Regional District of Central Kootenay

RURAL AFFAIRS COMMITTEE

Open Meeting Addenda

Date: Wednesday, April 19, 2023

Time: 9:00 am

Location: Hybrid Model - In-person and Remote

Directors will have the opportunity to participate in the meeting electronically. Proceedings are open to the public.

Pages

1. **WEBEX REMOTE MEETING INFO**

   To promote openness, transparency and provide accessibility to the public we provide the ability to attend all RDCK meetings in-person or remote (hybrid model).

   Meeting Time:

   9:00 a.m. PST

   Join by Video:

   https://nelsonho.webex.com/nelsonho/j.php?MTID=m492f23b8856df715a2c4ea5d434e08a1

   Join by Phone:

   1-844-426-4405 Canada Toll Free
   +1-604-449-3026 Canada Toll (Vancouver)

   Meeting Number (access code): 2771 114 7497
   Meeting Password: Yrm37ijRfP3

   In-Person Location: Nelson Office - Boardroom, 202 Lakeside Drive, Nelson, BC

2. **CALL TO ORDER**

   Chair Jackman called the meeting to order at ____ a.m.

3. **TRADITIONAL LANDS ACKNOWLEDGEMENT STATEMENT**

   We acknowledge and respect the indigenous peoples within whose traditional

lands we are meeting today.

4. ADOPTION OF THE AGENDA

RECOMMENDATION:
The agenda for the April 19, 2023 Rural Affairs Committee meeting be adopted as circulated.

5. DELEGATIONS

No delegations.

6. PLANNING & BUILDING

6.1 BUILDING BYLAW CONTRAVENTION - TRIBBLE & HEIGHES

9 - 17

File No.: 3135-20-D-786.01215.000-BP26265
4756 Fletcher Creek Frontage Road
(Madeline Tribble, A & Austen Heighes)
Electoral Area D

The Committee Report dated March 1, 2023 from Dan Siminoff, Building/Plumbing Official, re: Building Bylaw Contravention - Tribble & Heighes, has been received.

RECOMMENDATION:
That it be recommended to the Board:

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 4756 Fletcher Creek Frontage Road, Electoral Area D, legally described as LOT 9, PLAN NEP11034, DISTRICT LOT 193, KOOTENAY LAND DISTRICT, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

6.2 BUILDING BYLAW CONTRAVENTION - PIERCE

18 - 26

File No.: 3135-20-F-707.06704.040-BP25557
4315 Highway 3A
(Myles Chinnery Pierce)
Electoral Area F

The Committee Report dated March 9, 2023 from Shawn Denny, Building/Plumbing Official, re: Building Bylaw Contravention - Pierce, has been received.

RECOMMENDATION:
That it be recommended to the Board:

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 4315 Highway 3A, Electoral Area F, legally described as LOT 1, PLAN NEP12949, DISTRICT LOT 4217, KOOTENAY LAND DISTRICT, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

6.3 BUILDING BYLAW CONTRAVENTION - ROSYCHUK 27 - 35
File No.: 3135-20-H-707.08982.100-BP021756
2830 Highway 6
(Derek & Emily Rosychuk)
Electoral Area H

The Committee Report dated February 23, 2023 from Graeme Wood, Building/Plumbing Official, re: Building Bylaw Contravention - Rosychuk, has been received.

RECOMMENDATION:
That it be recommended to the Board:

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 2830 Highway 6, Electoral Area H, legally described as LOT A, PLAN NEP13300, DISTRICT LOT 7523, KOOTENAY LAND DISTRICT, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

6.4 BUILDING BYLAW CONTRAVENTION - VOSBURGH 36 - 45
File No.: 3135-20-H-710.02860.100- 005-808-090
Highway 6
(George & Rochelle Vosburgh)
Electoral Area H

The Committee Report dated March 14, 2023 from Graeme Wood, Building/Plumbing Official, re: Committee Report - Vosburgh, has been received.

RECOMMENDATION:
That it be recommended to the Board:

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British

Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 005-808-090 Highway 6, Electoral Area H, legally described as LOT 1 PLAN NEP13431 DISTRICT LOT 8127 KOOTENAY LAND DISTRICT & DL 8506, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

6.5 BUILDING BYLAW CONTRAVENTION - KING 46 - 54
File No.: 3135-20-I- 709.09412.002- BP022492
2385 Goose Creek Road
(Dean & Dorothy King)
Electoral Area I

The Committee Report dated February 23, 2023 from Tony Hadfield, Building/Plumbing Official, re: Building Bylaw Contravention - King, has been received.

RECOMMENDATION:
That it be recommended to the Board:

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 2385 Goose Creek Road, Electoral Area I, legally described as LOT B, PLAN NEP86129, DISTRICT LOT 8649, KOOTENAY LAND DISTRICT, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

6.6 BUILDING BYLAW CONTRAVENTION - D BAR D RIDING STABLES LTD. 55 - 64
File No.: 3135-20-J-709.07285.255-BP025449
749 Waterloo Road
(D Bar D Riding Stables Ltd.)
Electoral Area J

The Committee Report dated February 16, 2023 from Tony Hadfield, Building/Plumbing Official, re: Committee Report - D Bar D Riding Stables Ltd., has been received.

RECOMMENDATION:
That it be recommended to the Board:

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 749 Waterloo Road, Electoral Area J, legally described as LOT K, PLAN

NEP90327, DISTRICT LOT 4598, KOOTENAY LAND DISTRICT, FOR MHR #36290 SEE 709-07285.057, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

6.7 ***DEVELOPMENT VARIANCE PERMIT - LAURIE*** *65 - 82*

File No.: V2212J - Laurie
715 Waterloo Road
(Simon Andrew Laurie & Chanon Louise Eva Laurie)
Electoral Area J

The Committee Report dated April 5, 2023 from Zachari Giacomazzo, Planner, re: Development Variance Permit - Laurie, has been received.

An updated Attachment A was added to the addenda package.

RECOMMENDATION:
That it be recommended to the Board:

That the Board APPROVE the issuance of Development Variance Permit V2212J to Simon Andrew Laurie and Chanon Louise Eva Laurie for the property located at 715 Waterloo Road and legally described as LOT B DISTRICT LOT 4598 KOOTENAY DISTRICT PLAN NEP90327 (PID: 028-138-503) to vary Section 605 (1) of RDCK Zoning Bylaw No. 1675, 2004 in order to permit a minimum setback from the southern interior lot line of 1.5 metres whereas the bylaw requires a minimum setback from the southern interior lot line of 2.5 metres.

6.8 **SUBDIVISION IN THE AGRICULTURAL LAND RESERVE - HALE**
File No.: A2208E
6810 Harrop-Procter Road
(Holly Hale and Robert Hale)
Electoral Area E

Rural Affairs Committee
Referred January 18, 2023 to April 19, 2023

NOTE: Staff have recommending referral to the May 4, 2023.The applicant needs additional time to work with Interior Health Authority and a Wastewater Practitioner in order to address the questions and concerns related to servicing that were raised by the board at the January RAC meeting.

RECOMMENDATION:
That it be recommended to the Board:

That the following motion BE REFERRED to the May 17, 2023 Rural Affairs Committee meeting:

That the Board NOT SUPPORT regarding application A2208E for the

proposed subdivision in the Agricultural Land Reserve proposed by Holly Hale for the property located at 6810 Harrop-Procter Road, Electoral Area 'E' and legally described as LOT B DISTRICT LOT 306 KOOTENAY PLAN 731D EXCEPT PART INCLUDED IN PLAN 5526 (PID: 013-614-762).

6.9 INDUSTRY CANADA REFERRAL - ROGERS COMMUNICATIONS 83 - 98
File No.: 09\4340\10\2022\R2242K-02604.000-Rogers_Telecommunication-IR000010
Electoral Area K

The Committee Report dated April 5, 2023 from Corey Scott, Planner, re: Industry Canada Referral: Rogers Communications, has been received.

RECOMMENDATION:
That it be recommended to the Board:

That the Board direct staff to respond to Rogers Communications Inc. as described in the Rural Affairs Committee Report "INDUSTRY CANADA REFERRAL: ROGERS COMMUNICATIONS" dated April 5, 2023.

RECOMMENDATION:
That it be recommended to the Board:

That the Board direct staff to review the fees associated with similar review processes of other local governments and draft amendments to the *RDCK Planning Procedures and Fees Bylaw No. 2457, 2015* for the purposes of recovering administrative costs associated with these types of referrals.

6.10 REPEAL AND REPLACE BYLAW: MUNICIPAL TICKETING INFORMATION BYLAW NO.2423, 2014 & BYLAW NOTICE ENFORCEMENT AND DISPUTE ADJUDICATION SYSTEM BYLAW NO. 2441, 2015 99 - 190
All Electoral Areas

The Committee Report dated March 23, 2023 from Pamela Guille, Bylaw Enforcement Officer, re: Repeal and Replace Municipal Ticketing Information Bylaw No. 2423, 2014 & Bylaw Notice Enforcement and Dispute Adjudication System Bylaw No. 2441, 2015, has been received.

RECOMMENDATION:
That it be recommended to the Board:

That the *Municipal Ticketing Information Bylaw No. 2814, 2023* be read a first, second and third time by content to repeal and replace *RDCK Municipal Ticketing Information Bylaw No. 2423, 2014*.

RECOMMENDATION:
That it be recommended to the Board:

That the *RDCK Municipal Ticketing Information Bylaw No. 2814, 2023* is hereby ADOPTED; AND FURTHER that the Chair and Corporate Officer be

authorized to sign same.

RECOMMENDATION:
That it be recommended to the Board:

That the *Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2855, 2022* be read a first, second and third time by content to repeal and replace *RDCK Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2441, 2015*.

RECOMMENDATION:
That it be recommended to the Board:

That the *RDCK Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2855, 2022* is hereby ADOPTED; AND FURTHER that the Chair and Corporate Officer be authorized to sign same.

7. ENVIRONMENTAL SERVICES

7.1 FOR INFORMATION - COMMUNITY WORKS GRANT FUND
All Electoral Areas

The Community Works Grant Fund presentation was added to the addenda package.

8. RURAL ADMINISTRATION
No items.

9. PUBLIC TIME
The Chair will call for questions from the public and members of the media at _____ a.m.

10. IN CAMERA

10.1 MEETING CLOSED TO THE PUBLIC

RECOMMENDATION:
In the opinion of the Board and, in accordance with Section 90 of the *Community Charter* the public interest so requires that persons other than DIRECTORS, ALTERNATE DIRECTORS, DELEGATIONS AND STAFF be excluded from the meeting;

AND FURTHER, in accordance with Section 90 of the *Community Charter*, the meeting is to be closed on the basis(es) identified in the following Subsections:

90 (1) A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the

following:

(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

10.2 RECESS OF OPEN MEETING

RECOMMENDATION:
The Open Meeting be recessed in order to conduct the Closed In Camera meeting.

