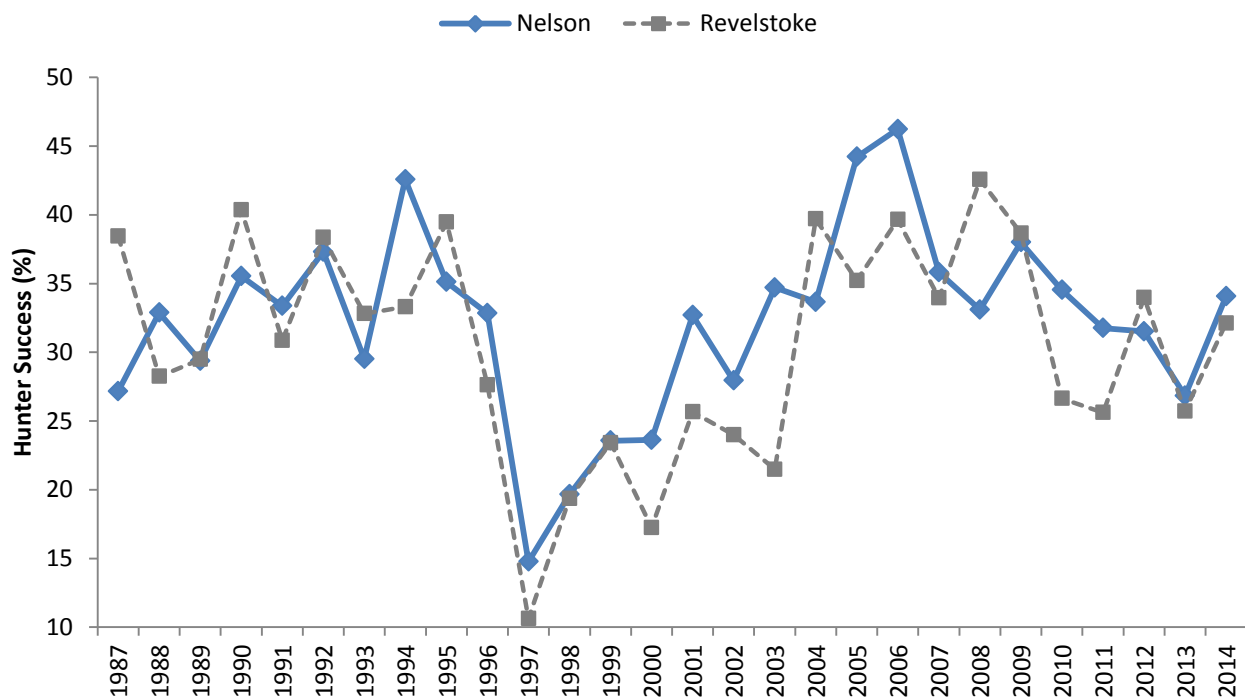


Figure 7: White-tailed deer hunter success (percent of hunters who were successful) by West Kootenay Game Management Zones, 1987 – 2014. Game Management Zones include Nelson (MUs 4-06 to 4-09, 4-14 to 4-19) and Revelstoke (MUs 4-27 to 4-33, 4-38 and 4-39). Data originate from volunteer hunter survey reports.

Overall, harvest data suggest white-tailed deer populations have declined in the West Kootenay since 2005. This change is likely unrelated to antlerless harvest, considering harvest and success were declining pre-GOS and antlerless harvest has changed very little post-2010 (Figures 3 & 7). Anecdotal reports suggest fewer white-tailed deer in the East Kootenay; however population reductions are not yet apparent in harvest data as both buck harvest and hunter success are relatively high in East Kootenay GMZs (Figures 2 & 6).

### Recommended Management Direction

For 2016-20, wildlife staff recommend managing white-tailed deer for maximum sustainable harvest. To maintain antlerless hunting opportunities, it is recommended that the antlerless season remain in place with a reduction in the antlerless bag limit to one. If there is evidence that certain MUs could sustain additional antlerless harvest, adoption of LEH seasons will be considered for the 2018-20 regulation cycle.

Buck seasons will remain consistent so buck harvest can be used as an index of population trend. Changes to antlerless seasons will be considered if hunter success in the Game Management Zone (GMZ) drops below 20% for 3 consecutive years (Table 1). Harvest management will be the primary tool to increase populations if objectives are not being met, while other management tools to increase white-tailed deer populations (i.e., habitat restoration) will not be considered.

**Table 1: Draft population objectives, management strategies and performance measures for white-tailed deer in the Kootenay Region.**

Objective	Strategy	Performance Measures
Manage for highest sustainable harvest of bucks and does.	Maintain current buck seasons so buck harvest can be used as index of population trend	Maintain $\geq 20\%$ hunter success at GMZ level
	Maintain current antlerless GOS unless GMZ success drops below 20% for 3 consecutive years	Buck harvest trend within 20% of long term (1987-2014) average
	Use LEH to increase antlerless harvest when populations are increasing	
	Bag limit of 1 antlerless and 1 buck	

### Mule Deer and Caribou Recovery Objectives

Past research has shown increasing white-tailed deer populations can lead to high predation rates on mule deer and limit population growth (i.e., apparent competition; Robinson et al. 2002). The Kootenay Mule Deer Management Plan (FLNR 2014) recommends identifying priority areas for future white-tailed deer reductions to benefit mule deer (e.g., where mule deer are declining, predation is high and alternate prey are thought to be supporting high predator populations). Wildlife staff will use mule deer survival rates from monitored populations to determine if predation rates are higher in populations with high white-tailed deer densities and whether additional antlerless harvest is needed.

Increasing and expanding white-tailed deer populations may lead to higher cougar populations and increased predation risk to endangered mountain caribou. Wildlife staff will consider liberal white-tailed deer seasons in caribou recovery areas to limit growth of white-tailed deer and cougar populations.

## References:

- Aldous, K. 2013. Spatial analysis of white-tailed deer, mule deer and cougar harvest trends in British Columbia: BCIT Project Methodology and Results. Unpublished student project.
- Ministry of Forests, Lands and Natural Resource Operations (FLNRO). 2014. Kootenay-Boundary mule deer management plan. BC Ministry of Forests, Lands and Natural Resource Operations, Cranbrook, BC.
- Mowat, G. and G. Kuzyk. Mule deer and white-tailed deer population review for the Kootenay Region. BC Ministry of Environment, Nelson BC.
- Robinson, H. S., R. B. Wielgus and J. C. Gwilliam. 2002. Cougar predation and population growth of sympatric mule deer and white-tailed deer. Canadian Journal of Zoology 50: 556-568.
- Ministry of Forests, Lands and Natural Resource Operations. 2013. Kootenay-Boundary mule deer management plan. URL: [http://www.env.gov.bc.ca/fw/wildlife/management-issues/docs/kb\\_mule\\_deer\\_managementplan.pdf](http://www.env.gov.bc.ca/fw/wildlife/management-issues/docs/kb_mule_deer_managementplan.pdf)



Figure 1: West Kootenay male and female harvest rates and hunter success rates 1987 – 2018.

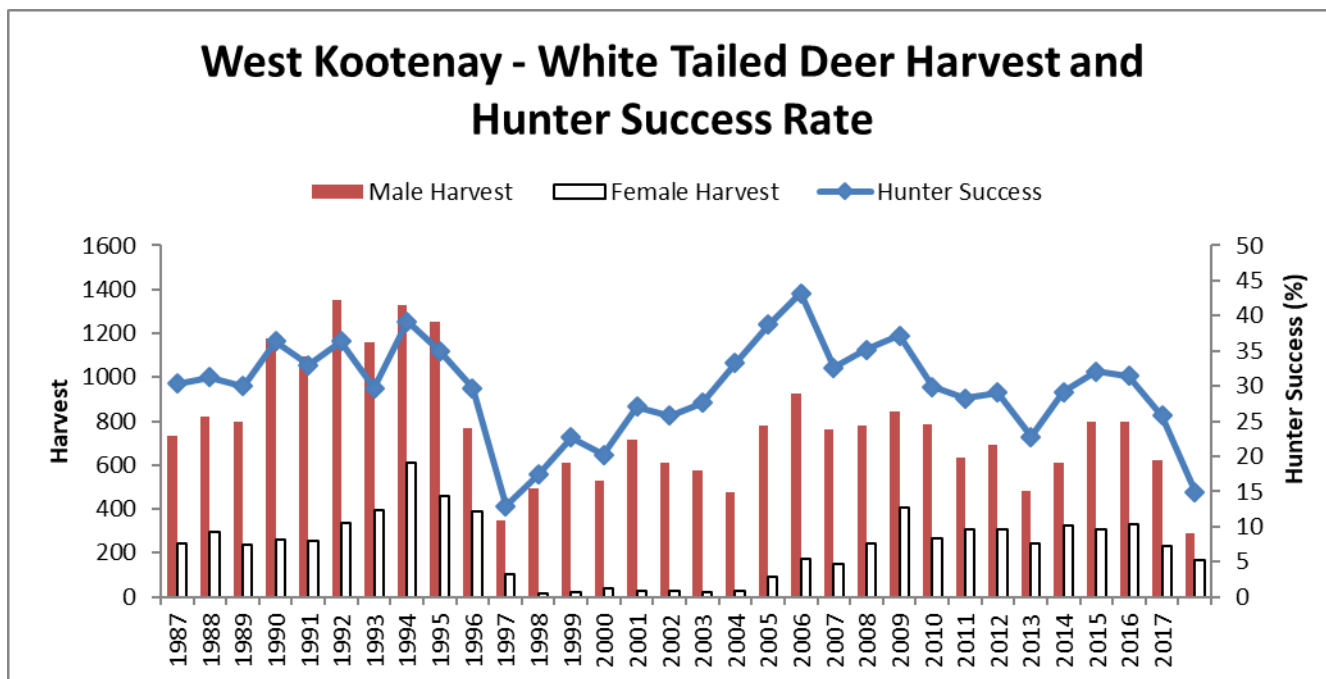
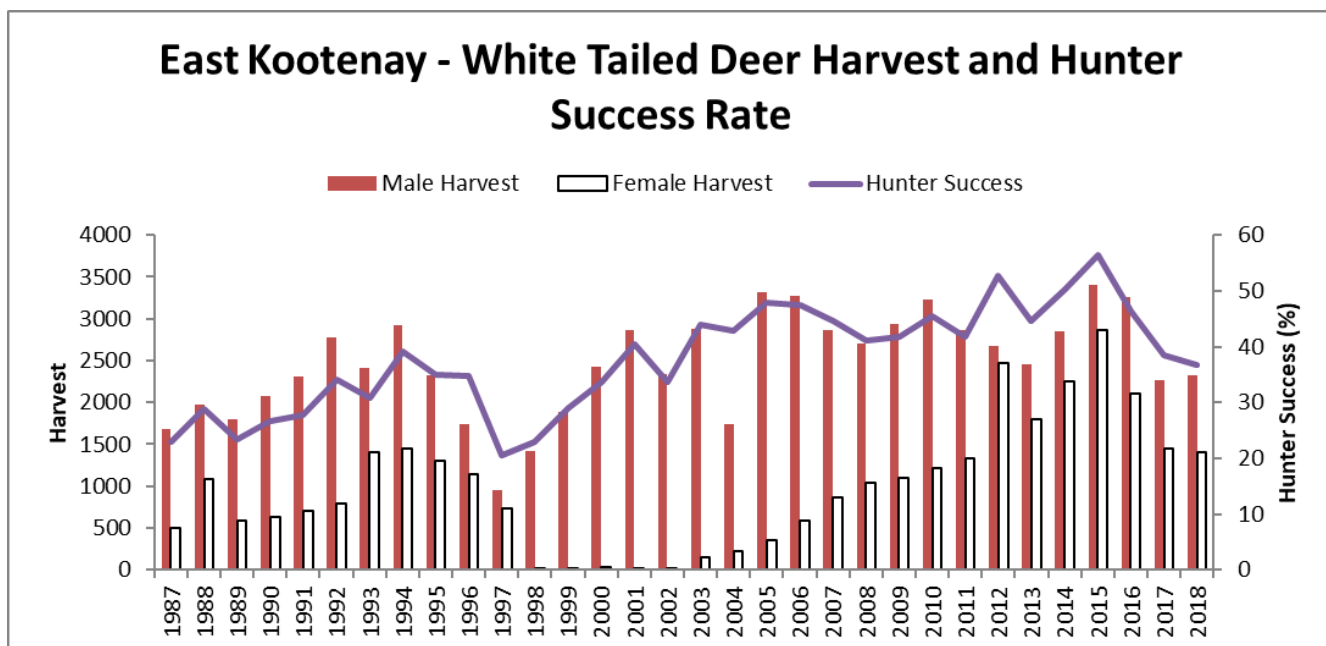


Figure 2: East Kootenay male and female harvest rates and hunter success rates 1987 – 2018.



