

Public Hearing Report – Bylaw No. 2956

Tie Lake / Fenwick

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. 2956 cited as “Regional District of East Kootenay – Jaffray, Tie Lake, Rosen Lake Land Use and Floodplain Management Bylaw No. 1414, 1999 – Amendment Bylaw No. 32, 2019 (Tie Lake / Fenwick)” was held on January 2, 2020 at 7:00 pm in the Jaffray Community Hall, in Jaffray.

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 December 19 and December 24, 2019 issues of the East Kootenay Extra. Thirteen (13) notices were sent to neighbouring property owners and occupiers on December 6, 2019 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 7:02 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. 2956 provides for:

1. This Bylaw may be cited as “Regional District of East Kootenay – Jaffray, Tie Lake, Rosen Lake Land Use and Floodplain Management Bylaw No. 1414, 1999 – Amendment Bylaw No. 32, 2019 (Tie Lake / Fenwick).”
2. Part 5 – General Regulations is amended by adding the following:

PROPERTY SPECIFIC REGULATIONS

- 4.27** (1) Despite the use and density regulations contained elsewhere in this Bylaw:
 - (b) On Lot 27, District Lot 4590, Kootenay District, Plan 4883 the minimum parcel size requirement is 1500 m².
3. The designation of Lot 27 District Lot 4590 Kootenay District Plan 4883, is amended from RS-1, Single Family Residential Zone to RS-1(A), Single Family Residential (A) 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 January 10, 2020 meeting.

Staff advised that five written submissions had been received prior to the hearing expressing support for the application.

Chair Doehle called three times for comments and since no one from the public attended and since the proponent chose not to speak, Chair Doehle closed the hearing at 7:04 pm.

Chair Stan Doehle
Electoral Area B

Krista Gilbert
Planning Technician

Krista Gilbert

From: Chrisgil Tremblay [REDACTED]
Sent: December 17, 2019 12:52 PM
To: Krista Gilbert; Brenda Fenwick; Tom Fenwick
Subject: Bylaw 2956, Fenwick

Hello, Krista. We have been neighbours with Tom and Brenda Fenwick for a very long time. YES we absolutely support their application for a zoning amendment. Our names are Christine and Gilbert Tremblay, Lot 23 Tie Lake Shore Road South, Thistle Road, Jaffray. As well, [REDACTED]
[REDACTED]

Krista Gilbert

From: Mike (Snowmobile Fernie) [REDACTED]
Sent: December 17, 2019 11:42 AM
To: Krista Gilbert
Cc: richard@haworthconsulting.ca
Subject: Fenwick/Tie Lk

Importance: High

We are Tom and Brenda's next door neighbor and we support this sub division .

Mike Sosnowski

Beth Dennahower

Krista Gilbert

From: Jennifer Jensen [REDACTED]
Sent: December 24, 2019 11:07 AM
To: Krista Gilbert
Cc: 'brendalfenwick'; Patricia Michael; Chrisgil Tremblay [REDACTED] Harvey Hummel
Subject: RE: Bylaw 2956 (zoning amendment)

Dear Ms. Gilbert,

We have been neighbors to Tom and Brenda Fenwick for over 10 years. We are very supportive of their application for a Zoning Amendment to allow for subdivision of their property. The property has had two residences with two separate, non-related owners for many years and it should be legally subdivided to ensure protection of the Fenwick's investment.

You may contact us at this email address if you would like any further input.

Thank you for your help and Merry Christmas!

Jennifer and Quentin Jensen
1500 Thistle Road (Lot 24)
[REDACTED]

Krista Gilbert

From: Patricia Michael [REDACTED]
Sent: December 26, 2019 2:58 PM
To: Brenda Fenwick; Krista Gilbert
Subject: Bylaw 2956 (zoning amendment)

Dear Mrs Gilbert,

I have been a neighbour of Brenda and Tom Fenwick since their arrival on Thistle Rd. At Tie Lake. I am supportive of their application for a zoning Amendment which allows subdivision of their property which currently has two unrelated owners and two residences. This property should be legally divided to ensure protection of the Fenwick's investment.

Please feel free to contact me if you have any questions or concerns.

Happy New Year!

Sincerely,

Patricia Michael
[REDACTED]

Krista Gilbert

From: Harvey Hummel [REDACTED]
Sent: December 29, 2019 7:41 AM
To: Krista Gilbert
Cc: Brenda Fenwick
Subject: Tie Lake Subdivision (Tom & Brenda Fenwick)

Krista Gilbert
kgilbert@rdek.bc.ca

RE: Zoning Amendment 2956

I am a neighbour of Tom and Brenda Fenwick on Thistle Road at Tie Lake. My property at 1516 Thistle Road is directly next to the Fenwick property. I am supportive of their application for a zoning Amendment which may allow for legal subdivision of their property. It is my understanding that this property has had two unrelated owners and two residences since the early 1960's. This property is already set up as if it were two properties and I have no issue with the rezoning and legal subdivision.

Harvey Hummel
1516 Thistle Road, Tie Lake

Sent from Mail for Windows 10