11. ADJOURNMENT

RECOMMENDATION:
The meeting be adjourned at _____

Committee Report

Notice on Title

Date of Report:	**Mar 1, 2023**
Date & Type of Meeting:	**Apr 19, 2023** Rural Affairs Committee
Author:	Dan Siminoff_Bulding/Plumbing Official
Subject:	NOTICE ON TITLE REPORT
File:	3135-20-D-786.01215.000-BP26265
Electoral Area/Municipality:	D
Registered Owners:	Tribble, Madeline A & Heighes, Austen M as Joint Tenants
Civic Address:	4756 Fletcher Ck Frontage Rd
Legal Description:	Lot 9 Plan Nep11034 District Lot 193 Kootenay Land District
Zoning:	Unzoned
ALR:	No

SECTION 1: EXECUTIVE SUMMARY

The purpose of this report is for the RDCK Board to consider placing a Notice on Title on the above noted property as a consequence of a building bylaw contravention-**Commencing construction without a valid building permit.**

SECTION 2: BACKGROUND/ANALYSIS

Oct,16,2020	Building Permit (BP) application was submitted.
Oct 16,2020	Building Department (BD) emailed the Owner for missing documents and requirements needed for the BP application.
Aug,06,2021	BD follow up email
Aug,17,2022	Building Official (BO) emailed to check status of file.
Feb,07,2023	Stop-Work-Order placed; Placement of a manufactured home without valid building permit.

Notice on title 00726– Tribble, Madeline A & Heighes, Austen M
Address

Mar,01,2023 No Further contact from the Owner and permit was never issued.

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan: ☐ Yes ☒ No **Financial Plan Amendment:** ☐ Yes ☒ No

Debt Bylaw Required: ☐ Yes ☒ No **Public/Gov't Approvals Required:** ☐ Yes ☒ No

In keeping with past practice, and further to Building Bylaw Section 22, the following estimate of penalties and costs are provided:

Notice on Title Removal Fee	$750.00
RDCK Building Permit Fee based upon total value of construction in the case of a Stop Work Order (estimated)	$1500.00
Penalty as per Clause 22.3 of Building Bylaw (25% of the Building Permit fee) minimum	$200.00

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

1. Section 57 Community Charter;
2. BC Building Code;
3. RDCK Policy No. 400-01-03 Action for Compliance – Notice on Title Procedures;
4. Building Bylaw Contravention – This contravenes RDCK Building Bylaw 2200, Section 6.1 No person shall commence or continue any construction, alteration, reconstruction, demolition, removal, relocation or change the occupancy of any building, structure or plumbing system or other work related to construction unless a building official has issued a valid and subsisting permit for the work.

3.3 Environmental Considerations

N/A

3.4 Social Considerations:

N/A

3.5 Economic Considerations:

N/A

3.6 Communication Considerations:

Notice on title 00726– Tribble, Madeline A & Heighes, Austen M
Address

N/A

3.7 Staffing/Departmental Workplace Considerations:

N/A

3.8 Board Strategic Plan/Priorities Considerations:

N/A

SECTION 4: OPTIONS & PROS / CONS

1. Do not accept recommendation as presented – the property will remain in contravention of the BC Building Code and RDCK Building Bylaw.
2. Accept recommendation as presented – file Notice on Title.

SECTION 5: RECOMMENDATIONS

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 4756 Fletcher Ck Frontage Rd Electoral Area D, legally described as Lot 9 Plan Nep11034 District Lot 193 Kootenay Land District, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

Respectfully submitted,
Đan Siminoff_Building/Plumbing Official
Digitally approved by John Southam for BO

CONCURRENCE

Chris Gainham/Building Manager
Digitally approved by Chris Gainham
Sangita Sudan/General Manager of Development and Community Sustainability Services
Digitally approved by Sangita Sudan

BY REGISTERED MAIL File: 3135-20-3135-20-D-786.01215.000-BP26265

REGISTERED OWNERS:
Tribble, Madeline A & Heighes, Austen M
4756 Fletcher Ck Frontage Rd

SUBJECT: Notice on Title
CIVIC ADDRESS: 4756 Fletcher Ck Frontage Rd

The Rural Affairs Committee members (RAC**)** hereby invite you to attend and address their meeting, the **Apr 19, 2023** RAC Committee hybrid meeting (in-person or remote attendance). Please advise in advance whether you and/or a representative, who may be legal counsel, will be attending the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting. Further instructions will be given when you contact the administrative department that you want to be present in the meeting. The next meeting date is as follows:

Date:	**Apr 19, 2023**
Time:	Delegations will be received beginning at **9:00 am.** Please follow the instructions provided by the Administration Department and wait until your item is called to be dealt with by the Committee. **(Maximum 15 minutes for each delegation 10 minutes presentation, 5 minutes question)**
Location:	Hybrid meeting (in-person or remote attendance) - please refer to the **attached letter.** Attending In-person: RDCK Head Office - Board Room, 202 Lakeside Dr, Nelson BC

At this time committee members will consider making a recommendation to the Regional District Board to direct the Corporate Officer to file a Notice, in the Land Title Office under Section 57 of the *Community Charter,* against the above noted property.

Please advise in advance whether you and/or a representative, who may be legal council, will be present at the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting.

Should you prefer not to attend the RAC meeting and have no objection to the filing of the subject Notice, please sign and return the attached statement in the stamped, self-addressed envelope. All owners named on the statement must sign this statement. This will allow the Corporate Officer to proceed with filing of the Notice against your property in the Land Title Office. A copy of the Notice will be forwarded for your records.

A copy of the building official's report relative to your property is attached for your reference, as well as a copy of Section 57 of the *Community Charter*.

In order to avoid a Notice on Title, you must contact the building department to resolve concerns noted in the building official's report **no later than 2 business days prior** to the meeting. For specific building

inspection inquiries respecting the above, you may contact the writer at either 1-800-268-7325 or (250) 352-8156.

Yours truly,

Building Official

Enclosures

CC: Electoral Area D Director

REGIONAL DISTRICT OF CENTRAL KOOTENAY

FILING OF SECTION 57 NOTICE

Building / Plumbing Official
Regional District of Central Kootenay
Box 590
202 Lakeside Drive
NELSON, BC
V1L 5R4

We Tribble, Madeline A & Heighes, Austen M hereby confirm that we have no objection to the Corporate Officer of the Regional District of Central Kootenay filing a Notice in the Land Title Office under Section 57 of the *Community Charter* against our/my property legally described as Lot 9 Plan Nep11034 District Lot 193 Kootenay Land District.

_____ _____

DATE Tribble, Madeline A

_____ _____

DATE Heighes, Austen M

Notice on title 00726– Tribble, Madeline A & Heighes, Austen M
Address

Apr 19, 2023 RAC Committee Meeting will be conducted Hybrid meeting (in-person or remote attendance)

To promote openness, transparency and provide accessibility to the public we provide the ability to attend all RDCK meetings in-person or remote. Please refer to the instructions provided if you and/or a representative, who may be legal council wish to attend this meeting remotely.

File No: 3135-20-«FolioNumbers»

Click here to enter a date.

«Name1»«Name2»
«MailingAddress»

Dear «Name1»and «Name2»:

RE: FILING OF NOTICE IN LAND TITLE OFFICE UNDER SECTION 57 OF THE COMMUNITY CHARTER
Municipal Legal Description.

We wish to advise that the Board, at its meeting held Click here to enter a date., adopted the following resolution:

Click here to enter text.

Pursuant to Resolution Click here to enter text., a Notice has been forwarded to the Land Title Office for filing against your property, a copy of Click here to enter text. which is attached for your records.

The Community Charter offers the following avenues of resolution respecting removal of the Notice:

58(1) "On receiving a report from a building inspector that the condition that gave rise to the filing of the notice under section 57(3) has been rectified, the corporate officer must file a cancellation notice and, on receiving the notice, the registrar of land titles must cancel the note against the title to which it relates."

58(2) "An owner of land with respect to which a notice has been filed under section 57(3), may apply to the council for a resolution that the note be cancelled."

58(3) "After hearing an applicant under subsection (2), the council may pass a resolution directing the corporate officer to file a cancellation notice."

We also wish to bring to your attention that pursuant to Regional District of Central Kootenay Building Bylaw No. 2200, 2010, you will be charged an Administrative Fee of $750.00 for removal of the "Notice on Title".

If you have any questions, please contact the Building Inspection Department at 250.352.8155.

Sincerely

Sangita Sudan
General Manger of Development Services

Notice on title 00726– Tribble, Madeline A & Heighes, Austen M
Address

Attachment

c.c. BC Assessment Authority
Interior Health Authority, Nelson

Committee Report

Notice on Title

Date of Report:	**Mar 09, 2023**
Date & Type of Meeting:	**Apr 19,2023** , Rural Affairs Committee
Author:	Shawn Denny_Building/Plumbing Official
Subject:	NOTICE ON TITLE REPORT
File:	3135-20-F-707.06704.040-BP25557
Electoral Area/Municipality:	F
Registered Owners:	Myles Chinnery Pierce
Civic Address:	4315 Highway 3a
Legal Description:	Lot 1 Plan Nep12949 District Lot 4217 Kootenay Land District
Zoning:	1675-R3
ALR:	No

SECTION 1: EXECUTIVE SUMMARY

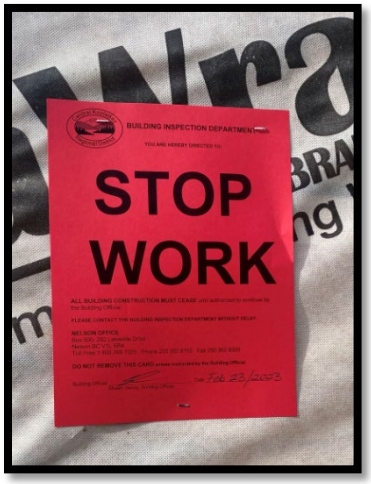
The purpose of this report is for the RDCK Board to consider placing a Notice on Title on the above noted property as a consequence of a building bylaw contravention-**Expired permit.**

SECTION 2: BACKGROUND/ANALYSIS

Sep 16, 2019	Building Permit (BP) intake process application was received.
Sep 17, 2019	Development Review contacted the Owner to discuss the principal use of the Building; advising zoning: zoned rural residential, prevalent use SFD or duplex; Building Department (BD) won't be able to process application for a Studio/Shop.
Nov 04, 2019	Building Official (BO) emailed contractor, requesting missing Geotechnical Report, P Eng., and clarifying use of the Building.
Dec 13, 2019	BD received email attached from contractor: Plans were modified; Also, the Building will be a studio (yoga) D occupancy on lower floor and dwelling on upper floor.
Dec 19, 2019	Stop Work Order (SWO) placed on site: A retaining wall higher than 5' has been constructed adjacent to the construction site before obtaining a permit. The site is located close to where a mudslide occurred from Morley creek earlier this spring; a geotechnical report for the site has been requested prior to issuance of the BP.
Dec 23, 2019	Confirmation that the contractor will get and a permit for the retaining wall before issuance of permit.
Dec 23, 2019	Plan check complete: file on hold until Geotechnical Report reviewed and approved and BP for retaining wall approved.
Jan 02, 2019	BD received necessary Schedule and Geotechnical Report from P. Eng.
Jan 08, 2020	Building Permit BP025716 was issued, but condition on permit is to have the retaining wall approved before occupancy.
Feb 18, 2020	Damp-Proofing & Draintile inspection completed.

Notice on title 00727 – Myles Chinnery Pierce
4315 Highway 3a

Sep 07, 2022 Received Owner Representative Form as property is changing Owners.
Dec 14, 2022 Emailed first expiry letter notice.
Jan 31, 2023 Emailed/mailed final expiry letter.
Feb 14, 2023 BD booked SWO posting for Feb 23 with BO.
Feb 23, 2023 BO posted SWO on 4315 Hwy 3A.



