

## Request for Decision

File No: P 037 989

**Date** December 19, 2019  
**Author** Kris Belanger  
**Subject** Bylaw 2970 – Lake Windermere OCP – Housekeeping Amendments

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### REQUEST

Introduce Bylaw 2970.

### OPTIONS

1. THAT Bylaw No. 2970 cited as “Regional District of East Kootenay – Lake Windermere Official Community Plan Bylaw No. 2929, 2019 – Amendment Bylaw No. 1, 2019 (Miscellaneous / RDEK)” be introduced.
2. THAT Bylaw No. 2970 cited as “Regional District of East Kootenay – Lake Windermere Official Community Plan Bylaw No. 2929, 2019 – Amendment Bylaw No. 1, 2019 (Miscellaneous / RDEK)” not proceed.

### RECOMMENDATION

Option 1

### BACKGROUND/ANALYSIS

Two bylaw housekeeping amendments are proposed in order to correct two errors in the newly adopted Lake Windermere Official Community Plan.

The first amendment is to correct a mis-numbered reference in one of the wildfire development permit area guidelines.

The second amendment is related to a mapping error. Prior to the adoption of the Lake Windermere OCP, the RDEK updated its cadastral fabric. This update resulted in some parcels changing location relative to the ESA polygons. The result is that some ESA polygons are now incorrectly located on adjacent parcels. This could trigger the need for a development permit where one is not warranted or conversely, fail to trigger a development permit where one is warranted.

### SPECIFIC CONSIDERATIONS

#### Public & First Nations Consultation (Referrals)

Referrals for Bylaw 2970 were sent on November 22, 2019 to the following agencies:

- **Ministry of Forests Lands, Resource Operations and Rural Development**
  - Environmental Protection
  - Water Stewardship

- Environmental Stewardship
  - **Ktunaxa Nation Council**
  - Akisqnuk First Nation
  - Shuswap Indian Band
  - School District No. 6

Comments from referral agencies had a reply deadline of December 23, 2019. Agencies that responded to the referral are highlighted in bold and had no concerns or comments related to Bylaw 2970.

At the December 17, 2019 Electoral Area F & G Advisory Planning Commission meeting, Bylaw No. 2970 was discussed and supported.

Attachment: Bylaw No. 2970 – Lake Windermere Official Community Plan Bylaw No. 2929, 2019 – Amendment  
Bylaw No. 1, 2019 (Miscellaneous / RDEK)