January 24, 2020

The Honourable Doug Donaldson  
Minister of Forests, Lands, Natural Resource Operations and Rural Development  
PO Box 9049 Stn Prov Govt  
Victoria BC V8W 9E2

Dear Minister:

**Re: Request for Whitetail Doe Hunt 2-Year Moratorium in Region 4**

On behalf of the RDEK Board of Directors, I am requesting that a 2-year moratorium on the whitetail doe hunt be implemented in Region 4.

On January 10, 2020, the Board heard from Tom Shypitka, MLA Kootenay East, in regards to his call for a 2-year moratorium on the whitetail doe hunt in response to declining population numbers across the region. Feedback from local hunters and stakeholders indicates that over-harvesting and an abundance of predators have had impacts on the whitetail doe population. It is our hope that the implementation of a 2-year moratorium would provide the whitetail with a reprieve and, hopefully, help the population recover.

Healthy and balanced wildlife populations are vital to our residents and communities in the East Kootenay. When wildlife populations suffer, we all suffer. A 2-year moratorium is one small, important step in ensuring that a healthy population is able to be maintained.

Thank you for your consideration in this matter.

Sincerely,



Rob C. Gay  
Chair

ec: Tom Shypitka, MLA Kootenay East  
Doug Clovechok, MLA Columbia River-Revelstoke

Resolution 48905



March 18, 2020

Ref: 252253

Kara Zandbergen  
Engineering Technician  
Regional District of East Kootenay  
19 - 24th Ave South  
Cranbrook BC V1C 3H8

Dear Kara Zandbergen:

**Re: Investing in Canada Infrastructure Program (ICIP) – Rural and Northern Communities  
Project # IR0151 - Lower Hosmer Flood Mitigation Project**

Thank you for your application for funding under the ICIP – Rural and Northern Communities Program.

We would like to advise that, after careful consideration, the above-noted project was not selected for funding under the ICIP – Rural and Northern Communities Program.

The program received significantly more applications than could be funded. This decision does not reflect on the importance of this project for your community, but rather the degree by which the program has been oversubscribed. All applications were equitably reviewed and given consideration for funding. If you have any questions, please contact Justin Langton, Rural and Northern Communities Program Lead, by email at: [Justin.Langton@gov.bc.ca](mailto:Justin.Langton@gov.bc.ca).

Additional program information can be found at the Investing in Canada Infrastructure Program website: [www.gov.bc.ca/Investing-in-Canada-Infrastructure-Program](http://www.gov.bc.ca/Investing-in-Canada-Infrastructure-Program). Should future funding become available, staff are pleased to provide advice on preparing an application.

.../2

Kara Zandbergen

Page 2

Thank you for your interest in the ICIP-Rural and Northern Communities Program. We wish you every success with your community project.

Best regards,



Liam Edwards, Executive Director  
Local Government Infrastructure and Finance  
Ministry of Municipal Affairs and Housing

pc: Brian Bedford, Director  
Local Government Infrastructure & Engineering  
Ministry of Municipal Affairs and Housing

Shawn Tomlin, Chief Administrative Officer  
Regional District of East Kootenay

---

**Ministry of Municipal Affairs  
and Housing**

Local Government Infrastructure  
and Finance Branch

Mailing Address:  
PO Box 9838 Stn Prov Govt  
Victoria, BC V8W 9T1  
Phone: 250 387-4060  
Fax: 250 387-7972

Location:  
4th Floor - 800 Johnson Street  
Victoria BC V8W 1N3  
[www2.gov.bc.ca/mah](http://www2.gov.bc.ca/mah)



March 18, 2020

Ref: 252252

Jamie Davies  
Recreation & Control Services Supervisor  
Regional District of East Kootenay  
19 - 24th Ave South  
Cranbrook BC V1C 3H8

Dear Jamie Davies:

**Re: Investing in Canada Infrastructure Program (ICIP) – Community, Culture and Recreation  
Project # IC0159 - Columbia River - Fairmont River Drive Take Out**

Thank you for your application for funding under the ICIP – Community, Culture and Recreation Program.

We would like to advise that, after careful consideration, the above-noted project was not selected for funding under the ICIP – Community, Culture and Recreation Program.

The program received significantly more applications than could be funded. This decision does not reflect on the importance of this project for your community, but rather the degree by which the program has been oversubscribed. All applications were equitably reviewed and given consideration for funding. If you have any questions, please contact Laird McLachlin, Community, Culture and Recreation Program Lead, by email at: [Laird.McLachlin@gov.bc.ca](mailto:Laird.McLachlin@gov.bc.ca).

Additional program information can be found at the Investing in Canada Infrastructure Program website: [www.gov.bc.ca/Investing-in-Canada-Infrastructure-Program](http://www.gov.bc.ca/Investing-in-Canada-Infrastructure-Program). Should future funding become available, staff are pleased to provide advice on preparing an application.

.../2

Ministry of Municipal Affairs  
and Housing

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Mailing Address:  
PO Box 9838 Stn Prov Govt  
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4th Floor - 800 Johnson Street  
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[www2.gov.bc.ca/mah](http://www2.gov.bc.ca/mah)

Jamie Davies

Page 2

Thank you for your interest in the ICIP-Community, Culture and Recreation Program. We wish you every success with your community project.

Best regards,



Liam Edwards, Executive Director  
Local Government Infrastructure and Finance  
Ministry of Municipal Affairs and Housing

pc: Brian Bedford, Director  
Local Government Infrastructure & Engineering  
Ministry of Municipal Affairs and Housing

Shawn Tomlin, Chief Administrative Officer  
Regional District of East Kootenay

---

**Ministry of Municipal Affairs  
and Housing**

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Location:  
4th Floor - 800 Johnson Street  
Victoria BC V8W 1N3  
[www2.gov.bc.ca/mah](http://www2.gov.bc.ca/mah)



RECEIVED

MAR 13 2020

Regional District of  
East Kootenay

FortisBC Inc.  
1975 Springfield Road  
Kelowna, BC V1Y 7V7  
www.fortisbc.com

Corr.

March 9, 2020

East Kootenay Regional District  
19 24th Ave S  
Cranbrook BC V1C 3H8

**RE: FortisBC Inland Gas Upgrade Project Update**

As a follow up to previous correspondence, FortisBC would like to provide you with an update on our Inland Gas Upgrade (IGU) project. We are planning to upgrade 29 natural gas lines in communities across the interior region of B.C as a part of our IGU Project. These upgrades will enable us to use up-to-date inspection equipment on our natural gas lines, which will allow us to better plan and manage maintenance work. The project forms part of our ongoing system integrity program, ensuring continued safe and reliable service for our customers.

In fall of 2018 we applied for a Certificate of Public Convenience and Necessity for this project through our regulator, the BC Utilities Commission (BCUC). This application was approved early this year. The project will now move forward into its next phase, with construction scheduled to take place between 2020-2024.

You may have received a letter from us providing further details on this and the planned project activities in your region as part of this process. Construction activities are currently scheduled to begin in 2020 in your area, and we will continue to engage with you as our pre-construction works progress over the weeks and months ahead.

As a landowner in proximity to the project, we are committed to working with you and answering any questions you may have. If you would like to be kept up to date on the project, additional information can be found on our website at [talkingenergy.ca/inlandgasupgrades](http://talkingenergy.ca/inlandgasupgrades).

If you have any questions regarding this project, feel free to email us at [InlandGasUpgrades@fortisbc.com](mailto:InlandGasUpgrades@fortisbc.com), or you can call us at 1-855-576-7225.

Sincerely,

Blair Weston  
Community & Indigenous Relations Manager

**Connie Thom****Subject:**

FW: The Trust's Public Engagement Postponed

*View this email online*

## The Trust's Public Engagement Postponed

In response to COVID-19, Columbia Basin Trust is postponing the public engagement process to renew its strategic plan, including:

- Deferring the previously [announced](#) March to June community meetings
- Suspending online engagement on March 31, which is accessible by visiting [imagine.ourtrust.org](https://imagine.ourtrust.org)
- Postponing the [Basin Youth Network Leadership Summit](#), which was scheduled for April 24 to 26 in Kimberley
- Postponing the two regional Symposia which were planned for October 2020.

We will reschedule our conversations with people in the Basin at a future date when the public health risk is no longer a concern and people have the time and space for the engagement.

The Trust is committed to providing support to the Basin during this challenging time. The postponement of the engagement process will not impact any other Trust services and staff continue to be available to respond to comments, questions or requests.

If you have any questions, email us at [info@ourtrust.org](mailto:info@ourtrust.org) or call 1.800.505.8998.

### CONTACT

1.800.505.8998  
[info@ourtrust.org](mailto:info@ourtrust.org)  
[ourtrust.org](https://ourtrust.org)

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## COLUMBIA River Treaty



Date: March 19, 2020

To: Columbia River Treaty Region Elected Officials

From: Columbia River Treaty Local Governments Committee

### **Re: Committee Decision Not to Seek Negotiations Observer Status at This Time**

The Columbia River Treaty (CRT) Local Governments Committee (the Committee) was created in 2011 by the local governments in the region impacted by the Treaty. The primary purpose of the Committee is to assist local governments and region residents to engage in decisions around the future of the Treaty.

From 2011 through 2017 the Committee worked closely with the BC CRT Team to consult with residents and local governments in the region to fully understand the concerns and issues related to the Treaty.

In 2013 the Committee provided recommendations to the provincial and federal governments regarding the process for making changes to the Treaty, desired improvements to the content of the Treaty and domestic issues that require resolution. These recommendations were based on the input from the local governments and residents of the region. We are in the process of updating these [recommendations](#).

Early in 2018, when it became clear that negotiations to modernize the Treaty would be initiated by Canada and the U.S., the Committee evaluated a number of options for the Committee to engage in these negotiations, including seeking observer status 'in the room'. The Committee sought the advice of a number of academics and others who are familiar with or have lead the development of international water related treaties who consistently confirmed that local governments, which are a creation of higher levels of government (e.g. the provincial government in BC), have never been directly engaged in these international negotiations. Based on this advice, and the ongoing open, productive relationships with the BC CRT Team and the federal agencies who would be involved in the negotiations, the Committee decided not to seek observer status.

Instead the Committee established a formal Communications and Engagement Protocol with the Canadian CRT Negotiating Team, which was signed in the fall of 2018. This Protocol allows the Negotiating Team to keep the Committee as informed as possible as negotiations proceed, while recognizing confidentiality limitations, and commits the Team to engage with the Committee if negotiations are moving in a direction that is not consistent with the Committee's recommendations.

Treaty negotiations began in November 2018 and are continuing – for more information see the [BC CRT website](#). In May 2019, the federal government granted observer status to the three regional Indigenous Nations. The Committee acknowledges and supports this decision as it is consistent with the views stated by many Basin residents during the 2018 and 2019 CRT community meetings throughout the region. The Treaty Negotiating Team is led by Global Affairs Canada and includes representatives from federal and provincial agencies. There are intentionally no elected officials on the team or amongst the Indigenous Nations' observers. That is also the case for the U.S. negotiating team.

In the last few months, prompted by questions from a few constituents and others, the Committee has reconsidered whether it should request observer status at the negotiations. After gathering and thoroughly considering updated information, the Committee has decided not to pursue observer status at this time. If circumstances change in the future, the Committee may revisit this decision.

Significant factors in this decision were that there are no elected officials present in the negotiations to date, and as in 2018, there are no precedents for the local governments being involved in international water-related Treaty negotiations. These factors make it very unlikely that a request for observer status from the Committee would be granted.

As well, the Committee appreciates the ongoing, open, timely communications with the Negotiating Team through our Communications and Engagement Protocol. We are confident that the interests of Basin residents and local governments are front and centre in the negotiations at this time, as even the U.S. Lead Negotiator mentions the interests of Canadian residents as a factor in the discussions.