Mar 08, 2023 No communication from Owner; BD Recommending NoT.
Mar 09, 2023 No Further contact from the Owner.

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan: ☐ Yes ☒ No **Financial Plan Amendment:** ☐ Yes ☒ No
Debt Bylaw Required: ☐ Yes ☒ No **Public/Gov't Approvals Required:** ☐ Yes ☒ No

In keeping with past practice, and further to Building Bylaw Section 22, the following estimate of penalties and costs are provided:

Notice on Title Removal Fee	$750.00
RDCK Building Permit Fee based upon total value of construction in the case of a Stop Work Order (estimated)	$1500.00
Penalty as per Clause 22.3 of Building Bylaw (25% of the Building Permit fee) minimum	$200.00

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

1. Section 57 Community Charter;
2. BC Building Code;
3. RDCK Policy No. 400-01-03 Action for Compliance – Notice on Title Procedures;
4. Building Bylaw Contravention – This contravenes RDCK Building Bylaw 2200, Section 13.3.3 the permit shall expire and the rights of the owner shall terminate in the event and at the time that either of the above conditions is not met or in any event thirty-six months after the date the permit was issued.

3.3 Environmental Considerations

N/A

Notice on title 00727 – Myles Chinnery Pierce
4315 Highway 3a

3.4 Social Considerations:
N/A

3.5 Economic Considerations:
N/A

3.6 Communication Considerations:
N/A

3.7 Staffing/Departmental Workplace Considerations:
N/A

3.8 Board Strategic Plan/Priorities Considerations:
N/A

SECTION 4: OPTIONS & PROS / CONS

1. Do not accept recommendation as presented – the property will remain in contravention of the BC Building Code and RDCK Building Bylaw.
2. Accept recommendation as presented – file Notice on Title.

SECTION 5: RECOMMENDATIONS

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 4315 Highway 3a Electoral Area F, legally described as Lot 1 Plan Nep12949 District Lot 4217 Kootenay Land District, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

Respectfully submitted,
Shawn Denny_Building/Plumbing Official
Digitally approved by Chris Gainham

CONCURRENCE

Chris Gainham/Building Manager
Digitally approved by Chris Gainham
Sangita Sudan/General Manager of Development and Community Sustainability Services
Digitally approved by Sangita Sudan

BY REGISTERED MAIL File: 3135-20-707.06704.040-BP25557

REGISTERED OWNERS:
Myles Chinnery Pierce
5821 Taghum Frontage Rd
Nelson BC V1L 6X9

SUBJECT: Notice on Title
CIVIC ADDRESS: 4315 Highway 3a

The Rural Affairs Committee members (RAC**)** hereby invite you to attend and address their meeting, the **Apr 19, 2023** RAC Committee hybrid meeting (in-person or remote attendance). Please advise in advance whether you and/or a representative, who may be legal counsel, will be attending the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting. Further instructions will be given when you contact the administrative department that you want to be present in the meeting. The next meeting date is as follows:

Date:	**Apr 19, 2023**
Time:	Delegations will be received beginning at **9:00 am.** Please follow the instructions provided by the Administration Department and wait until your item is called to be dealt with by the Committee. **(Maximum 15 minutes for each delegation 10 minutes presentation, 5 minutes question)**
Location:	Hybrid meeting (in-person or remote attendance) - please refer to the **attached letter.** Attending In-person: RDCK Head Office - Board Room, 202 Lakeside Dr, Nelson BC

At this time committee members will consider making a recommendation to the Regional District Board to direct the Corporate Officer to file a Notice, in the Land Title Office under Section 57 of the *Community Charter,* against the above noted property.

Please advise in advance whether you and/or a representative, who may be legal council, will be present at the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting.

Should you prefer not to attend the RAC meeting and have no objection to the filing of the subject Notice, please sign and return the attached statement in the stamped, self-addressed envelope. All owners named on the statement must sign this statement. This will allow the Corporate Officer to proceed with filing of the Notice against your property in the Land Title Office. A copy of the Notice will be forwarded for your records.

A copy of the building official's report relative to your property is attached for your reference, as well as a copy of Section 57 of the *Community Charter*.

Notice on title 00727 – Myles Chinnery Pierce
4315 Highway 3a

In order to avoid a Notice on Title, you must contact the building department to resolve concerns noted in the building official's report **no later than 2 business days prior** to the meeting. For specific building inspection inquiries respecting the above, you may contact the writer at either 1-800-268-7325 or (250) 352-8156.

Yours truly,

Building Official

Enclosures

CC: Electoral Area F Director Tom Newell

REGIONAL DISTRICT OF CENTRAL KOOTENAY

FILING OF SECTION 57 NOTICE

Building / Plumbing Official
Regional District of Central Kootenay
Box 590
202 Lakeside Drive
NELSON, BC
V1L 5R4

I**,** Myles Chinnery Pierce hereby confirm that we have no objection to the Corporate Officer of the Regional District of Central Kootenay filing a Notice in the Land Title Office under Section 57 of the *Community Charter* against our/my property legally described as Lot 1 Plan Nep12949 District Lot 4217 Kootenay Land District.

_____ _____

DATE Myles Chinnery Pierce

Apr 19, 2023 RAC Committee Meeting will be conducted Hybrid meeting (in-person or remote attendance)

To promote openness, transparency and provide accessibility to the public we provide the ability to attend all RDCK meetings in-person or remote. Please refer to the instructions provided if you and/or a representative, who may be legal council wish to attend this meeting remotely.

File No: 3135-20-707.06704.040

Click here to enter a date.

«Name1»«Name2»
«MailingAddress»

Dear «Name1»and «Name2»:

RE: FILING OF NOTICE IN LAND TITLE OFFICE UNDER SECTION 57 OF THE COMMUNITY CHARTER
Municipal Legal Description.

We wish to advise that the Board, at its meeting held Click here to enter a date., adopted the following resolution:

Click here to enter text.

Pursuant to Resolution Click here to enter text., a Notice has been forwarded to the Land Title Office for filing against your property, a copy of Click here to enter text. which is attached for your records.

The Community Charter offers the following avenues of resolution respecting removal of the Notice:

58(1) "On receiving a report from a building inspector that the condition that gave rise to the filing of the notice under section 57(3) has been rectified, the corporate officer must file a cancellation notice and, on receiving the notice, the registrar of land titles must cancel the note against the title to which it relates."

58(2) "An owner of land with respect to which a notice has been filed under section 57(3), may apply to the council for a resolution that the note be cancelled."

58(3) "After hearing an applicant under subsection (2), the council may pass a resolution directing the corporate officer to file a cancellation notice."

We also wish to bring to your attention that pursuant to Regional District of Central Kootenay Building Bylaw No. 2200, 2010, you will be charged an Administrative Fee of $750.00 for removal of the "Notice on Title".

If you have any questions, please contact the Building Inspection Department at 250.352.8155.

Sincerely

Sangita Sudan
General Manger of Development Services

Notice on title 00727 – Myles Chinnery Pierce
4315 Highway 3a

Attachment

c.c. BC Assessment Authority
Interior Health Authority, Nelson

Committee Report

Notice on Title

Date of Report:	**Feb 23, 2023**
Date & Type of Meeting:	Apr 19, 2023, Rural Affairs Committee
Author:	Graeme Wood, Building/Plumbing Official
Subject:	NOTICE ON TITLE REPORT
File:	3135-20-H-707.08982.100-BP021756
ElectoralArea/Municipality:	H
Registered Owners:	Rosychuk, Derek S. & Emily J.
Civic Address:	2830 Highway 6
Legal Description:	Lot A Plan Nep13300 District Lot 7523 Kootenay Land District
Zoning:	Unzoned
ALR:	Yes

SECTION 1: EXECUTIVE SUMMARY

The purpose of this report is for the RDCK Board to consider placing a Notice on Title on the above noted property as a consequence of a building bylaw contravention-**Expired permit.**

SECTION 2: BACKGROUND/ANALYSIS

Aug, 20 2014	Application was submitted to construct a garage/loft addition.
Aug 28, 2014	Building Permit (BP) 21756 was issued to construct a garage/loft addition.
Jan 20, 2016	Last inspection letter sent to Owner.
Aug 25, 2017	Owner called to renew BP; Building Official (BO) advised the Owner that an inspection is required prior to renewing permit; framing and insulation are required; he said has siding to complete; said he will call back to schedule an inspection.
Oct 11, 2017	BO left message for Owner to come in and renew permit as soon as possible, $100.00 and book framing inspection regardless of no windows or doors.
Feb 27, 2018	Letter sent advising Board to consider placing a Notice on Title.
Mar 09, 2018	Owner called to let us know that he will renew his BP and booked an inspection for Mar 22, 2018.
Apr 05, 2018	Framing inspection completed.
Aug 16, 2018	Pending expiry letter sent.
Sep 26, 2018	One-year extension added.
Jun 14, 2019	Pending expiry letter sent.
Sep 16, 2019	BP renewed for one-year.
Oct 06, 2020	Expiry letter sent.
Mar 21, 2023	No Further contact from the owner.

Notice on title 00668 – Rosychuk, Derek S. & Emily J.
2830 Highway 6

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan:	☐ Yes	☒ No	**Financial Plan Amendment:**	☐ Yes	☒ No
Debt Bylaw Required:	☐ Yes	☒ No	**Public/Gov't Approvals Required:**	☐ Yes	☒ No

In keeping with past practice, and further to Building Bylaw Section 22, the following estimate of penalties and costs are provided:

Notice on Title Removal Fee	$750.00
RDCK Building Permit Fee based upon total value of construction in the case of a Stop Work Order (estimated)	$1500.00
Penalty as per Clause 22.3 of Building Bylaw (25% of the Building Permit fee) minimum	$200.00

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

1. Section 57 Community Charter;
2. BC Building Code;
3. RDCK Policy No. 400-01-03 Action for Compliance – Notice on Title Procedures;
4. Building Bylaw Contravention – This contravenes RDCK Building Bylaw 2200, Section 13.3.3 the permit shall expire and the rights of the owner shall terminate in the event and at the time that either of the above conditions is not met or in any event thirty-six months after the date the permit was issued.

3.3 Environmental Considerations

N/A

3.4 Social Considerations:

N/A

3.5 Economic Considerations:

N/A

3.6 Communication Considerations:

Notice on title 00668 – Rosychuk, Derek S. & Emily J.
2830 Highway 6

N/A

3.7 Staffing/Departmental Workplace Considerations:

N/A

3.8 Board Strategic Plan/Priorities Considerations:

N/A

SECTION 4: OPTIONS & PROS / CONS

1. Do not accept recommendation as presented – the property will remain in contravention of the BC Building Code and RDCK Building Bylaw.
2. Accept recommendation as presented – file Notice on Title.

SECTION 5: RECOMMENDATIONS

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 2830 Highway 6 Electoral Area H, legally described as Lot A Plan Nep13300 District Lot 7523 Kootenay Land District, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

Respectfully submitted,
Choose an item.
Digitally approved by John Southam for BO

CONCURRENCE

Chris Gainham/Building Manager
Digitally approved by Chris Gainham
Sangita Sudan/General Manager of Development and Community Sustainability Services
Digitally approved by Sangita Sudan

BY REGISTERED MAIL File: 3135-20-707.08982.100-BP021756

REGISTERED OWNERS: Rosychuk, Derek S. & Emily J.

SUBJECT: Notice On Title
CIVIC ADDRESS: 2830 Highway 6

The Rural Affairs Committee members (RAC**)** hereby invite you to attend and address their meeting, **the Apr 19, 2023**, RAC Committee hybrid meeting (in-person or remote attendance). Please advise in advance whether you and/or a representative, who may be legal counsel, will be attending the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting. Further instructions will be given when you contact the administrative department that you want to be present in the meeting. The next meeting date is as follows:

Date:	**Apr 19, 2023,**
Time:	Delegations will be received beginning at **9:00 am.** Please follow the instructions provided by the Administration Department and wait until your item is called to be dealt with by the Committee. **(Maximum 15 minutes for each delegation 10 minutes presentation, 5 minutes question)**
Location:	Hybrid meeting (in-person or remote attendance) - please refer to the **attached letter.** Attending In-person: RDCK Head Office - Board Room, 202 Lakeside Dr, Nelson BC

At this time committee members will consider making a recommendation to the Regional District Board to direct the Corporate Officer to file a Notice, in the Land Title Office under Section 57 of the *Community Charter,* against the above noted property.

Please advise in advance whether you and/or a representative, who may be legal council, will be present at the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting.

Should you prefer not to attend the RAC meeting and have no objection to the filing of the subject Notice, please sign and return the attached statement in the stamped, self-addressed envelope. All owners named on the statement must sign this statement. This will allow the Corporate Officer to proceed with filing of the Notice against your property in the Land Title Office. A copy of the Notice will be forwarded for your records.

A copy of the building official's report relative to your property is attached for your reference, as well as a copy of Section 57 of the *Community Charter*.

In order to avoid a Notice on Title, you must contact the building department to resolve concerns noted in the building official's report **no later than 2 business days prior** to the meeting. For specific building inspection inquiries respecting the above, you may contact the writer at either 1-800-268-7325 or (250) 352-8156.

Notice on title 00668 – Rosychuk, Derek S. & Emily J.
2830 Highway 6

Yours truly,

Building Official

Enclosures

CC: Electoral Area H Director

REGIONAL DISTRICT OF CENTRAL KOOTENAY

FILING OF SECTION 57 NOTICE

Building / Plumbing Official
Regional District of Central Kootenay
Box 590
202 Lakeside Drive
NELSON, BC
V1L 5R4

We Rosychuk, Derek S. & Emily J. hereby confirm that we have no objection to the Corporate Officer of the Regional District of Central Kootenay filing a Notice in the Land Title Office under Section 57 of the *Community Charter* against our/my property legally described as Lot C Plan Nep744 District Lot 619 Kootenay Land District Parcel A, (See V21961)

_____ _____

DATE Rosychuk, Derek S.

_____ _____

DATE Rosychuk Emily J.

Notice on title 00668 – Rosychuk, Derek S. & Emily J.
2830 Highway 6

Apr 19, 2023, RAC Committee Meeting will be conducted Hybrid meeting (in-person or remote attendance)

To promote openness, transparency and provide accessibility to the public we provide the ability to attend all RDCK meetings in-person or remote. Please refer to the instructions provided if you and/or a representative, who may be legal council wish to attend this meeting remotely.

File No: 3135-20-«FolioNumbers»

Click here to enter a date.

«Name1»«Name2»
«MailingAddress»

Dear «Name1»and «Name2»:

RE: FILING OF NOTICE IN LAND TITLE OFFICE UNDER SECTION 57 OF THE COMMUNITY CHARTER
«LongLegals»

We wish to advise that the Board, at its meeting held Click here to enter a date., adopted the following resolution:

Click here to enter text.

Pursuant to Resolution Click here to enter text., a Notice has been forwarded to the Land Title Office for filing against your property, a copy of which is attached for your records.

The Community Charter offers the following avenues of resolution respecting removal of the Notice:

58(1) "On receiving a report from a building inspector that the condition that gave rise to the filing of the notice under section 57(3) has been rectified, the corporate officer must file a cancellation notice and, on receiving the notice, the registrar of land titles must cancel the note against the title to which it relates."

58(2) "An owner of land with respect to which a notice has been filed under section 57(3), may apply to the council for a resolution that the note be cancelled."

58(3) "After hearing an applicant under subsection (2), the council may pass a resolution directing the corporate officer to file a cancellation notice."

We also wish to bring to your attention that pursuant to Regional District of Central Kootenay Building Bylaw No. 2200, 2010, you will be charged an Administrative Fee of $750.00 for removal of the "Notice on Title".

If you have any questions, please contact the Building Inspection Department at 250.352.8155.

Sincerely

Sangita Sudan
General Manger of Development Services

Notice on title 00668 – Rosychuk, Derek S. & Emily J.
2830 Highway 6

Attachment

c.c. BC Assessment Authority
Interior Health Authority, Nelson

Committee Report

Notice on Title

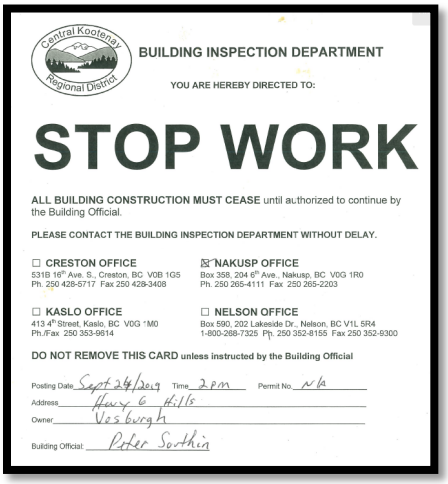
Date of Report:	**Mar 14, 2023**
Date & Type of Meeting:	Apr 19, 2023, Rural Affairs Committee
Author:	Graeme Wood_Building/Plumbing Official
Subject:	NOTICE ON TITLE REPORT
File:	3135-20-H-710.02860.100- 005-808-090
Electoral Area/Municipality:	H
Registered Owners:	Vosburgh George Vosburgh Rochelle
Civic Address:	Highway 6, Hills, BC
Legal Description:	Lot 1 Plan Nep13431 District Lot 8127 Kootenay Land District & Dl 8506.
Zoning:	No
ALR:	Yes

SECTION 1: EXECUTIVE SUMMARY

The purpose of this report is for the RDCK Board to consider placing a Notice on Title on the above noted property as a consequence of a building bylaw contravention-**Commencing construction without a valid building permit.**

SECTION 2: BACKGROUND/ANALYSIS

Sep 24, 2019 Building Official (BO), posted Stop Work Order (SWO) on 2 structures built without valid building permits after two complaints were received at the Nakusp RDCK office.



BUILDING INSPECTION DEPARTMENT

YOU ARE HEREBY DIRECTED TO:

STOP WORK

ALL BUILDING CONSTRUCTION MUST CEASE until authorized to continue by the Building Official.

PLEASE CONTACT THE BUILDING INSPECTION DEPARTMENT WITHOUT DELAY.

☐ CRESTON OFFICE
5316 16th Ave. S., Creston, BC V0B 1G5
Ph. 250 428-5717 Fax 250 428-3408

☒ NAKUSP OFFICE
Box 358, 204 6th Ave., Nakusp, BC V0G 1R0
Ph. 250 265-4111 Fax 250 265-2203

☐ KASLO OFFICE
413 4th Street, Kaslo, BC V0G 1M0
Ph./Fax 250 353-9614

☐ NELSON OFFICE
Box 590, 202 Lakeside Dr., Nelson, BC V1L 5R4
1-800-268-7325 Ph. 250 352-8155 Fax 250 352-9300

DO NOT REMOVE THIS CARD unless instructed by the Building Official

Posting Date Sept 24/2019 Time 2 pm Permit No. N/A
Address Hwy 6 Hills
Owner Vosburgh
Building Official Peter Southin

Sep 26, 2019 A letter serving as notice of the SWO was sent to the registered owners Mr. George & Mme. Rochelle Vosburgh.

Oct 02, 2019 BO received a phone call from Owner informing BO that the structures were built on his property by his father-in-law. He stated that he might not apply for permits for those structures but may apply for a structure over his travel trailer in the spring.

Jan 23, 2020 An infraction Notice letter was sent to the registered owners; Bylaw or Regulation Contravened: Building Bylaw No.2200.

Jan 29, 2020 Owner contacted the Building Department Manager (BDM) and stated that he would not be responsible for any fines or fees incurred by his relatives and would apply for a roof over his travel trailer in the spring.

Jan 31, 2020 An incomplete Building Permit (BP) application for two roofs over two campers trailers was received by email at the Nelson RDCK office.

Feb 12, 2020 BO emailed Owner requesting that each structure have a BP application, that engineering will be required for some part of the project, and that a detailed site plan needs to be included. BO also mentioned to the Owner that SWOs were placed on the Structures in the past.

Dec 02, 2021 Mr. Southin visited the site to take updated pictures for the NOT report and observed that additional structures had been built without valid building permits.

Mar 14, 2023 No further contact from the Owner.

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan: ☐ Yes ☒ No **Financial Plan Amendment:** ☐ Yes ☒ No

Debt Bylaw Required: ☐ Yes ☒ No **Public/Gov't Approvals Required:** ☐ Yes ☒ No

In keeping with past practice, and further to Building Bylaw Section 22, the following estimate of penalties and costs are provided:

Notice on Title Removal Fee	$750.00
RDCK Building Permit Fee based upon total value of construction in the case of a Stop Work Order (estimated)	$1500.00
Penalty as per Clause 22.3 of Building Bylaw (25% of the Building Permit fee) minimum	$200.00

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

1. Section 57 Community Charter;
2. BC Building Code;
3. RDCK Policy No. 400-01-03 Action for Compliance – Notice on Title Procedures;
4. Building Bylaw Contravention – This contravenes RDCK Building Bylaw 2200, Section 6.1 No person shall commence or continue any construction, alteration, reconstruction, demolition, removal, relocation or change the occupancy of any building, structure or plumbing system or other work related to construction unless a building official has issued a valid and subsisting permit for the work.

3.3 Environmental Considerations

N/A

3.4 Social Considerations:

N/A

3.5 Economic Considerations:

N/A

3.6 Communication Considerations:

N/A

3.7 Staffing/Departmental Workplace Considerations:

N/A

3.8 Board Strategic Plan/Priorities Considerations:

N/A

SECTION 4: OPTIONS & PROS / CONS

1. Do not accept recommendation as presented – the property will remain in contravention of the BC Building Code and RDCK Building Bylaw.
2. Accept recommendation as presented – file Notice on Title.