The Committee has established regular contact with the regional Indigenous Nations involved in the negotiations, with ongoing discussions about our shared interests in the future of the Treaty.

As well, we are very mindful of the public commitments by the BC CRT Team to bring any elements of a negotiated agreement that impact the region back to residents and local governments for review before negotiations are finalized.

However, the Committee is aware that as negotiations evolve, conditions may change or different outcomes that do not align with our recommendations may be considered. We are prepared to respond swiftly and strongly should this develop.

We look forward to continuing to work with regional elected officials, in non-partisan ways, to support the CRT Negotiating Team to secure the best possible agreement for our region. We are very encouraged by the invitation from the BC CRT Team to begin discussions with the province about a governance framework for a modernized Treaty that includes local governments and others. We believe this offers a long-term, inter-generational solution to the historical limited role of regional interests in decisions about Treaty-related hydro-electricity development and operations on the Kootenay and Columbia rivers.

Regional and community-based issues that can be solved domestically continue to a top priority for us. The Committee will continue to work with the BC CRT Team, elected officials, Indigenous Nations and others to explore and implement solutions.

Please contact us if you have any questions about the important work of this Committee.

On behalf of the CRT Local Governments Committee:



Linda Worley, Chair, Regional Director  
Appointed by the Regional District of Kootenay  
Boundary

Cell: 250 231-1300 Email: [lworley@rdkb.com](mailto:lworley@rdkb.com)



Stan Doehle, Vice-Chair, Regional Director  
Appointed by the Regional District of East  
Kootenays

Cell: 250 531-3300 Email: [director.doehle@rdek.bc.ca](mailto:director.doehle@rdek.bc.ca)

**CRT Local Government Committee members:**

Linda Worley, Chair, Regional Director, Regional District of Kootenay Boundary

Stan Doehle, Vice Chair, Regional Director, Regional District of the East Kootenays

Aimee Watson, Regional Director, by Regional District of Central Kootenay

Ramona Faust, Regional Director, Regional District of Central Kootenay

Diane Langman, Mayor, Village of Warfield and appointed by Regional District of Kootenay Boundary

Jane Walter, Regional Director, Regional District of the East Kootenays

Ron Oszust, Mayor, Town of Golden and appointed by Columbia-Shuswap Regional District

David Brooks-Hill, Regional Director, Columbia Shuswap Regional District

Donnie MacLean, Councillor, Village of Valemount

Ange Qualizza, Mayor, City of Fernie and appointed by Association of Kootenay Boundary Local Governments

## COLUMBIA River Treaty



**To:** Regional Districts, Boards of Directors  
Valemount Town Council

**Date:** February 14, 2020

**From:** Linda Worley, Chair  
Columbia River Treaty Local Governments Committee

### Subject: Update on Committee Activities

Since our last update in September 2019, the Committee has been very busy attending twelve CRT community meetings around the Basin, working with the BC CRT Team on specific community interests and maintaining communications with our U.S. local government colleagues and residents as well as regional indigenous nations, BC Hydro and our new Kootenay-Columbia MP.

#### Highlights for October 2019 to January 2020

- **CRT community meetings** - Twelve CRT community meetings were held across the Basin between early October and late November. A total of 349 Basin residents participated in these meetings as follows:
 

- Revelstoke - 35	- Creston - 11	- Nelson - 51
- Valemount - 21	- Golden - 22	- Meadow Creek - 27
- Cranbrook - 23	- Invermere - 19	- Nakusp - 50
- Jaffray - 36	- Genelle - 28	- Fauquier - 26

At each meeting the local Committee member welcomed participants and provided a brief review of the draft updated Committee recommendations to government, inviting input from participants. This was followed by an update from federal and provincial CRT Negotiating Team members, including Indigenous Nations representatives; presentations from indigenous Nations about salmon restoration and integrating ecosystem function into the Treaty; and a presentation on provincial work to address region-wide and local community interests. These meetings were another opportunity for Committee members to talk with residents about the Committee's work to ensure the voices of Basin residents are incorporated in a modernized Treaty and to strengthen relationships with Indigenous Nation representatives.

- **Communications** – In mid-November our Vice Chair, Stan Doehle, members Diane Langman, Mayor of Warfield and Jane Walters, RDEK Rural Director as well as our Executive Director (ED) traveled to Spokane Washington for a very positive meeting with our U.S. local government colleagues in the Washington State Association of Counties and to attend the [2019 Lake Roosevelt Forum conference](#). During the conference our Vice Chair shared local government interests in CRT renewal and salmon recovery on discussion panels and our ED co-presented a summary of BC and US views on the CRT from the One River – One Future Transboundary Conference in Kimberley in September. There were many informal opportunities for Committee members to further strengthen their relationships with U.S. local government elected officials, U.S. Basin residents and regional Indigenous Nations representatives.

In January Stan Doehle, Committee Vice Chair and I met with the new Kootenay-Columbia MP Rob Morrison. We briefed him on the CRT and the work of the Committee. He was very impressed with the scale of the Committee's work.

## Ongoing

- **Community interests** – Committee members continue to follow-up with the province on actions requested by community members at the 2018 and 2019 community meetings.
- **Negotiations** – In November, the U.S. State Department postponed negotiating sessions. This week it was announced that the 9<sup>th</sup> round of negotiations will be held on March 11 and 12 in Washington, D.C. The Committee will be updated on these negotiations shortly after this round.
- **Updating our recommendations** – Input from the community meetings and direct input to the Committee on our [draft recommendations](#) are being compiled and will be considered by the Committee early in 2020 to decide on revisions to complete the update process. Final recommendations will be shared with local governments and regional Indigenous Nations, MLAs and MPs as well as made available to the public.

The Committee has initiated two task groups to: 1) revisit options explored previously to include local governments in the governance structure for a modernized Treaty; and 2) work with the BC CRT Team to update information about the distribution of benefits in BC from the CRT and make this information easily accessible as a first step to understand the current sharing of benefits and, if needed, explore options for changes.

- **Communications:** In early December Committee members and Indigenous Nations representatives had our first quarterly telecon to share perspectives on CRT related topics. On this call we discussed the CRT community meetings and our draft recommendations.

The Committee continues a dialogue with BC Hydro in hopes of improving communications and engagement with local governments and Basin residents about ongoing operations. We are looking forward to a fulsome sharing of ideas with BC Hydro staff at our upcoming annual strategy session.

- **Columbia Basin Regional Advisory Committee (CBRAC)** – A CBRAC meeting was held on October 8 and 9 in Revelstoke. The agenda included the province's actions on community interests, negotiations update, BC Hydro operations updates and presentations from Indigenous Nations representatives about salmon recovery, ecosystem function integration in the CRT and their role in the negotiations. We also had a discussion with youth who participated in the [Wildsight Columbia River Field School](#), which ended with a commitment to continue these discussions. Some members toured a new museum exhibit about the communities south of Revelstoke that were displaced to create the Arrow Reservoir.

The next CBRAC meeting will be in Valemount on May 5-6 to facilitate a field trip to the Kinbasket reservoir when it is drawn down, leaving tens of kilometres of mudflats south of the community.

CBRAC terms of reference, membership and meeting summaries as well as presentations and reports discussed at these meetings are available on the [CBRAC webpage](#).

## Upcoming

- Budget preparation and funding discussions with CBT and the province. (Feb. – March)
- The Committee's annual strategy session. (March)
- CRT session at the AKBLG AGM (April)

I encourage you to stay informed about CRT negotiations by visiting the [CRT engagement website](#) and signing up for the CRT e-letter. This site will be the source of accurate, updated information as negotiations progress.

The next Committee Update will be come to you in May.

[Committee Website](#)

**Committee Members**

RDKB - Linda Worley, Regional Director (LGC Chair) and Diane Langman, Village of Warfield Mayor/RDKBChair

RDEK - Stan Doehle, Regional Director (LGC Vice Chair) and Jane Walter, Regional Director

RDCK – Aimee Watson, Regional Director/RDCK Chair, Ramona Faust, Regional Director

CSRD – David Brooks-Hill, Regional Director and Mayor Ron Oszust, Town of Golden

Village of Valemount – Donnie MacLean, Councilor

AKBLG – Ange Qualizza, Mayor of Fernie





## DISTRICT OF METCHOSIN

March 19, 2020

Honourable Adrian Dix, Minister of Health  
Ministry of Health  
PO Box 9050  
STN PROV GOVT  
Victoria, BC V8W 9E2

Honourable Adrian Dix:

### **RE: COVID19 – Testing Needed for First Responders**

The District of Metchosin Council is requesting the Ministry of Health prioritize COVID-19 testing for all first responders. Under current protocols if a responder demonstrates all of the symptoms of the virus, but can't prove direct contact, they are not being tested and therefore could be repeatedly called to self-isolate, even though they may have developed immunity.

It appears we are at the beginning phases of this pandemic and in time we may have to rely on first responders who have already contracted COVID-19 and have subsequently recovered. The only way we can do this is to ensure they are tested at the time they are demonstrating symptoms.

We are also concerned by the substantial increase of mental health stress that is being put on our volunteers' responders and their families and how it could have both immediate and long-term impacts on our ability to recruit.

We are therefore requesting first responders be included in the category who is exempted in the direct contact requirement.

Sincerely,

John Rams  
Mayor

cc Dr. Richard Stanwick, Chief Medical Health Officer  
Ryan Wainwright, Sr. Regional Manager, Emergency Management BC  
BC Municipalities





*The Spirit of Griz Days*  
*Embracing our Winter Heritage*  
March 6<sup>th</sup> - 8<sup>th</sup>, 2020



**Regional District of the East Kootenay**  
**Attention: Tina Hlushak**

**March 15, 2020**

**2020 GRIZ DAYS SPONSORSHIP REPORT**

The Fernie Chamber of Commerce & Griz Days Committee thank you for being one of our AXE LEVEL sponsors for Griz Days 2020. The RDEK's financial support helped make this year's Griz Days a huge success! Your contribution to our community event helped subsidize the cost of event infrastructure and equipment, set up, music, sound, entertainment & more!

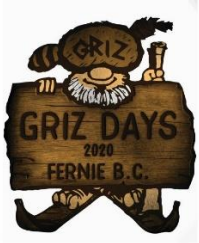
Over the course of the festival more than 5,000 people watched or participated in more than 35 different events and activities. We are very thankful that the community embraced Griz Days to this extent and acknowledge the contributions of all our sponsors, all our partner organizations and of course, the almost 70 volunteers who helped launch the festival.

Joining the RDEK were more than 25 other businesses who financially supported 2020 Griz Days, either through cash donations or in-kind support. This support helped us bring new events to this year's festival including snow carving and the Grizzly Gruel competition as well as bringing back old favourites like the main street bed races and smooch skiing. We are very pleased that all our events were warmly received.

Please let us know if you have any feedback about the events or any aspect of your sponsorship. Attached is a Sponsorship Report, which outlines the related print, broadcast and social media coverage the RDEK received being one of our main sponsors.

Again thank you so much for being a great partner in the 2020 Griz Days celebration.

*Lori Bradish, 2020 Griz Days Coordinator*  
*Kalina Whitelaw, Fernie Chamber Membership Services*  
*Brad Parsell, Fernie Chamber of Commerce Manager*



# Griz Days 2020 – Sponsorship Report

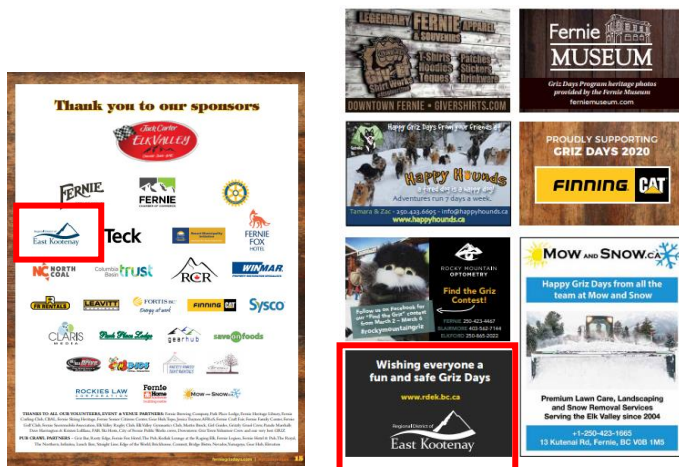
## AXE LEVEL SPONSOR - RDEK

### Print:

The RDEK logo was prominently placed on various print material throughout the Griz Days campaign. These included the Griz Days Magazine, Fernie Free Press, Fernie Fix, posters and signboards.