SECTION 5: RECOMMENDATIONS

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 005-808-090 Highway 6 Electoral Area H, legally described as Lot 1 Plan Nep13431 District Lot 8127 Kootenay Land District & Dl 8506., and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

Respectfully submitted,
Choose an item.
Digitally approved by John Southam for BO

CONCURRENCE

Chris Gainham/Building Manager
Digitally approved by Chris Gainham
Sangita Sudan/General Manager of Development and Community Sustainability Services
Digitally approved by Sangita Sudan

BY REGISTERED MAIL File: 3135-20- H-710.02860.100-005-808-090

REGISTERED OWNERS:
Vosburgh George
Vosburgh Rochelle
Po Box 786
Salmo, BC V0G 1Z0

SUBJECT: Notice on Title
CIVIC ADDRESS: Highway 6, Hills, BC

The Rural Affairs Committee members (RAC**)** hereby invite you to attend and address their meeting, the **Apr 19, 2023** RAC Committee hybrid meeting (in-person or remote attendance). Please advise in advance whether you and/or a representative, who may be legal counsel, will be attending the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting. Further instructions will be given when you contact the administrative department that you want to be present in the meeting. The next meeting date is as follows:

Date:	**Apr 19, 2023**
Time:	Delegations will be received beginning at **9:00 am.** Please follow the instructions provided by the Administration Department and wait until your item is called to be dealt with by the Committee. **(Maximum 15 minutes for each delegation 10 minutes presentation, 5 minutes question)**
Location:	Hybrid meeting (in-person or remote attendance) - please refer to the **attached letter.** Attending In-person: RDCK Head Office - Board Room, 202 Lakeside Dr, Nelson BC

At this time committee members will consider making a recommendation to the Regional District Board to direct the Corporate Officer to file a Notice, in the Land Title Office under Section 57 of the *Community Charter,* against the above noted property.

Please advise in advance whether you and/or a representative, who may be legal council, will be present at the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting.

Should you prefer not to attend the RAC meeting and have no objection to the filing of the subject Notice, please sign and return the attached statement in the stamped, self-addressed envelope. All owners named on the statement must sign this statement. This will allow the Corporate Officer to proceed with filing of the Notice against your property in the Land Title Office. A copy of the Notice will be forwarded for your records.

A copy of the building official's report relative to your property is attached for your reference, as well as a copy of Section 57 of the *Community Charter*.

In order to avoid a Notice on Title, you must contact the building department to resolve concerns noted in the building official's report **no later than 2 business days prior** to the meeting. For specific building inspection inquiries respecting the above, you may contact the writer at either 1-800-268-7325 or (250) 352-8156.

Yours truly,

Building Official

Enclosures

CC: Electoral Area H Director

REGIONAL DISTRICT OF CENTRAL KOOTENAY

FILING OF SECTION 57 NOTICE

Building / Plumbing Official
Regional District of Central Kootenay
Box 590
202 Lakeside Drive
NELSON, BC
V1L 5R4

We, Vosburgh George & Vosburgh Rochelle hereby confirm that we have no objection to the Corporate Officer of the Regional District of Central Kootenay filing a Notice in the Land Title Office under Section 57 of the *Community Charter* against our/my property legally described as LOT C PLAN NEP744 DISTRICT LOT 619 KOOTENAY LAND DISTRICT PARCEL A, (SEE V21961)

_____ _____

DATE Vosburgh George

_____ _____

DATE Vosburgh Rochelle

Notice on title *00702*– Vosburgh George & Vosburgh Rochelle
005-808-090, Highway 6

Apr 19, 2023 RAC Committee Meeting will be conducted Hybrid meeting (in-person or remote attendance)

To promote openness, transparency and provide accessibility to the public we provide the ability to attend all RDCK meetings in-person or remote. Please refer to the instructions provided if you and/or a representative, who may be legal council wish to attend this meeting remotely.

File No: 3135-20-«FolioNumbers»

Click here to enter a date.

«Name1»«Name2»
«MailingAddress»

Dear «Name1»and «Name2»:

RE: FILING OF NOTICE IN LAND TITLE OFFICE UNDER SECTION 57 OF THE COMMUNITY CHARTER
«LongLegals»

We wish to advise that the Board, at its meeting held Click here to enter a date., adopted the following resolution:

Click here to enter text.

Pursuant to Resolution Click here to enter text., a Notice has been forwarded to the Land Title Office for filing against your property, a copy of which is attached for your records.

The Community Charter offers the following avenues of resolution respecting removal of the Notice:

58(1) "On receiving a report from a building inspector that the condition that gave rise to the filing of the notice under section 57(3) has been rectified, the corporate officer must file a cancellation notice and, on receiving the notice, the registrar of land titles must cancel the note against the title to which it relates."

58(2) "An owner of land with respect to which a notice has been filed under section 57(3), may apply to the council for a resolution that the note be cancelled."

58(3) "After hearing an applicant under subsection (2), the council may pass a resolution directing the corporate officer to file a cancellation notice."

We also wish to bring to your attention that pursuant to Regional District of Central Kootenay Building Bylaw No. 2200, 2010, you will be charged an Administrative Fee of $750.00 for removal of the "Notice on Title".

If you have any questions, please contact the Building Inspection Department at 250.352.8155.

Sincerely

Sangita Sudan
General Manger of Development Services

Notice on title *00702*– Vosburgh George & Vosburgh Rochelle
005-808-090, Highway 6

Attachment

c.c. BC Assessment Authority
Interior Health Authority, Nelson

Committee Report

Notice on Title

Date of Report:	**Feb 23, 2023**
Date & Type of Meeting:	Apr 19, 2023, Rural Affairs Committee
Author:	Tony Hadfield, Building/Plumbing Official
Subject:	NOTICE ON TITLE REPORT
File:	3135-20-I- 709.09412.002- BP022492
Electoral Area/Municipality:	I
Registered Owners:	King, Dean & King, Dorothy
Civic Address:	2385 Goose Creek Rd
Legal Description:	Lot B Plan Nep86129 District Lot 8649 Kootenay Land District
Zoning:	1675-R2I
ALR:	No

SECTION 1: EXECUTIVE SUMMARY

The purpose of this report is for the RDCK Board to consider placing a Notice on Title on the above noted property as a consequence of a building bylaw contravention-**Expired permit.**

SECTION 2: BACKGROUND/ANALYSIS

13-Aug-08	Building Permit (BP) application was received to construct a Single Family Dwelling (SFD).
14-Oct-08	BP3090 was issued to construct a SFD.
22-Aug-11	Pending Expiry Letter sent.
04-Sep-12	BP6573 was issued to complete BP 3090.
04-Sep-13	Underslab inspection completed
02-Sep-14	Rough-in plumbing inspection completed.
07-Aug-15	Pending expiry letter sent.
24-Aug-15	BP22492 was issued to complete BP6573.
12-Oct-17	Last inspection letter sent to Owner.
03-Jul-18	Pending expiry letter sent to Owner.
30-Jul-18	Owner provided an update on the status of his construction and has a few things to complete, which should be finished soon, permit has been renewed for one year.
12-Jun-19	Pending expiry letter sent to Owner.
26-Aug-19	Renewed BP for another year.
10-Jun-20	Pending expiry letter sent to Owner.
20-Aug-20	BP extended to Nov 23, 2020, per Building Manager (BM); BP may be extended one year backdated to Aug 23, 2020, if he needs more time. Notice on Title (NoT) may also be initiated if occupancy requirements not met at min.

21-Aug-20 Per discussion with BM, Owner advised that an extension of the current permit will be granted to Oct 23 (officially Nov 23) after which NoT process is to be initiated. Final inspection required on ~Oct 23.

07-Oct-20 Occupancy passed, Owner advised continuing to and aim for Final in 3 weeks.

17-Jan-21 Update received; still lots of work to do; BP not renewable. Per Owner, no expected end date of construction on the expired BP. Building Official asked Building administrative assistant to start NoT process.

23-Feb-23 No Further contact from the Owner.

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan:	☐ Yes	☒ No	**Financial Plan Amendment:**	☐ Yes	☒ No
Debt Bylaw Required:	☐ Yes	☒ No	**Public/Gov't Approvals Required:**	☐ Yes	☒ No

In keeping with past practice, and further to Building Bylaw Section 22, the following estimate of penalties and costs are provided:

Notice on Title Removal Fee	$750.00
RDCK Building Permit Fee based upon total value of construction in the case of a Stop Work Order (estimated)	$1500.00
Penalty as per Clause 22.3 of Building Bylaw (25% of the Building Permit fee) minimum	$200.00

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

1. Section 57 Community Charter;
2. BC Building Code;
3. RDCK Policy No. 400-01-03 Action for Compliance – Notice on Title Procedures;
4. Building Bylaw Contravention – This contravenes RDCK Building Bylaw 2200, Section **13.3.3 the permit shall expire and the rights of the owner shall terminate in the event and at the time that either of the above conditions is not met or in any event thirty-six months after the date the permit was issued.**

3.3 Environmental Considerations

N/A

Notice on title 00676 – King, Dean and Dorothy
2385 Goose Creek Rd

3.4 Social Considerations:
N/A

3.5 Economic Considerations:
N/A

3.6 Communication Considerations:
N/A

3.7 Staffing/Departmental Workplace Considerations:
N/A

3.8 Board Strategic Plan/Priorities Considerations:
N/A

SECTION 4: OPTIONS & PROS / CONS

1. Do not accept recommendation as presented – the property will remain in contravention of the BC Building Code and RDCK Building Bylaw.
2. Accept recommendation as presented – file Notice on Title.

SECTION 5: RECOMMENDATIONS

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 2385 Goose Creek Rd Electoral Area I , legally described as Lot B Plan Nep86129 District Lot 8649 Kootenay Land District, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

Respectfully submitted,
Choose an item.
Digitally approved by John Southam for BO

CONCURRENCE

Chris Gainham/Building Manager
Digitally approved by Chris Gainham
Sangita Sudan/General Manager of Development and Community Sustainability Services
Digitally approved by Sangita Sudan

BY REGISTERED MAIL File: 3135-20-I- 709.09412.002- BP022492

REGISTERED OWNERS: King, Dean & King, Dorothy

SUBJECT: Notice on Title

CIVIC ADDRESS: 2385 Goose Creek Rd

The Rural Affairs Committee members (RAC**)** hereby invite you to attend and address their meeting, the **Apr 19, 2023**, RAC Committee hybrid meeting (in-person or remote attendance). Please advise in advance whether you and/or a representative, who may be legal counsel, will be attending the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting. Further instructions will be given when you contact the administrative department that you want to be present in the meeting. The next meeting date is as follows:

Date:	**Apr 19, 2023**
Time:	Delegations will be received beginning at **9:00 am.** Please follow the instructions provided by the Administration Department and wait until your item is called to be dealt with by the Committee. **(Maximum 15 minutes for each delegation 10 minutes presentation, 5 minutes question)**
Location:	Hybrid meeting (in-person or remote attendance) - please refer to the **attached letter.** Attending In-person: RDCK Head Office - Board Room, 202 Lakeside Dr, Nelson BC

At this time committee members will consider making a recommendation to the Regional District Board to direct the Corporate Officer to file a Notice, in the Land Title Office under Section 57 of the *Community Charter,* against the above noted property.

Please advise in advance whether you and/or a representative, who may be legal council, will be present at the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting.

Should you prefer not to attend the RAC meeting and have no objection to the filing of the subject Notice, please sign and return the attached statement in the stamped, self-addressed envelope. All owners named on the statement must sign this statement. This will allow the Corporate Officer to proceed with filing of the Notice against your property in the Land Title Office. A copy of the Notice will be forwarded for your records.

A copy of the building official's report relative to your property is attached for your reference, as well as a copy of Section 57 of the *Community Charter*.

In order to avoid a Notice on Title, you must contact the building department to resolve concerns noted in the building official's report **no later than 2 business days prior** to the meeting. For specific building inspection inquiries respecting the above, you may contact the writer at either 1-800-268-7325 or (250) 352-8156.