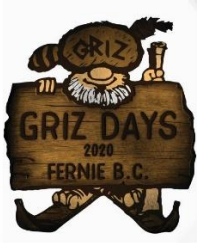
**Griz Days Magazine:** 3000 magazines were printed and distributed in Elkford, Sparwood, Fernie, Jaffray, Kimberley and surrounding areas. They were direct mailed to more than 1500 homes across the valley and distributed in Visitor Information Centers, hotels, cafes and restaurants.

The RDEK logo was placed on the inside back Sponsor page and an 1/8 page ad was placed on page 10.



**Fernie Fix:** Advertisement was placed in the March issue of the Fernie Fix Magazine. The RDEK logo was displayed in this ad.





# Griz Days 2020 – Sponsorship Report

**Fernie Free Press:** A full detailed schedule of 2020 Griz Days was published in the Fernie Free Press Thursday March 5, with the RDEK logo was displayed. A Sponsors Thank You ad was published Thursday March 12.



**Celebrating our Winter Heritage**  
**March 6-8, 2020**  
[www.fernigrizdays.com](http://www.fernigrizdays.com)  
 for full details.  
 @grizdays @fernigrizdays

## Downtown Griz Town

### Saturday, March 7

All events take place in the Downtown core

**Griz Station Stage Entertainment Line Up**

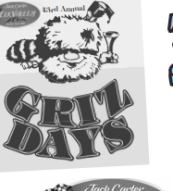
2 pm - Fernie Community Choir  
 3 pm - The Legend of the Griz - Fernie Youth Theatre performance  
 4 pm - Fernie Station Social and Pubster Hatfield Kneave  
 5:30 pm - Closing of the Griz, Main Street, Red Rock Award, Smooth Ski Race Award

**Griz Station Stage Entertainment Line Up**

2 pm - Fernie Community Choir  
 3 pm - The Legend of the Griz - Fernie Youth Theatre performance  
 4 pm - Fernie Station Social and Pubster Hatfield Kneave  
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**Griz Station Stage Entertainment Line Up**

2 pm - Fernie Community Choir  
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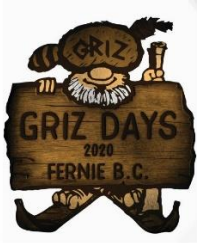


**Thanks for supporting Griz Days 2020**



Sysco Claris Media Park Place Lodge Gear Hub Save-on-Foods  
 The Drive - B104 Patti's Party Rentals Grow  
 Rockies Law Fernie Home Hardware Mow & Snow  
 Best Western Fernie Red Apple McGiver Woodworks  
 Fernie Mechanical Polar Peak Books Keen Lash The Free Press  
 Fernie Rentals Stephanie's Glass Griz Days Volunteers Extraordinaire





# Griz Days 2020 – Sponsorship Report

**Griz Days Posters:** More than 100 posters were distributed around Fernie in key businesses and public areas. Below shows placement of your logo.

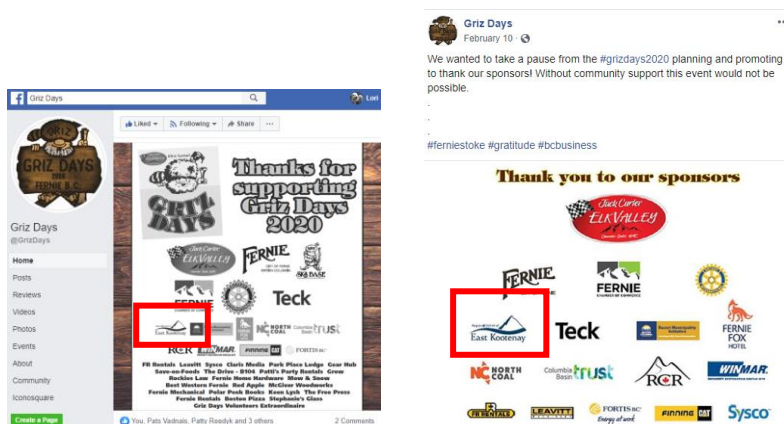


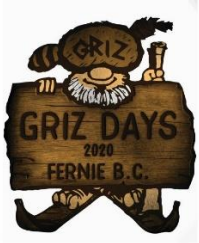
## Radio:

A Griz Days promotional program ran on *B104* and *99 The Drive* radio stations from February 3 – March 5, 2020. There were approximately 100 announcer ad libs, with sponsor shout outs, during the time frame. The RDEK was mentioned in 75% of those ad libs and 75% of the live reports during the festival.

## Social Media

**Facebook:** Promotions on Facebook commenced on December 12, 2019. Griz Days Facebook page has 2,520 followers. From February 14 – March 12<sup>th</sup> posts reached 53,070 people with 2,094 page views. This was a combination of organic and paid advertising. Below are examples of how your logo was used on Facebook posts.



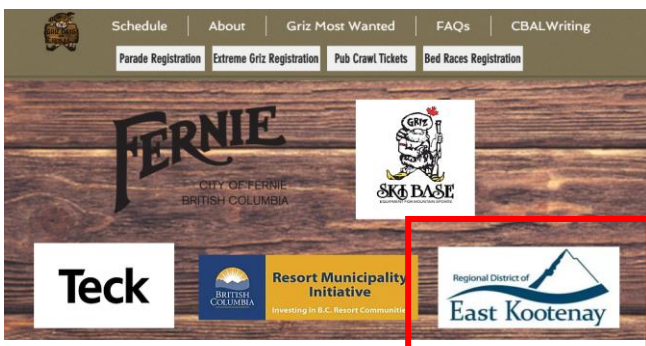


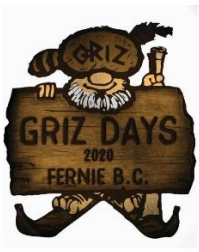
# Griz Days 2020 – Sponsorship Report

**Instagram:** The Griz Days Instagram account has 1,270 followers. Griz Days promotions started January 6<sup>th</sup>. From February 28 – March 5<sup>th</sup> there were 36,857 impressions and 963 profile visits. In addition to posting on the Griz Days account, posts were also cross-posted on the Fernie Chamber Instagram account with 1,388 followers along with stories on both Instagram accounts and Facebook. Below are examples of how your logo was used on Instagram posts.



**Website:** The RDEK logo was placed prominently on [www.ferniegrizdays.com](http://www.ferniegrizdays.com) – in the center of the main landing page. This year a concentrated effort was made to drive traffic to the website to increase visibility for our sponsors. A paid Facebook slideshow campaign focused on sending people to the Griz Days website for more information.





# Griz Days 2020 – Sponsorship Report

## On Site Promotion:

**Sign Boards:** The City of Fernie logo was printed on multiple sign boards and placed on the Griz Station Stage and the Beer Garden tent for high visibility. These are the most heavily trafficked areas of the festival.





**Kootenay Indian Residential School  
1912-1970  
50<sup>th</sup> Anniversary of Closing**



March 26<sup>th</sup> , 2020

Ki'suk Kyukyit

**POSTPONEMENT: 50<sup>th</sup> Anniversary of Closing of the Kootenay Indian Residential School**

In light of the COVID-19 pandemic, the Planning Team has made the difficult but necessary decision to postpone the 50th Anniversary Commemoration scheduled June 25, 26, 27 and 28, 2020. We want to do our part to limit the spread of COVID-19 by taking this extra precaution. **The new dates for the Commemoration are Sept 18, 19 and 20, 2020.**

At the time of this letter the schedule will begin Friday, September 25th with the Ceremonies; Saturday 26th the Traditional Powwow and Sunday 27th Closing Ceremonies. The rescheduling of the St Eugene Golf Tournament has not yet been confirmed.

Your generous commitment is much appreciated and will be applied to the commemoration as we move forward.

Thank you very much for understanding and if have any questions or comments please contact Stella Sam, Event Coordinator at [semschoolclosing50@ktunaxa.org](mailto:semschoolclosing50@ktunaxa.org)

We wish you and your families good health and resilience as we continue to work together to get through these difficult times.

Taxa

Sophie Pierre, OOC OBC  
Hereditary Chief, Ktunaxa Nation  
Residential School Survivor.





**Office of the Chair**  
1450 K.L.O. Road  
Kelowna, B.C. V1W 3Z4

Telephone: (250) 469-6224  
Fax: (250) 763-0606  
gail.given@rdco.com  
www.rdco.com

March 27, 2020  
File No.: 0530-02

The Honourable Mike Farnworth  
Room 128 Parliament Buildings  
Victoria, BC V8V 1X4

Via Email: PSSG.Minister@gov.bc.ca

Dear Minister Farnworth:

Re: 911 Call Answer Levy on Cellphones

The Regional Board of the Regional District of Central Okanagan at its meeting of March 12, 2020 adopted the following resolution:

*"THAT the Regional Board agree to advocate for the establishment of a province-wide 911 call answer levy on cell phones and the consistent application of 911 service standards that are aligned with the federal network of public safety answering points across Canada;*

*AND FURTHER THAT Chair Given be authorized to send a letter to the Honourable Mike Farnworth, Minister of Public Safety and Solicitor General in support of this matter and cc'd to all regional districts in British Columbia.*

The Board is aware that in October 2018 your Ministry notified UBCM that it was reinvigorating work related to 911 emergency communication service delivery in BC, and further that in 2019 a new 911 Steering Committee was established with representatives from local governments, indigenous organizations, RCMP, Fire, Ambulance, Telus, E-Comm 911 and national/provincial 911 working groups. We also understand this initiative is a work in progress and that the Province recognizes the advantages of a 911 call answer levy on cellphones and that it is a significant public safety issue needing a province-wide approach.

On behalf of the Regional Board, I encourage you once the current pandemic and state of emergency ends, understanding the economic challenges that lay ahead and the complex landscape of 9-1-1 emergency communications, not to delay implementation of a provincial approach and passage of a 9-1-1 Bill. The Board further encourages consideration for the Call Levy dollars not to be put into provincial general revenue but establish an independent corporation with a clear mandate and appropriate authority to deliver the service.

Respectfully,

Gail Given  
Chair

cc: BC Regional Districts  
Premier John Horgan (premier@gov.bc.ca)  
Deputy Solicitor General, Mark Sieben - PSSG.Minister@gov.bc.ca



## PROVINCE OF BRITISH COLUMBIA

ORDER OF THE MINISTER OF PUBLIC SAFETY AND  
SOLICITOR GENERAL*Emergency Program Act*

## Ministerial Order No. M084

WHEREAS a declaration of a state of emergency throughout the whole of the Province of British Columbia was declared on March 18, 2020 because of the COVID-19 pandemic;

WHEREAS coordination between all levels of government is essential to respond effectively to the impacts of the COVID-19 pandemic;

AND WHEREAS section 10 (1) of the *Emergency Program Act* provides that I may do all acts and implement all procedures that I consider necessary to prevent, respond to or alleviate the effects of any emergency or disaster;

I, Mike Farnworth, Minister of Public Safety and Solicitor General, order that the attached Local Authorities and Essential Goods and Supplies (COVID-19) Order is made.

March 26, 2020

Date



Minister of Public Safety and Solicitor General

---

*(This part is for administrative purposes only and is not part of the Order.)*

**Authority under which Order is made:**

Act and section: *Emergency Program Act*, R.S.B.C. 1996, c. 111, s. 10

Other: MO 73/2020

## **LOCAL AUTHORITIES AND ESSENTIAL GOODS AND SUPPLIES (COVID-19) ORDER**

### **Definitions**

- 1** In this order,
  - “Act”** means the *Emergency Program Act*;
  - “essential goods and supplies”** means any goods and supplies that are necessary for the health, safety and welfare of people, including, without limitation, the following:
    - (a) food, water and other beverages;
    - (b) fuel and gasoline;
    - (c) health care goods, pharmaceuticals and medical supplies;
    - (d) personal hygiene, sanitation and cleaning goods.

### **Application**

- 2** This order only applies during the period that the declaration of a state of emergency made March 18, 2020 under section 9 (1) of the Act, and any extension of the duration of that declaration, is in effect.

### **Local emergency plans**

- 3** Each local authority in the Province must immediately implement the local authority's local emergency plan for the area for which the local authority has responsibility.

### **Declarations of state of local emergency and orders set aside**

- 4** (1) Any declaration of a state of local emergency made by a local authority or the head of a local authority under section 12 (1) of the Act that meets all of the following criteria is set aside:
  - (a) the declaration of a state of local emergency was made on or before the date on which this order is made;
  - (b) the declaration of a state of local emergency was made in respect of the COVID-19 pandemic.
- (2) Any order of a local authority that meets all of the following criteria is set aside:
  - (a) the order of the local authority was made on or before the date on which this order is made;
  - (b) the order of the local authority was made pursuant to a declaration of a state of local emergency described in subsection (1).

### **Emergency powers of local authorities**

- 5** (1) After the date this order is made, a local authority or, if a local authority consists of more than one person, the head of a local authority must not make a declaration of a state of local emergency under section 12 (1) of the Act in respect of the COVID-19 pandemic without first obtaining the approval of the minister for the proposed declaration.

- (2) After the date this order is made, a local authority must not exercise a power or make an order under section 13 of the Act in respect of the COVID-19 pandemic without first obtaining the approval of the minister for the proposed exercise of power or order under that section.
- (3) After the date this order is made, the council of the City of Vancouver must not exercise a power or make an order or bylaw under section 173 of the *Vancouver Charter* in relation to the COVID-19 pandemic without first obtaining the approval of the minister for the proposed exercise of power or order or bylaw under that section.

#### **Local authority resources and plans**

- 6** (1) On the request of the minister, a local authority must
  - (a) take all measures necessary to identify the resources and facilities within the local authority's area of jurisdiction that could be used to respond to or mitigate the impacts of the COVID-19 pandemic, including the following:
    - (i) facilities that could be used to allow individuals to self-isolate;
    - (ii) facilities that could be used to warehouse essential supplies;
    - (iii) facilities that could be used to provide medical care or testing, and
  - (b) report to Emergency Management BC on the resources and facilities identified under paragraph (a).
- (2) On the request of the minister, a local authority must
  - (a) take all measures necessary to identify the critical supply and service needs within its area of jurisdiction relating to the local authority's ability to respond to or mitigate the impacts of the COVID-19 pandemic, and
  - (b) report to Emergency Management BC on the critical supply and service needs identified under paragraph (a).
- (3) Each local authority must review and, if necessary, update its local emergency plan and business continuity plans to ensure that
  - (a) the delivery of essential services can be maintained in a manner that complies with any orders and guidance from the provincial health officer during the period referred to in section 2 of this order, and
  - (b) any impacts and limitations resulting from the COVID-19 pandemic are taken into account with respect to preparations and response measures for other emergencies or disasters, including flooding and wildfires.

#### **Continuity of local authority services**

- 7** (1) Each local authority must use best efforts to enter into mutual aid agreements with neighbouring jurisdictions to ensure that first responder, waste water and drinking water services are maintained during the period referred to in section 2.
- (2) After complying with subsection (1), each local authority must report to Emergency Management BC any unresolved issues that may affect the provision of first responder, waste management or drinking water services during the period referred to in section 2.

### **Critical services and essential goods and supplies**

- 8**
- (1) For the purpose of ensuring the effective management and delivery of critical services for vulnerable populations within the Province, including food banks and shelter services, each local authority must use best efforts to provide assistance in the management and delivery of such services.
  - (2) Despite any bylaw of a local authority restricting or limiting when goods, food or supplies may be delivered to a retailer within the local authority's area of jurisdiction, a person may, at any time, deliver goods, food and other supplies to a retailer in that area.
  - (3) At the request of the minister, all retailers, suppliers, businesses, and other organizations within the Province must report to Emergency Management BC on their inventory of essential goods and supplies and any other supplies required by front line health care workers, first responders and other prioritized essential workers for the purpose of responding to or mitigating the impacts of the COVID-19 pandemic.
  - (4) If directed by the minister, a retailer must not sell more than the specified number of items of a specified good to a person in a single transaction.
  - (5) If directed by the minister, a hotel operator or commercial lodging operator within the Province must provide accommodation services for the purposes of self-isolation of individuals, for supporting essential workers or for any other purposes identified by Emergency Management BC.

### **Secondary selling prohibited**

- 9**
- (1) In this section, "**secondary selling**", in relation to an essential good or supply, means
    - (a) the purchase or other acquisition of the essential good or supply in a retail environment, or
    - (b) the acquisition of the essential good or supply by donation from any person, or at no cost from a government or other organization or body,whether inside or outside of British Columbia, and the subsequent offering of that essential good or supply for resale in person, on any business premises, by phone or fax, on a website or an internet-based application or by any other means.
  - (2) A person must not engage in secondary selling with respect to essential goods and supplies.

### **British Columbia Ferry Services**

- 10**
- (1) British Columbia Ferry Services Inc. and all other ferry operators within the Province which carry both vehicles and passengers must implement all procedures necessary to ensure priority loading on ferries for the following:
    - (a) vehicles carrying essential goods and supplies;
    - (b) residents of ferry sailing destinations.
  - (2) British Columbia Ferry Services Inc. must consult the government before changing or varying its minimum ferry service levels within the Province.

**Delivery of essential goods and supplies**

- 11** If directed by the minister, all suppliers, distributors and retailers within the Province, the Retail Council of Canada (BC), the Canadian Trucking Association of BC and the United Truckers Association must take coordinated measures to ensure the effective delivery of essential goods and supplies throughout the Province, including such food, fuel, medicine and other goods and supplies as may be prioritized by the minister.

**REGIONAL DISTRICT OF EAST KOOTENAY**  
**BYLAW NO. 2991**

A bylaw to direct the preparation of a parcel tax roll and impose a parcel tax for the Rushmere Water System Service Area.

---

WHEREAS Bylaw No. 2006 established the Rushmere Water System Service and authorizes the collection of a parcel tax to recover the costs for providing the service;

AND WHEREAS Bylaw No. 2007 authorizes the borrowing of funds for the purpose of constructing the Rushmere Water System;

AND WHEREAS pursuant to the *Local Government Act*, the Board may, by bylaw, provide for the preparation of a parcel tax roll for the purpose of imposing a parcel tax;

NOW THEREFORE, the Board of the Regional District of East Kootenay enacts as follows:

- 1. This Bylaw may be cited as “Regional District of East Kootenay – Rushmere Water System Parcel Tax Roll Bylaw No. 2991, 2020.”
- 2. The Collector is directed to prepare the Rushmere Water System Parcel Tax Roll for the purposes of imposing a parcel tax on all taxable parcels within the Rushmere Water System Service Area.
- 3. The Collector must include on the Rushere Water System Parcel Tax Roll all legal parcels of land within the Rushmere Water System Service Area that are connected, or that are reasonably capable of connection, to the Rushmere Water System.
- 4. The service for which the parcel tax will be and is hereby imposed is the Rushmere Water System Service.
- 5. The years for which the parcel tax will be imposed are 2020-2040.
- 6. The basis upon which the parcel tax will be imposed will be a single amount per parcel, in the amount of up to \$2,300 per parcel.
- 7. The portion of the parcel tax imposed for the construction of the Rushmere Water system, the borrowing for which is authorized under Bylaw No. 2007, may be commuted in 2020 for payment in cash paid to the Regional District of East Kootenay, provided such payment is made in the amount and by the date and time set by the Chief Financial Officer.
- 8. The properties which will be subject to the parcel tax will be shown on the Rushmere Water System Parcel Tax Roll, as authenticated annually.

READ A FIRST TIME the       day of  
READ A SECOND TIME the       day of  
READ A THIRD TIME the       day of

ADOPTED the       day of

---

CHAIR

---

CORPORATE OFFICER



**REGIONAL DISTRICT OF EAST KOOTENAY**

**BYLAW NO. 2992**

A bylaw to amend Bylaw Nos. 1538, 1560, 1626, 1627, 1640, 1641, 1879, 2156, 2639 and 2851.

---

WHEREAS the following bylaws regulate and set fees for water and sewer systems:

Bylaw No. 2851 – East Side Lake Windermere Water System Regulation and Fee Bylaw  
Bylaw No. 1879 – Edgewater Water System Regulation and Fee Bylaw  
Bylaw No. 1640 – Elko Community Water System Regulation and Fee Bylaw  
Bylaw No. 1538 – Holland Creek Water Distribution System Regulation and User Charge Bylaw  
Bylaw No. 1641 – Moyie Water System Regulation and Fee Bylaw  
Bylaw No. 2156 – Rushmere Water System Regulation and Fee Bylaw  
Bylaw No. 2639 – Spur Valley Water System Regulation and Fee Bylaw  
Bylaw No. 1627 – Windermere Community Water System Regulation and Fee Bylaw  
Bylaw No. 1626 – Edgewater Sewer System Regulation and Fee Bylaw  
Bylaw No. 1560 – Holland Creek Sewage Collection System Regulation and Fee Bylaw

AND WHEREAS the Board wishes to suspend penalties for late payments during the period of the Covid-19 Pandemic;

NOW THEREFORE, the Board of the Regional District of East Kootenay enacts as follows:

1. This Bylaw may be cited as “Regional District of East Kootenay – Water and Sewer System Regulation and Fee Amendment Bylaw No. 2992, 2020.”
2. The following section is added to Bylaw Nos. 1538, 1627, 1640, 1641, 1879, 2156 and 2639:  
  
“The charge for arrears described in Section 10.2 will not apply during the period of the Covid-19 Pandemic.”
3. The following section is added to Bylaw No. 1560:  
  
“The prompt payment discount described in Section 8.2 will be extended indefinitely during the period of the Covid-19 Pandemic.”
4. The following section is added to Bylaw No. 1626:  
  
“The charge for arrears described in Section 8.2 will not apply during the period of the Covid-19 Pandemic.”
5. The following section is added to Bylaw No. 2851:  
  
“The charge for arrears described in Section 11.2 will not apply during the period of the Covid-19 Pandemic.”
6. This Bylaw shall expire on August 31, 2020.

READ A FIRST TIME the      day of

READ A SECOND TIME the      day of

READ A THIRD TIME the      day of

ADOPTED the      day of

---

CHAIR

---

CORPORATE OFFICER

## REGIONAL DISTRICT OF EAST KOOTENAY

# BYLAW NO. 2966

A bylaw to amend Bylaw No. 2779 cited as “Regional District of East Kootenay – Fairmont Hot Springs & Columbia Lake Area Official Community Plan Bylaw No. 2779, 2017.”

WHEREAS the Board of the Regional District of East Kootenay has received an application to amend Bylaw No. 2779;

AND WHEREAS the Board deems it desirable to make this amendment as aforementioned;

NOW THEREFORE, the Board of the Regional District of East Kootenay in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as “Regional District of East Kootenay – Fairmont Hot Springs & Columbia Lake Area Official Community Plan Bylaw No. 2779, 2017 - Amendment Bylaw No. 5, 2019 (Fairmont / FHSR).”
2. The designation of part of Lot 4, District Lots 18, 46 & 4596, Kootenay District, Plan NEP20033, outlined on the attached Schedule A, which is incorporated in and forms part of this Bylaw, is amended from R-SF, Residential Low Density to RES-MU, Resort Mixed Use.

READ A FIRST TIME the 10<sup>th</sup> day of January, 2020.