Notice on title 00676 – King, Dean and Dorothy
2385 Goose Creek Rd

Yours truly,

Building Official

Enclosures

CC: Electoral Area I Director

REGIONAL DISTRICT OF CENTRAL KOOTENAY

FILING OF SECTION 57 NOTICE

Building / Plumbing Official
Regional District of Central Kootenay
Box 590
202 Lakeside Drive
NELSON, BC
V1L 5R4

We, King, Dean & King, Dorothy hereby confirm that we have no objection to the Corporate Officer of the Regional District of Central Kootenay filing a Notice in the Land Title Office under Section 57 of the *Community Charter* against our/my property legally described as Lot B Plan Nep86129 District Lot 8649 Kootenay Land District

_____ _____

DATE King, Dorothy

_____ _____

DATE King, Dean

Notice on title 00676 – King, Dean and Dorothy
2385 Goose Creek Rd

Apr 19, 2023 RAC Committee Meeting will be conducted Hybrid meeting (in-person or remote attendance)

To promote openness, transparency and provide accessibility to the public we provide the ability to attend all RDCK meetings in-person or remote. Please refer to the instructions provided if you and/or a representative, who may be legal council wish to attend this meeting remotely.

File No: 3135-20-«FolioNumbers»

Click here to enter a date.

«Name1»«Name2»
«MailingAddress»

Dear «Name1»and «Name2»:

RE: FILING OF NOTICE IN LAND TITLE OFFICE UNDER SECTION 57 OF THE COMMUNITY CHARTER
«LongLegals»

We wish to advise that the Board, at its meeting held Click here to enter a date., adopted the following resolution:

Click here to enter text.

Pursuant to Resolution Click here to enter text., a Notice has been forwarded to the Land Title Office for filing against your property, a copy of which is attached for your records.

The Community Charter offers the following avenues of resolution respecting removal of the Notice:

58(1) "On receiving a report from a building inspector that the condition that gave rise to the filing of the notice under section 57(3) has been rectified, the corporate officer must file a cancellation notice and, on receiving the notice, the registrar of land titles must cancel the note against the title to which it relates."

58(2) "An owner of land with respect to which a notice has been filed under section 57(3), may apply to the council for a resolution that the note be cancelled."

58(3) "After hearing an applicant under subsection (2), the council may pass a resolution directing the corporate officer to file a cancellation notice."

We also wish to bring to your attention that pursuant to Regional District of Central Kootenay Building Bylaw No. 2200, 2010, you will be charged an Administrative Fee of $750.00 for removal of the "Notice on Title".

If you have any questions, please contact the Building Inspection Department at 250.352.8155.

Sincerely

Sangita Sudan
General Manger of Development Services

Notice on title 00676 – King, Dean and Dorothy
2385 Goose Creek Rd

Attachment

c.c. BC Assessment Authority
Interior Health Authority, Nelson

Committee Report

Notice on Title

Date of Report:	Feb 16, 2023
Date & Type of Meeting:	Apr 19, 2023 , Rural Affairs Committee
Author:	Tony Hadfield_Building/Plumbing Official
Subject:	NOTICE ON TITLE REPORT
File:	3135-20-J-709.07285.255-BP025449
Electoral Area/Municipality:	J
Registered Owners:	D Bar D Riding Stables Ltd
Civic Address:	749 Waterloo Rd
Legal Description:	Lot K, Plan Nep90327, District Lot 4598, Kootenay Land District, For Mhr #36290 See 709-07285.057
Zoning:	1675-R1A
ALR:	No

SECTION 1: EXECUTIVE SUMMARY

The purpose of this report is for the RDCK Board to consider placing a Notice on Title on the above noted property as a consequence of a building bylaw contravention-**Work has not been carried out in accordance with the BC Building Code**

SECTION 2: BACKGROUND/ANALYSIS

Jul-09-19 Stop work order posted: Commencing construction without a valid building permit (BP).

Jul-30-19 BP25449 was issued to construct a detached carport.

Aug-06-19 Development review rejected due to inadequate property line setback

Aug-15-19 Bldg. Department needs detailed site plan, construction drawings and covenant.

Sep-25-19 Received document describing covenants. Representative of the Owner said he would bring in site plan and construction drawings.

Feb-16-21 Building Official (BO) attended the site. The building remains in place—no action by the Owner to resolve or provide drawings for permit.

Feb-25-21 BO spoke to the property Owner; Mrs. McCarthy will take the garage down as soon as the weather clears up, and she can get a crew together.

Jun-08-21 BO went to the site to follow up on the demo's status. Carport still on site; Photos in attachments. BO spoke on the phone to Mrs. McCarthy about the situation; Carport appears to be too close to the property line; BO confirmed with web mapping and survey plan NEP 74484. Owner not willing to confirm property lines, comply with setbacks and states that she owns the neighbouring lot K and that it was unnecessary to comply; Mrs. Mc Carthy is also not willing consolidating the properties. Therefore, RDCK will not issue a permit without confirmation of the property line and setbacks as per section 10.1.5 of the RDCK Building Bylaw and recommend a Notice on Title.

Feb-16-23 No Further contact from the Owner.

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan:	☐ Yes ☒ No	**Financial Plan Amendment:**	☐ Yes ☒ No
Debt Bylaw Required:	☐ Yes ☒ No	**Public/Gov't Approvals Required:**	☐ Yes ☒ No

In keeping with past practice, and further to Building Bylaw Section 22, the following estimate of penalties and costs are provided:

Notice on Title Removal Fee	$750.00
RDCK Building Permit Fee based upon total value of construction in the case of a Stop Work Order (estimated)	$1500.00
Penalty as per Clause 22.3 of Building Bylaw (25% of the Building Permit fee) minimum	$200.00

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

1. Section 57 Community Charter;
2. BC Building Code;
3. RDCK Policy No. 400-01-03 Action for Compliance – Notice on Title Procedures;
4. Building Bylaw Contravention – This contravenes RDCK Building Bylaw 2200, Section 4.3 It is the full and sole responsibility of the owner (and where the owner is acting through a representative, the

representative) to carry out the work, in respect of which a permit is issued under this Bylaw, in compliance with the Building Code, this Bylaw and other applicable enactments respecting safety.

3.3 Environmental Considerations

N/A

3.4 Social Considerations:

N/A

3.5 Economic Considerations:

N/A

3.6 Communication Considerations:

N/A

3.7 Staffing/Departmental Workplace Considerations:

N/A

3.8 Board Strategic Plan/Priorities Considerations:

N/A

SECTION 4: OPTIONS & PROS / CONS

1. Do not accept recommendation as presented – the property will remain in contravention of the BC Building Code and RDCK Building Bylaw.
2. Accept recommendation as presented – file Notice on Title.

SECTION 5: RECOMMENDATIONS

That the Corporate Officer of the Regional District of Central Kootenay be directed to file a Notice with the Land Title and Survey Authority of British Columbia, stating that a resolution has been made under Section 57 of the *Community Charter* by the Regional District Board relating to land at 749 Waterloo Rd Electoral Area J, legally described as Lot K, Plan Nep90327, District Lot 4598, Kootenay Land District, For Mhr #36290 See 709-07285.057, and further, if an active Building permit or Building application is in place, that it be cancelled; and finally, that information respecting the resolution may be inspected at the office of the Regional District of Central Kootenay on normal working days during regular office hours.

Respectfully submitted,
Tony Hadfield_Building/Plumbing Official
Digitally approved by John Southam for BO

CONCURRENCE

Chris Gainham/Building Manager Digitally approved by Chris Gainham
Sangita Sudan/GM of Development and Community Sustainability Digitally approved by Sangita Sudan
Stuart J. Horn/Chief Administrative Officer Digitally approved by Stuart J. Horn

BY REGISTERED MAIL File: 3135-20-J-709.07285.255-BP025449

REGISTERED OWNERS: D Bar D Riding Stables Ltd

SUBJECT: Notice on Title
CIVIC ADDRESS: 749 Waterloo Rd

The Rural Affairs Committee members (RAC**)** hereby invite you to attend and address their meeting, the **Apr 19, 2023** RAC Committee hybrid meeting (in-person or remote attendance). Please advise in advance whether you and/or a representative, who may be legal counsel, will be attending the Rural Affairs Committee meeting by contacting the Administration Department at (250) 352-1575 or by email chopkyns@rdck.bc.ca no less than 3 business days prior to the meeting. Further instructions will be given when you contact the administrative department that you want to be present in the meeting. The next meeting date is as follows:

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Location:	Hybrid meeting (in-person or remote attendance) - please refer to the **attached letter.** Attending In-person: RDCK Head Office - Board Room, 202 Lakeside Dr, Nelson BC

At this time committee members will consider making a recommendation to the Regional District Board to direct the Corporate Officer to file a Notice, in the Land Title Office under Section 57 of the *Community Charter,* against the above noted property.

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A copy of the building official's report relative to your property is attached for your reference, as well as a copy of Section 57 of the *Community Charter*.

In order to avoid a Notice on Title, you must contact the building department to resolve concerns noted in the building official's report **no later than 2 business days prior** to the meeting. For specific building inspection inquiries respecting the above, you may contact the writer at either 1-800-268-7325 or (250) 352-8156.

Notice on title 00695 – D Bar D Riding Stables Ltd
749 Waterloo Rd

Yours truly,

Building Official

Enclosures

CC: Electoral Area J Director

REGIONAL DISTRICT OF CENTRAL KOOTENAY

FILING OF SECTION 57 NOTICE

SCANNED

Building / Plumbing Official
Regional District of Central Kootenay
Box 590
202 Lakeside Drive
NELSON, BC
V1L 5R4

I, D Bar D Riding Stables Ltd representative hereby confirm that we have no objection to the Corporate Officer of the Regional District of Central Kootenay filing a Notice in the Land Title Office under Section 57 of the *Community Charter* against our/my property legally described as Lot K, Plan Nep90327, District Lot 4598, Kootenay Land District, For Mhr #36290 See 709-07285.057

APRIL 2 / 2023
DATE

A McCarthy
D Bar D Riding Stables Ltd

RECEIVED
APR - 6 2023
REGIONAL DISTRICT OF
CENTRAL KOOTENAY
NELSON, B.C.

RECEIVED
APR - 5 2023
REGIONAL DISTRICT OF
CENTRAL KOOTENAY
NELSON, B.C.

Yours truly,

Building Official

Enclosures

CC: Electoral Area J Director

SCANNED

Apr 19, 2023 RAC Committee Meeting will be conducted Hybrid meeting (in-person or remote attendance)

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File No: 3135-20-«FolioNumbers»

Click here to enter a date.

«Name1»«Name2»
«MailingAddress»

Dear «Name1»and «Name2»:

RE: FILING OF NOTICE IN LAND TITLE OFFICE UNDER SECTION 57 OF THE COMMUNITY CHARTER
«LongLegals»

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We also wish to bring to your attention that pursuant to Regional District of Central Kootenay Building Bylaw No. 2200, 2010, you will be charged an Administrative Fee of $750.00 for removal of the "Notice on Title".

If you have any questions, please contact the Building Inspection Department at 250.352.8155.