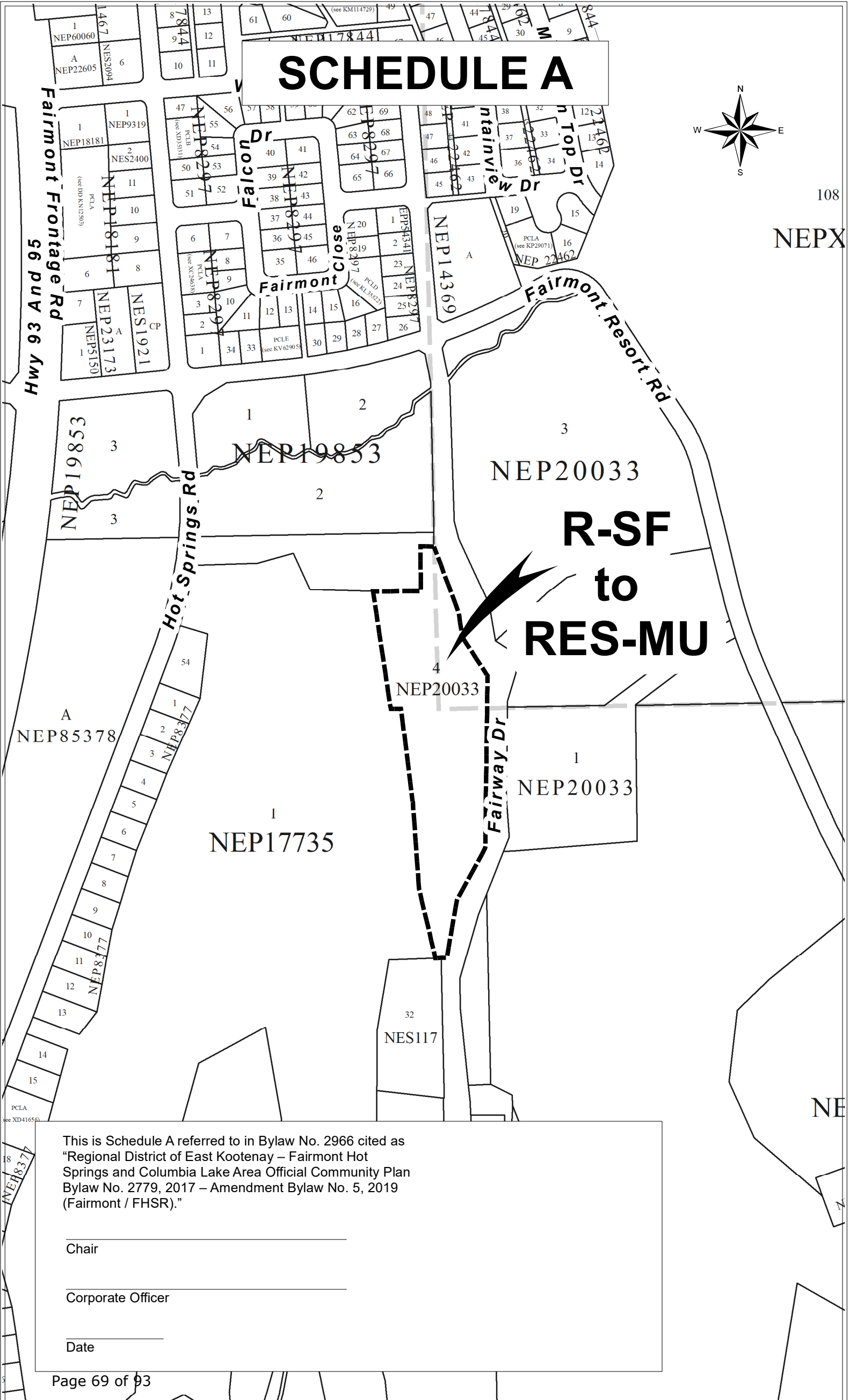
READ A SECOND TIME the 10<sup>th</sup> day of January, 2020.

READ A THIRD TIME the 14<sup>th</sup> day of February, 2020.

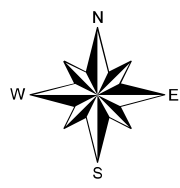
ADOPTED the            day of            , 2020.

CHAIR

CORPORATE OFFICER



# SCHEDULE A



108

NEPX

**R-SF  
to  
RES-MU**

This is Schedule A referred to in Bylaw No. 2966 cited as  
“Regional District of East Kootenay – Fairmont Hot  
Springs and Columbia Lake Area Official Community Plan  
Bylaw No. 2779, 2017 – Amendment Bylaw No. 5, 2019  
(Fairmont / FHSR).”

Chair

Corporate Officer

Date



## NOT ALL INFORMATION IS INCLUDED

# Request for Decision Bylaw Amendment Application

File No: P 719 551  
Reference: Bylaw No. 2966 & 2967  
Date: December 23, 2019

**Subject:** Bylaw No. 2966 & 2967 (Fairmont / FHRS)  
**Applicant:** Fairmont Hot Springs Resort Ltd.  
**Agent:** Richard Haworth  
**Location:** 5060 & 5062 Hot Springs Road in Fairmont Hot Springs  
**Legal:** Portions of Lot 4, DL 18, 46 & 4596, KD, Plan NEP20033  
(PID: 017-935-920)

**Proposal:** To amend the OCP and zoning designations to permit multi-family dwellings and to recognize the current use of a portion of the property as part of the existing golf course.

**Development Agreement:** None.

- Options:**
1. THAT Bylaw No. 2966 cited as "Regional District of East Kootenay – Fairmont Hot Springs & Columbia Lake Area Official Community Plan Bylaw No. 2779, 2017 – Amendment Bylaw No. 5, 2019 (Fairmont / FHRS)" be introduced.
  2. THAT Bylaw No. 2967 cited as "Regional District of East Kootenay – Upper Columbia Valley Zoning Bylaw No. 900, 1992 – Amendment Bylaw No. 357, 2019 (Fairmont / FHRS)" be introduced.
  3. THAT Bylaw No. 2966 cited as "Regional District of East Kootenay – Fairmont Hot Springs & Columbia Lake Area Official Community Plan Bylaw No. 2779, 2017 – Amendment Bylaw No. 5, 2019 (Fairmont / FHRS)" not proceed.
  4. THAT Bylaw No. 2967 cited as "Regional District of East Kootenay – Upper Columbia Valley Zoning Bylaw No. 900, 1992 – Amendment Bylaw No. 357, 2019 (Fairmont / FHRS)" not proceed.

**Recommendation:** **Options #1 & #2**  
Development of the subject site as proposed will add residential density and help provide a range of housing options within the community as well as contribute to the build out of the Resort.

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**Property Information:** **Current OCP Designation:** R-SF, Residential Low Density includes single family residential subdivisions, duplexes and zoning that supports secondary suites.

**Property  
Information –  
cont'd:**

**Proposed OCP Designation:** RES-MU, Resort Mixed Use supports a variety of land uses including resort recreation, commercial accommodation, general commercial, multi-family residential and similar types of development.

**OCP Policies:**

- Except where otherwise noted, new residential development is generally directed to existing development nodes within the Fairmont Hot Springs subarea. Rural subdivision is generally not supported.
- New subdivisions of single family or greater density should be serviced by community water and sewer systems.
- Bylaw amendment applications for residential development should address the following:
  - a) compatibility of the proposed development with surrounding land uses, parcel sizes, local rural character and lifestyle;
  - b) access and proposed internal road networks;
  - c) demonstrate the use of Conservation Subdivision Design principles such as:
    - identify and establishing buffers from features such as riparian areas, wetlands, Class 1 ungulate winter range, wildlife corridors, wildlife habitat areas, natural hazard areas, woodlands and agricultural land;
    - clustering development into nodes of smaller lots in order to preserve larger contiguous environmentally sensitive areas and agricultural zones; and
    - utilizing compact neighbourhood design with dwelling units built in close proximity to each other to minimize the overall development footprint and required infrastructure.
    - integrate FireSmart principles.
- A mix of residential densities is supported in the Fairmont Hot Springs subarea.

**Current Zoning:**

EH-1, Employee Housing Zone, minimum parcel size of 1670 m<sup>2</sup>  
RES-4, Resort Core Zone, no minimum parcel size requirement  
R-2, Two Family Residential Zone, minimum parcel size of 700 m<sup>2</sup>

**Proposed Zoning:**

RES-2, Resort Recreation Zone, minimum parcel size of 0.5 ha  
RES-3, Resort Lodge Zone, minimum parcel size of 0.5 ha  
RES-4, Resort Core Zone, no minimum parcel size requirement

**Parcel Size:**

4.4 ha (10.9 ac)

**Density:**

Existing: 2 single family dwellings

**Property  
Information –  
cont'd:**

If the property was developed to the maximum potential under the current zone designations, it could permit the following:

- a) up to 12.5 employee housing dwelling units in the EH-1 zone, or
- b) 1 duplex in the R-2 zone or,
- c) A variety of dwelling unit types both residential and commercial, up to a maximum floor area ratio\* of 3.5 on the RES-4 zoned portion of the lot (1.07 ha).

Proposed: The application includes a conceptual development sketch for the site which shows 31 dwelling units in multi-family style buildings such as fourplexes.

Potential: If the proposed zone designations are approved, they could permit:

- a) up to 60 dwelling units per gross hectare of useable site area within the proposed RES-3 zone (which calculates to approximately 110 +/- new dwelling units) and/or,
- b) A variety of dwelling types both residential and commercial on the 0.36 ha portion of RES-4, up to a maximum floor area ratio\* of 3.5.

\*Floor area ratio is the figure obtained when the gross floor area of all buildings on a parcel is divided by the area of the parcel).

**ALR Status:** Not within the ALR

**Interface Fire Hazard Rating:** Low, within the Fairmont Hot Springs fire service area

**BC Assessment:** Business / Other (Recreation)

**Water and Sewer Services:** Fairmont Hot Springs Water Utility and Fairmont Hot Springs Sewer Services

**Professional  
Studies:**

None

**Additional  
Information:**

- There are currently two dwellings and a barn on the property. A portion of the existing golf course extends onto the property as well. The application states that the dwellings will be removed prior to development and the RES-2 zone will accommodate the existing golf course portion.
- All future multi-family development within the proposed RES-3 zone must be serviced by the Fairmont community water and sewer systems.
- The agent has indicated that there are no plans to develop the RES-4 zoned lands since this land is the access road to the resort's maintenance yard. The agent said the owner chose to rezone this portion to RES-4 simply because that's the same zone as the adjoining parcel to the north.

**Additional  
Information –  
cont'd:**

- The property to the north of the subject site is zoned to permit future development of employee housing.

**Consultation:**

**Advisory Planning Commission:**

**APC Areas F & G:** Support recommended

**Referral Agencies:**

- **Interior Health Authority:** Interests unaffected
- **Transportation & Infrastructure:** Interests unaffected
- **Environment:** A Qualified Professional should assess the site for species at risk, wildlife habitat features (e.g., nest trees), and develop mitigation measures to minimize development impacts on wildlife and habitat. Any fencing must be wildlife friendly:
  - Number 4 top wire 38-40 inches on slope to a max of 40 inches
  - Number 3 wire 30-32 inches
  - Number 2 wire 24-26 inches
  - Number 1 wire 18-20 inches except in areas with depressions use 15-18 inches
- **Ktunaxa Nation Council:** A 'Preliminary Field Reconnaissance' should be completed due to the proximity to the hot spring and the fact that no AOA's were ever done on the property.
- **Akisqnuk First Nation:** No response
- **Shuswap Indian Band:** No response
- **School District No. 6:** No response
- **Telus:** No response

**Documents  
Attached:**

- Bylaws
- Location Map
- Land Use Map
- Proposal
- Conceptual Development Sketch from applicant

**RDEK  
Contact:**

Tracy Van de Wiel, Planning Technician  
Phone: 250-489-0306  
Email: [tvandewiel@rdek.bc.ca](mailto:tvandewiel@rdek.bc.ca)



**REGIONAL DISTRICT OF EAST KOOTENAY**

**BYLAW NO. 2967**

A bylaw to amend Bylaw No. 900 cited as “Regional District of East Kootenay – Upper Columbia Valley Zoning Bylaw No. 900, 1992.”

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WHEREAS the Board of the Regional District of East Kootenay has received an application to amend Bylaw No. 900;

AND WHEREAS the Board deems it desirable to make this amendment as aforementioned;

NOW THEREFORE, the Board of the Regional District of East Kootenay in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as “Regional District of East Kootenay – Upper Columbia Valley Zoning Bylaw No. 900, 1992 – Amendment Bylaw No. 357, 2019 (Fairmont / FHSR).”
2. The designation of parts of Lot 4, District Lots 18, 46 & 4596, Kootenay District, Plan NEP20033, outlined on the attached Schedule A, which is incorporated in and forms part of this Bylaw, is amended from EH-1, Employee Housing Zone, RES-4, Resort Core Zone and R-2, Two Family Residential Zone, to RES-2, Resort Recreation Zone, RES-3, Resort Lodge Zone, and RES-4, Resort Core Zone.

READ A FIRST TIME the 10<sup>th</sup> day of January, 2020.

READ A SECOND TIME the 10<sup>th</sup> day of January, 2020.

READ A THIRD TIME the 14<sup>th</sup> day of February, 2020.

APPROVED by the Ministry of Transportation and Infrastructure the 26<sup>th</sup> day of February, 2020.