Sincerely

Sangita Sudan
General Manger of Development Services

Notice on title 00695 – D Bar D Riding Stables Ltd
749 Waterloo Rd

Attachment

c.c. BC Assessment Authority
Interior Health Authority, Nelson

Committee Report

Date of Report: April 5, 2023
Date & Type of Meeting: April 19, 2023, Rural Affairs Committee
Author: Zachari Giacomazzo, Planner
Subject: DEVELOPMENT VARIANCE PERMIT
File: V2212J - Laurie
Electoral Area/Municipality J

SECTION 1: EXECUTIVE SUMMARY

The purpose of this report is for the Rural Affairs Committee and Regional Board to consider a Development Variance Permit (DVP) in Electoral Area 'J'. If approved, the variance would authorize the applicant to construct a one-family dwelling in the Ootischenia Suburban Residential (R1A) zone 1.5 metres from an interior lot line whereas the Zoning Bylaw requires a 2.5 metre setback from an interior lot line. Staff recommend that the Board approve the DVP.

SECTION 2: BACKGROUND/ANALYSIS

GENERAL INFORMATION
Property Owners: Simon Andrew Laurie and Chanon Louise Eva Laurie
Property Location: 715 Waterloo Road, Electoral Area 'J'
Legal Description: LOT B DISTRICT LOT 4598 KOOTENAY DISTRICT PLAN NEP90327 (PID: 028-138-503)
Property Size: 0.22 hectare (0.55 acres)
Current Zoning: Ootischenia Suburban Residential (R1A)
Current Official Community Plan Designation: Ootischenia Suburban Residential (SR1)

SURROUNDING LAND USES
North: Ootischenia Suburban Residential (SR1)
East: Ootischenia Suburban Residential (SR1)
South: Ootischenia Suburban Residential (SR1)
West: Open Space (OS)

Background Information and Subject Property

The subject property is located in Electoral Area 'J' south of the City of Castlegar in Ootischenia. The property is part of survey plan NEP90327, a 16 lot subdivision located just north of Waterloo Eddy Park, and registered in 2010. The property is partially surrounded by the Ootischenia Suburban Residential (R1A) zone to the north, east and south while the Columbia River, zoned Open Space (OS) is to the west (see Figure 2).

The property is currently vacant (see Figure 4). The proposed dwelling will be serviced by an on-site wastewater (septic) system and a connection to the Ootischenia Improvement District water system. See "Figure 3 – Site Plan" for details on the location of the proposed dwelling and septic system.

The proposed DVP would allow the construction of a one-family dwelling with a setback of 1.5 metres from the southern interior lot line. The applicant has indicated that this is necessary in order to allow vehicular access to the rear yard on the north side of the dwelling for the purposes of landscaping works, the future construction of a swimming pool and ongoing property maintenance without the need to involve the property owner to the north or disrupt the fence that will be constructed along the northern interior lot line. The applicant also wishes to have sufficient space to park a recreational vehicle in the future that is less intrusive on the neighbours and set back further from the street. Constructing the dwelling closer to the southern interior lot line would create more room for vehicular access and provide a space to park a recreational vehicle that would be more discrete than parking it on the driveway in front of the house.

Based on the information provided the proposed dwelling will comply with all other zoning regulations (building size, setbacks from other property lines, site coverage). Building elevations were not provided with the submission of this DVP application and therefore staff are unable to confirm the proposed building height at this time. Given that the proposed dwelling will be a single-storey design it is anticipated that it will comply with the maximum permitted building height of 10 metres. Detailed zoning reviews are completed through the review of building permit applications therefore staff will confirm compliance with all applicable zoning regulations at that time.