Signature: Maeve Scannell

Print Name: Maeve Scannell

ADOPTED the       day of       , 2020.

\_\_\_\_\_  
CHAIR

\_\_\_\_\_  
CORPORATE OFFICER

108

NEPX32

EH-1 to RES-4

RES-4 to RES-3

NEP-19853

34 33 30 29

ICLE  
des KIVACHA

**R-2  
to  
RES-2**

RES-4  
to  
RES-3  
2  
NEP20033  
R-2  
to  
RES-3  
1  
NEP200

This is Schedule A referred to in Bylaw No. 2967 cited as “Regional District of East Kootenay – Upper Columbia Valley Zoning Bylaw No. 900, 1992 – Amendment Bylaw No. 357, 2019 (Fairmont / FHSR).”

Chair

Corporate Officer

Date \_\_\_\_\_



## NOT ALL INFORMATION IS INCLUDED

# Request for Decision Bylaw Amendment Application

File No: P 719 551  
Reference: Bylaw No. 2966 & 2967  
Date: December 23, 2019

**Subject:** Bylaw No. 2966 & 2967 (Fairmont / FHRS)  
**Applicant:** Fairmont Hot Springs Resort Ltd.  
**Agent:** Richard Haworth  
**Location:** 5060 & 5062 Hot Springs Road in Fairmont Hot Springs  
**Legal:** Portions of Lot 4, DL 18, 46 & 4596, KD, Plan NEP20033  
(PID: 017-935-920)

**Proposal:** To amend the OCP and zoning designations to permit multi-family dwellings and to recognize the current use of a portion of the property as part of the existing golf course.

**Development Agreement:** None.

**Options:**

1. THAT Bylaw No. 2966 cited as "Regional District of East Kootenay – Fairmont Hot Springs & Columbia Lake Area Official Community Plan Bylaw No. 2779, 2017 – Amendment Bylaw No. 5, 2019 (Fairmont / FHRS)" be introduced.
2. THAT Bylaw No. 2967 cited as "Regional District of East Kootenay – Upper Columbia Valley Zoning Bylaw No. 900, 1992 – Amendment Bylaw No. 357, 2019 (Fairmont / FHRS)" be introduced.
3. THAT Bylaw No. 2966 cited as "Regional District of East Kootenay – Fairmont Hot Springs & Columbia Lake Area Official Community Plan Bylaw No. 2779, 2017 – Amendment Bylaw No. 5, 2019 (Fairmont / FHRS)" not proceed.
4. THAT Bylaw No. 2967 cited as "Regional District of East Kootenay – Upper Columbia Valley Zoning Bylaw No. 900, 1992 – Amendment Bylaw No. 357, 2019 (Fairmont / FHRS)" not proceed.

**Recommendation:** **Options #1 & #2**  
Development of the subject site as proposed will add residential density and help provide a range of housing options within the community as well as contribute to the build out of the Resort.

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**Property Information:** **Current OCP Designation:** R-SF, Residential Low Density includes single family residential subdivisions, duplexes and zoning that supports secondary suites.

**Property  
Information –  
cont'd:**

**Proposed OCP Designation:** RES-MU, Resort Mixed Use supports a variety of land uses including resort recreation, commercial accommodation, general commercial, multi-family residential and similar types of development.

**OCP Policies:**

- Except where otherwise noted, new residential development is generally directed to existing development nodes within the Fairmont Hot Springs subarea. Rural subdivision is generally not supported.
- New subdivisions of single family or greater density should be serviced by community water and sewer systems.
- Bylaw amendment applications for residential development should address the following:
  - a) compatibility of the proposed development with surrounding land uses, parcel sizes, local rural character and lifestyle;
  - b) access and proposed internal road networks;
  - c) demonstrate the use of Conservation Subdivision Design principles such as:
    - identify and establishing buffers from features such as riparian areas, wetlands, Class 1 ungulate winter range, wildlife corridors, wildlife habitat areas, natural hazard areas, woodlands and agricultural land;
    - clustering development into nodes of smaller lots in order to preserve larger contiguous environmentally sensitive areas and agricultural zones; and
    - utilizing compact neighbourhood design with dwelling units built in close proximity to each other to minimize the overall development footprint and required infrastructure.
    - integrate FireSmart principles.
- A mix of residential densities is supported in the Fairmont Hot Springs subarea.

**Current Zoning:**

EH-1, Employee Housing Zone, minimum parcel size of 1670 m<sup>2</sup>  
RES-4, Resort Core Zone, no minimum parcel size requirement  
R-2, Two Family Residential Zone, minimum parcel size of 700 m<sup>2</sup>

**Proposed Zoning:**

RES-2, Resort Recreation Zone, minimum parcel size of 0.5 ha  
RES-3, Resort Lodge Zone, minimum parcel size of 0.5 ha  
RES-4, Resort Core Zone, no minimum parcel size requirement

**Parcel Size:**

4.4 ha (10.9 ac)

**Density:**

Existing: 2 single family dwellings

**Property  
Information –  
cont'd:**

If the property was developed to the maximum potential under the current zone designations, it could permit the following:

- a) up to 12.5 employee housing dwelling units in the EH-1 zone, or
- b) 1 duplex in the R-2 zone or,
- c) A variety of dwelling unit types both residential and commercial, up to a maximum floor area ratio\* of 3.5 on the RES-4 zoned portion of the lot (1.07 ha).

Proposed: The application includes a conceptual development sketch for the site which shows 31 dwelling units in multi-family style buildings such as fourplexes.

Potential: If the proposed zone designations are approved, they could permit:

- a) up to 60 dwelling units per gross hectare of useable site area within the proposed RES-3 zone (which calculates to approximately 110 +/- new dwelling units) and/or,
- b) A variety of dwelling types both residential and commercial on the 0.36 ha portion of RES-4, up to a maximum floor area ratio\* of 3.5.

\*Floor area ratio is the figure obtained when the gross floor area of all buildings on a parcel is divided by the area of the parcel).

**ALR Status:** Not within the ALR

**Interface Fire Hazard Rating:** Low, within the Fairmont Hot Springs fire service area

**BC Assessment:** Business / Other (Recreation)

**Water and Sewer Services:** Fairmont Hot Springs Water Utility and Fairmont Hot Springs Sewer Services

**Professional  
Studies:**

None

**Additional  
Information:**

- There are currently two dwellings and a barn on the property. A portion of the existing golf course extends onto the property as well. The application states that the dwellings will be removed prior to development and the RES-2 zone will accommodate the existing golf course portion.
- All future multi-family development within the proposed RES-3 zone must be serviced by the Fairmont community water and sewer systems.
- The agent has indicated that there are no plans to develop the RES-4 zoned lands since this land is the access road to the resort's maintenance yard. The agent said the owner chose to rezone this portion to RES-4 simply because that's the same zone as the adjoining parcel to the north.

**Additional  
Information –  
cont'd:**

- The property to the north of the subject site is zoned to permit future development of employee housing.

**Consultation:**

**Advisory Planning Commission:**

**APC Areas F & G:** Support recommended

**Referral Agencies:**

- **Interior Health Authority:** Interests unaffected
- **Transportation & Infrastructure:** Interests unaffected
- **Environment:** A Qualified Professional should assess the site for species at risk, wildlife habitat features (e.g., nest trees), and develop mitigation measures to minimize development impacts on wildlife and habitat. Any fencing must be wildlife friendly:
  - Number 4 top wire 38-40 inches on slope to a max of 40 inches
  - Number 3 wire 30-32 inches
  - Number 2 wire 24-26 inches
  - Number 1 wire 18-20 inches except in areas with depressions use 15-18 inches
- **Ktunaxa Nation Council:** A 'Preliminary Field Reconnaissance' should be completed due to the proximity to the hot spring and the fact that no AOA's were ever done on the property.
- **Akisqnuk First Nation:** No response
- **Shuswap Indian Band:** No response
- **School District No. 6:** No response
- **Telus:** No response

**Documents  
Attached:**

- Bylaws
- Location Map
- Land Use Map
- Proposal
- Conceptual Development Sketch from applicant

**RDEK  
Contact:**

Tracy Van de Wiel, Planning Technician  
Phone: 250-489-0306  
Email: [tvandewiel@rdek.bc.ca](mailto:tvandewiel@rdek.bc.ca)

## Public Hearing Report – Bylaw No. 2972

### Koocanusa West / Flood, Hopkins & C.D. Reay & Sons Ltd.

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This report is submitted to the Board of Directors of the Regional District of East Kootenay pursuant to Section 464 of the *Local Government Act*.

The public hearing for Bylaw No. 2972 cited as “Regional District of East Kootenay – South Country Zoning and Floodplain Management Bylaw No. 2320, 2011 – Amendment Bylaw No. 21, 2019 (Koocanusa West / Flood, Hopkins & C.D. Reay & Sons Ltd.)” was held on March 11, 2020 at 7:00 pm at the Baynes Lake Community Hall, in Baynes Lake.

The following Regional District representatives attended the public hearing:

Director Stan Doehle, Electoral Area B  
Director Rob Gay, Electoral Area C  
Krista Gilbert, Planning Technician

The notice for the hearing was published in the February 27 and March 5, 2020 issues of the Free Press and in the March 5, 2020 issue of the East Kootenay Extra. Four (4) notices were sent to neighbouring property owners and occupiers on February 14, 2020 by regular mail with no notices returned as undeliverable.

Staff provided an overview of the amending bylaw and there was a question and answer period before the hearing.

Chair Doehle convened the hearing at 7:05 pm and Regional District representatives were introduced.

Chair Doehle advised those in attendance:

- to identify themselves and the property they own that may be affected by the Bylaw;
- that only those written and/or verbal presentations made at the hearing will be considered as part of the hearing report;
- that no written or verbal submissions will be allowed subsequent to the close of this hearing.

**Bylaw No. 2972** provides for:

1. This Bylaw may be cited as “Regional District of East Kootenay – South Country Zoning and Floodplain Management Bylaw No. 2320, 2011 – Amendment Bylaw No. 21, 2019 (Koocanusa West / Flood, Hopkins & C.D. Reay & Sons Ltd.).”
2. The designation of District Lot 2707, Kootenay District and District Lot 2708, Kootenay District is amended from RR-16, Rural Residential (Extensive) Zone to RR-8, Rural Residential (Country) Zone.

Staff read the legal proceedings for the public hearing as set out by the *Local Government Act* and noted that a report of the hearing would be submitted to the Board at its April 3, 2020 meeting.

Staff advised that no written submissions had been received prior to the hearing.



Five members of the public including the proponents attended the hearing and the following people spoke:

Randy Reay (proponent), 1900 Matson Road – He wanted to reiterate that the proposal will result in the land being better utilized for agriculture. The portions not utilized for hay production will be on one parcel and the land for hay production will be on the other parcel. He stated that the proposal also improves the use of the current irrigation system and will ultimately lead to a significant benefit to the agriculture operation on the lands.

Bill Leeper, 226 Kikomun-Newgate Road – He stated that the proposal makes sense from an agricultural perspective. He stated that the boundary adjustment would allow the existing road on the property to be reintegrated into the crop production due to the boundary adjustment, which is good over the long term.

Randy Reay (proponent), 1900 Matson Road (2<sup>nd</sup> time speaking) – He stated that he believes, where possible, applications should be reviewed based on the proposed enhancement of agriculture and not on parcel size, which does not make sense. He hopes that the Regional District will reconsider and remove parcel size requirements for agricultural parcels as a proposal that benefits agriculture should be enough to move forward on. He questioned why it matters if agricultural proposals do not meet parcel size requirements when parcel sizes are mainly for residential lots. He stated that if proposals for boundary adjustments were proven that they provided a benefit to agriculture then he doesn't understand why parcel size is relevant. He also mentioned that discussions throughout the Jaffray OCP consultation process included not requiring parcel size requirements for boundary adjustments on agricultural parcels, however the plan was not approved and he hopes the Regional District will reconsider parcel size requirements.

Chair Doehle called three times for comments and hearing none closed the hearing at 7:16 pm.

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**Chair Stan Doehle**  
**Electoral Area B**

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**Krista Gilbert**  
**Planning Technician**

## REGIONAL DISTRICT OF EAST KOOTENAY

# BYLAW NO. 2972

A bylaw to amend Bylaw No. 2320 cited as “Regional District of East Kootenay – South Country Zoning & Floodplain Management Bylaw No. 2320, 2011.”

WHEREAS the Board of the Regional District of East Kootenay has received an application to amend Bylaw No. 2320;

AND WHEREAS the Board deems it desirable to make this amendment as aforementioned;

NOW THEREFORE, the Board of the Regional District of East Kootenay in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as “Regional District of East Kootenay – South Country Zoning & Floodplain Management Bylaw No. 2320, 2011 – Amendment Bylaw No. 21, 2019 (Kooacanusa West / Flood, Hopkins & C.D. Reay & Sons Ltd.).”
2. The designation of District Lot 2707, Kootenay District and District Lot 2708, Kootenay District, outlined on the attached Schedule A, which is incorporated in and forms part of this Bylaw, is amended from RR-16, Rural Residential (Extensive) Zone to RR-8, Rural Residential (Country) Zone.

READ A FIRST TIME the 14<sup>th</sup> day of February, 2020.

READ A SECOND TIME the 14<sup>th</sup> day of February, 2020.

READ A THIRD TIME the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

ADOPTED the            day of            , 2020.

**CHAIR**

CORPORATE OFFICER

DL 11494



## Request for Decision Bylaw Amendment Application

File No: P 719 222  
Reference: Bylaw No. 2972  
Date: January 30, 2020

**Subject:** Bylaw No. 2972 (Koocanusa West / Flood, Hopkins & C.D. Reay & Sons Ltd.)  
**Applicant:** Brian Flood, Sharlene Hopkins and C.D. Reay & Sons Ltd.  
**Agent:** Sharlene Hopkins  
**Location:** Kikomun-Newgate Road, west of Lake Koocanusa  
**Legal:** District Lot 2707, Kootenay District and District Lot 2708, Kootenay District

**Proposal:** To amend the zone designation of both subject properties from RR-16 to RR-8 to permit future boundary adjustment subdivision.

**Options:**

1. THAT Bylaw No. 2972 cited as “Regional District of East Kootenay – South Country Zoning & Floodplain Management Bylaw No. 2320, 2011 – Amendment Bylaw No. 21, 2019 (Koocanusa West / Flood, Hopkins & C.D. Reay & Sons Ltd.) be introduced.
2. THAT Bylaw No. 2972 cited as “Regional District of East Kootenay – South Country Zoning & Floodplain Management Bylaw No. 2320, 2011 – Amendment Bylaw No. 21, 2019 (Koocanusa West / Flood, Hopkins & C.D. Reay & Sons Ltd.) not proceed.

**Recommendation:** Option 1.

The proposal enhances the agricultural operation currently spread across two parcels by consolidating it into one parcel. No negative impacts are anticipated with the proposed change in parcel sizes or boundary reconfiguration.

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**Property Information:** **OCP Designation:** RR, Rural Resource, which supports agricultural, rural residential and rural resource land uses with parcel sizes 8.0 ha and larger. The RR designation also recognizes the use of these lands for public utility use, resource extraction, green space and recreation.

**OCP Policies:**

- Applications to create parcels less than 0.4 ha in size are not supported within the plan area and are directed to communities outside the plan area.
- Despite the minimum parcel size requirements established within the zoning bylaw, subdivision is generally not supported within the plan area, with the exception of areas specifically referred to in sections 4.3(3), 4.3(4) and 4.3(5) and applications consistent with section 4.3(2)(c). However, if applications for ALR subdivision or rezoning of these areas are received, they will be reviewed on an individual basis in relation to the following criteria:
  - Compatibility of proposed development with existing and surrounding land uses and parcel sizes;

**Property  
Information -  
cont'd:**

- Compatibility with agriculture and existing resource industries in the area;
  - Proposed lot size and density;
  - Proximity to an existing development node;
  - Capability to provide onsite sewage disposal in accordance with provincial requirements;
  - Potential impact of the proposal on groundwater;
  - Potential impacts of the proposed subdivision on the agricultural capability and suitability of both the parcel proposed for subdivision and on neighbouring parcels if the application is for a parcel located within the ALR;
  - Identification and mitigation measures for ecologically sensitive areas including riparian areas, wildlife habitats, and fish habitats;
  - Identification and mitigation of potential hazards (avulsion, flooding, wildfire & geotechnical);
  - Access to the development and proposed road networks;
  - Access to emergency service; and
  - FireSmart principles identified in 11.2(3)(c).
- Fragmentation or parcelization of land suitable for agricultural use in the Kikomun-Newgate Road North area is not supported
  - Applications for residential subdivision of the Kikomun-Newgate Road North parcels will be considered on an individual basis in relation to the following criteria:
    - Compatibility of proposed lot size and density with existing and surrounding land uses and parcel sizes;
    - Potential impacts of the proposed subdivision on the agricultural capability and suitability of both the parcel proposed for subdivision and on neighbouring parcels;
    - Potential impact of the proposal on groundwater;
    - The capability to provide onsite sewage disposal in accordance with provincial requirements; and
    - Regional District of East Kootenay decisions regarding ALR subdivision applications which were made prior to the adoption of this plan.

**Current Zone Designation:** RR-16, Rural Residential (Extensive) Zone  
(minimum parcel size: 16 ha)

**Proposed Zone Designation:** RR-8, Rural Residential (Country) Zone  
(minimum parcel size: 8 ha)

**Parcel Size:**

Existing: Two parcels: 8.7 ha (21.5 ac) and 16.1 (39.8 ac)

Proposed: Two parcels: 10.7 ha (26.5 ac) and 14 ha (34.5 ac)

**Density:**

Existing: 2 lots

Proposed: 2 lots

**Property  
Information -  
cont'd:**

Potential: 3 lots. If the proposal was amended to a 3 lot subdivision an ALR subdivision application would be required.

**ALR Status:** Within the ALR. The subdivision application is pursuant to Part 5 section 10(1)(C) of the *Agricultural Land Reserve General Regulation*, which permits an approving officer to approve a subdivision without approval of the commission if the proposed subdivision:

- involves not more than 4 parcels, each with a minimum of 1 ha;
- does not increase the number of parcels;
- is a boundary adjustment that, in the opinion of the approving officer, will allow for the enhancement of farming on the owner's agricultural land or for the better use of structures used for farming; and
- no parcels in the reserve are less than 1 ha.

**Interface Fire Hazard Rating:** Moderate, within the Baynes Lake fire protection area

**BC Assessment:** Residential & Farm

**Water and Sewer Services:** Onsite

**Flood Hazard Rating:** The subject properties are not identified as being within a flood hazard area.

**Professional  
Studies:**

None

**Additional  
Information:**

- The subject properties are currently used as farmland. The owners of DL2708 have a recreational vehicle on their property that they use in the summer months and DL2707 has a hay shed on the property.
- The owners wish to complete a boundary adjustment subdivision that will enhance the existing farm operation; no new parcels are being proposed.

**Consultation:**

**APC Area B:** Support

**Referral Agencies:**

- **Interior Health Authority:** Interests unaffected.
- **Transportation & Infrastructure:** Interests unaffected.
- **Environment:** Access to the properties must be off existing access or private land, no increase in access through Crown land, and any new fencing must be wildlife friendly.
- **Ktunaxa Nation Council:** No concerns.
- **School District No. 5:** No comment to date.
- **Telus:** No comment to date.

- Consultation - cont'd:**
- **Ministry of Agriculture:** The proposed boundary adjustment involving these two lots make good sense from an agricultural perspective.
  - **Agricultural Land Commission:** No objections as it appears that new lot configuration is supportive to agriculture.
- Documents Attached:**
- Bylaw
  - Location Map
  - Land Use Map
  - Zone Designation Map
  - Proposal
  - Aerial Photo
- RDEK Contact:**
- Krista Gilbert, Planning Technician  
Phone: 250-489-0314  
Email: [kgilbert@rdek.bc.ca](mailto:kgilbert@rdek.bc.ca)



## REGIONAL DISTRICT OF EAST KOOTENAY

# BYLAW NO. 2981

A bylaw to amend Bylaw No. 2255 cited as “Regional District of East Kootenay – Rockyview Official Community Plan Bylaw No. 2255, 2010.”

WHEREAS the Board of the Regional District of East Kootenay has received an application to amend Bylaw No. 2255;

AND WHEREAS the Board deems it desirable to make this amendment as aforementioned;

NOW THEREFORE, the Board of the Regional District of East Kootenay in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as “Regional District of East Kootenay – Rockyview Official Community Plan Bylaw No. 2255, 2010 – Amendment Bylaw No. 25, 2020 (Cranbrook North / Hill).”
2. The designation of the northwest quarter of the northwest quarter of the west half of District Lot 3570, Kootenay District, outlined on the attached Schedule A, which is incorporated in and forms part of this Bylaw, is amended from LH, Large Holdings to MH, Medium Holdings.

READ A FIRST TIME the day of \_\_\_\_\_, 2020.

READ A SECOND TIME the day of \_\_\_\_\_, 2020.

READ A THIRD TIME the day of \_\_\_\_\_, 2020.

ADOPTED the            day of            , 2020.

---

CHAIR

CORPORATE OFFICER

## SCHEDULE A



# LH to MH

This is Schedule A referred to in Bylaw No. 2981 cited as “Regional District of East Kootenay – Rockyview Official Community Plan Bylaw No. 2255, 2010 – Amendment Bylaw No. 25, 2020 (Cranbrook North / Hill).”

Chair

Corporate Officer

Date \_\_\_\_\_

## REGIONAL DISTRICT OF EAST KOOTENAY

# BYLAW NO. 2982

A bylaw to amend Bylaw No. 2913 cited as “Regional District of East Kootenay – Electoral Area C South Zoning & Floodplain Management Bylaw No. 2913, 2019.”

WHEREAS the Board of the Regional District of East Kootenay has received an application to amend Bylaw No. 2913;

AND WHEREAS the Board deems it desirable to make this amendment as aforementioned;

NOW THEREFORE, the Board of the Regional District of East Kootenay in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as “Regional District of East Kootenay – Electoral Area C South Zoning & Floodplain Management Bylaw No. 2913, 2019 – Amendment Bylaw No. 4, 2020 (Cranbrook North / Hill).”
2. The designation of the northwest quarter of the northwest quarter of the west half of District Lot 3570, Kootenay District, outlined on the attached Schedule A, which is incorporated in and forms part of this Bylaw, is amended from RR-8, Rural Residential (Country) Zone to RR-2, Rural Residential (Small Holding) Zone.

READ A FIRST TIME the day of \_\_\_\_\_, 2020.

READ A SECOND TIME the day of \_\_\_\_\_, 2020.

READ A THIRD TIME the day of \_\_\_\_\_, 2020.

ADOPTED the            day of            , 2020.

CHAIR

CORPORATE OFFICER

# RR-8 to RR-2

**Cross Rd N**

**29th Ave NW**

No. \_\_\_\_\_

MOVED by Director \_\_\_\_\_ SECONDED by Director \_\_\_\_\_

THAT a public hearing be held regarding Bylaw No. 2981 and Bylaw No. 2982 and the hearing be delegated to:

Director Rob Gay, Electoral Area C

Director Lee Pratt, City of Cranbrook

Director Wes Graham, City of Cranbrook

**FOR INFORMATION ONLY:**

Public Hearing – TBD

### **13. Reports from Directors**

Director Walter

- Municipal Insurance Association

Director Sosnowski

- Elk River Alliance Steering Committee
- Environmental Assessment Working Groups – Bingay Main Coal/Fernie/Michel Creek Coking Coal
- Fernie Tourism Master Plan Task Force
- Local Government Off Road Vehicle Working Group

Director Wilkie

- Kootenay Conservation Program Committee

Director Reinhardt

- AFN Columbia Lake Recreation Society Committee
- Columbia Valley Physician Recruitment

Chair Gay

- Highway 3 Mayors' and Chairs' Coalition
- Municipal Finance Authority
- Regional Broadband Committee

Director Clovechok

- Columbia Basin Rural Development Institute Advisory Committee
- Columbia Valley Visitor Services Committee
- Environmental Assessment Working Group – Kootenay West Mine
- Imagine Kootenay Steering Committee
- Ktunaxa/Kinbasket Local Government Treaty Advisory Committee

Director McCormick

- Columbia Basin Trust

Director Qualizza

- Southern Interior Development Initiative Trust – Kootenay Columbia Regional Advisory Committee

Director Doehle

- Canadian Columbia River Local Government Committee
- Columbia Basin Regional Advisory Committee