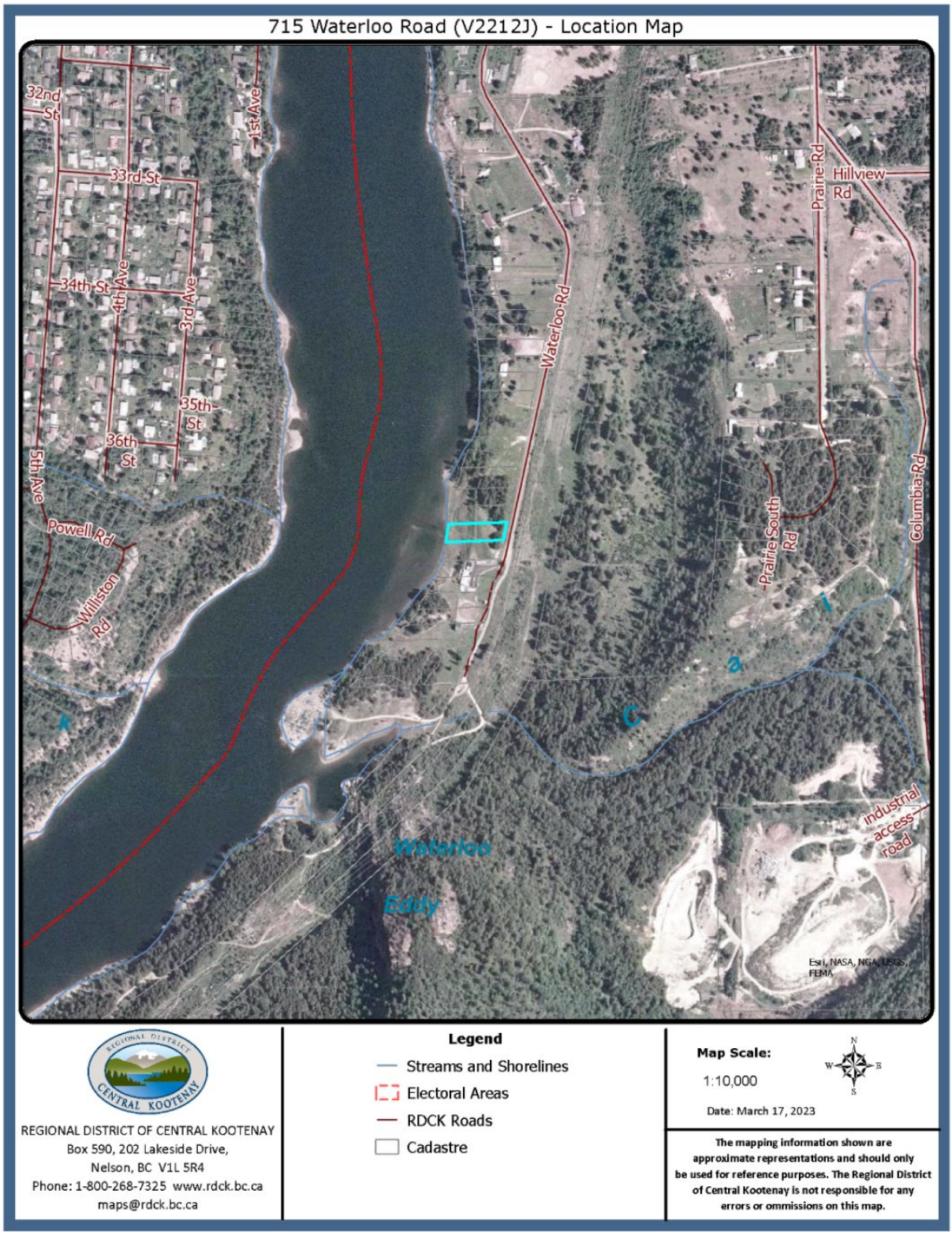


Figure 1: Location Map

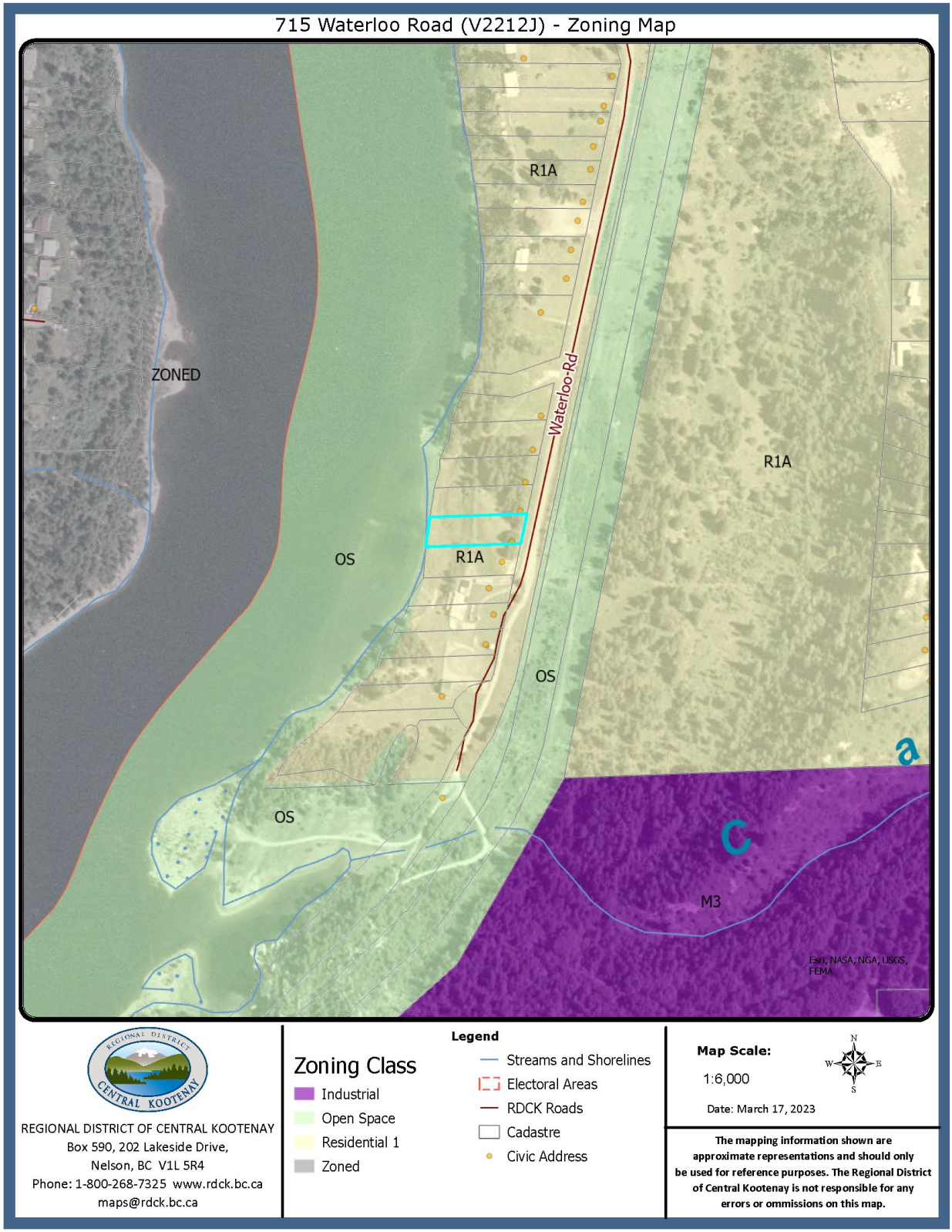


Figure 2: Zoning Map

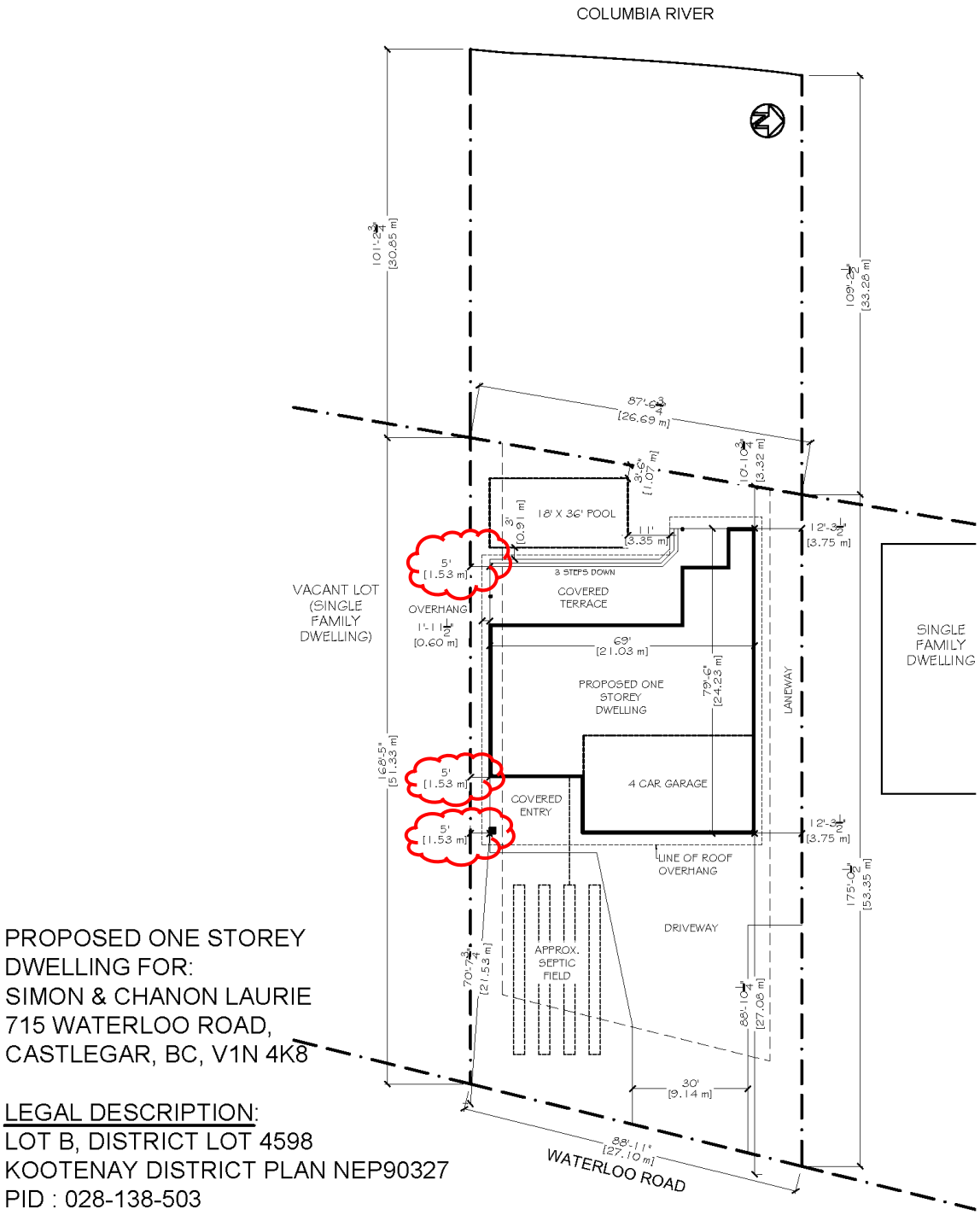


Figure 3: Site Plan

Figure 4: View of the subject property from Waterloo Road

Figure 5: Approximate location of the southern interior lot line shown in red. The proposed dwelling would be 1.5 metres from this property line.

Planning Policy

Kootenay-Columbia Rivers Official Community Plan Bylaw No. 1157, 1996

3.2.2 Suburban Residential Policies (As shown on Schedule 'B' - Land Use Designations)

3.2.2.1 The principal use shall be residential.
3.2.2.2 The minimum lot size shall be 2000 square metres.
3.2.2.3 One dwelling unit shall be permitted per 2000 square metres of site area.
3.2.2.4 Shall be serviced by a community water system.
3.2.2.5 In areas where individual septic systems are adversely affecting the environment or the quality of water, a sewer system may be required where the minimum lot size for a single detached dwelling shall be 700 square metres.

RDCK Zoning Bylaw No. 1675, 2004

Section 605 (1) of the Zoning Bylaw indicates that the minimum setback from an interior lot line is 2.5 metres. The proposal to construct the one-family dwelling 1.5 metres from the southern interior property line would contravene this specific requirement. This Development Variance Permit application is being submitted in order to permit the proposed siting of the future one-family dwelling that would be sited 1.5 metres from the southern interior lot line.

The Site Plan indicates a 0.6 metre overhang for the eaves/soffit that will project into the proposed 1.5 metre setback form the interior lot line. This projection into the required setback is permitted in Section 606 (4) of the Zoning bylaw where it indicates the following;

"Where steps, eaves, sunlight control projections, canopies, balconies, or porches project beyond the face of a building [. . .] the minimum distance to an abutting side lot line or rear lot line as permitted elsewhere in this bylaw may be reduced by not more than 0.6 metre provided such reduction shall apply only to the projecting feature."

Based on the reduced setback and projection of the eaves, considerations will need to be made in order to ensure that the dwelling satisfies the requirements of the BC Building Code. Please see page 10 of this report for preliminary comments that were provided by the Building Department for further information.

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan:	☐ Yes	☒ No	**Financial Plan Amendment:**	☐ Yes	☒ No
Debt Bylaw Required:	☐ Yes	☒ No	**Public/Gov't Approvals Required:**	☐ Yes	☒ No

The application fee has been paid in full pursuant to the Planning Fees and Procedures Bylaw No. 2457, 2015.

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

Section 498 of the Local Government Act gives authority to vary provisions of a zoning bylaw provided that they do not affect use and density.

3.3 Environmental Considerations
None anticipated.

3.4 Social Considerations:
None anticipated.

3.5 Economic Considerations:
None anticipated.

3.6 Communication Considerations:
The application was referred to internal departments, other government agencies and 10 surrounding property owners. No responses were received from property owners. The following responses were received from government agencies.

Interior Health Authority – Team Leader: Healthy Community Development
No comments provided.

Ootischenia Improvement District
The Board has no comment.

Ministry of Forests – Habitat Biologist: Resource Management

Habitat Management's legislated and professional responsibilities include, but are not limited to: the provincial Water Sustainability Act, the Wildlife Act, the Forest and Range Practices Act (FRPA) and the Government Actions Regulation under FRPA, as well as having provincial responsibility for the federal Species at Risk Act.

These are comments based on the information provided by the proponent in the referral package. They do not represent a comprehensive evaluation, rather some advice on what to consider for mitigation of possible negative ecosystem impacts of the proposed works. They also do not remove the obligation of the proponent to comply with ALL applicable laws and statutes.

→ → The proponent must be aware of, and comply with, obligations under the federal Fisheries Act, Species at Risk Act, BC Wildlife Act, BC Riparian Areas Protection Act (where applicable), Local Government Act or any other legislation related to the proposed works.

This project should not create significant adverse environmental impacts if the proponent follows all of the applicable regulatory acts, implements measures to prevent introduction and/or reduce the spread or establishment of invasive plants on site, and adequately secures wildlife attractants.

Habitat Comments

Concern	***Details***
Invasive Species	*Practices should prevent introduction and reduce spread/establishment of invasive plants on site. To control invasive plants:* • *Treat invasive plants **prior** to any activities (preferably using a qualified professional).*

	• *Ensure that equipment brought onto site is free of soil and plant material to reduce the possibility of invasive plant species spread/establishment.* • *The proponent should report invasive plants using the Report-A-Weed program (https://www.reportaweedbc.ca/)* *Invasive plants are typically introduced to British Columbia through human activities. These invasive plants lack natural predators and pathogens that would otherwise keep their populations in check. Invasive plants often establish themselves in soils disturbed from development of roads, utility lines, trails, commercial recreation sites, agriculture, etc. Once established, invasive plants have a tremendous capacity to invade adjacent, undisturbed natural plant communities displace wildlife and disrupt natural ecosystem functions.*
Tree Removal	*See Section 34 of the Wildlife Act regarding tree removal. Remove trees outside of the sensitive nesting period (generally April to August), and check for existing or active nests prior to tree removal. Avoid the removal of large diameter trees (dbh > 30 cm: live and dead), especially deciduous, and that are actively used by wildlife (e.g. contains visible nests and tree cavities).*
Migratory Bird Window	*If works will occur within the breeding bird window (generally April 15 to August 15) the applicant should be aware of requirements under the Migratory Bird Convention Act for addressing incidental take. More information can be found at https://www.canada.ca/en/environment-climate-change/services/avoiding-harm-migratory-birds.html*
Aquatic Habitat	*Any works within or adjacent to a stream are subject to the Provincial Water Sustainability Act. Please review the Kootenay Region's Terms and Conditions for Instream works and timing windows available through the Kootenay Boundary Region drop down menu at: https://www2.gov.bc.ca/gov/content/environment/air-land-water/water/water-licensing-rights/working-around-water/regional-terms-conditions-timing-windows to ensure that you can abide by these guidelines.*
Human-wildlife conflicts	*The proponent should ensure appropriate security measures for wildlife attractants (ie. garbage, compost, gardens, pet food etc.) to avoid wildlife habituation.* *The BC Wildlife Act states that: (1) A person must not (a) intentionally feed or attempt to feed dangerous wildlife or, (b)* ***provide, leave or place an attractant in, on or about any land or premises with the intent of attracting dangerous wildlife****.*

Fortis BC Inc.

Land Rights Comments

- *There are no immediate concerns or requests for additional land rights, however there may be additional land rights requested stemming from changes to the existing FortisBC Electric ("FBC(E)") services, if required.*

Operational & Design Comments

- *There are FortisBC Electric ("FBC(E)")) primary distribution facilities along Waterloo Road.*
- *All costs and land right requirements associated with changes to the existing servicing are the responsibility of the applicant.*
- *The applicant and/or property owner are responsible for maintaining safe limits of approach around all existing electrical facilities within and outside the property boundaries.*
- ***To proceed, the applicant should contact an FBC(E) designer as noted below for more details regarding design, servicing solutions, and land right requirements.***

In order to initiate the design process, the customer must call 1-866-4FORTIS (1-866-436-7847). *Please have the following information available in order for FBC(E) to set up the file when you call.*

- *Electrician's Name and Phone number*
- *FortisBC Total Connected Load Form*
- *Other technical information relative to electrical servicing*

For more information, please refer to FBC(E)'s overhead and underground design requirements:

FortisBC Overhead Design Requirements
http://fortisbc.com/ServiceMeterGuide

FortisBC Underground Design Specification
http://www.fortisbc.com/InstallGuide

If you have any questions or comments, please contact us at your convenience.

BC Hydro
BC Hydro Properties has no comments at this time on the proposed variance application.

Ministry of Transportation and Infrastructure – District Technician
Thank you for the opportunity to provide comments to the proposal. Our ministry has no concerns.

RDCK Fire Department
No comments provided.

RDCK Building Department
The variance application only provides a site plan showing the outline of the building so I can only make generic comments as to the building code requirements for the reduced property setback.

As in our area we have a volunteer fire department we have to halve the limiting distance as per 9.10.15.3. "Limiting Distance and Fire Department Response". This will mean no windows will be permitted on the side of the building in close proximity to the property line. The Roof Soffits on this side will have to be non vented metal type. The roof venting requirements will have to be met by other means.

The exterior building face will require a 45 minute fire separation on the interior from grade up to the underside of the roof sheathing. The exterior wall in close proximity to the property line will require non-combustible cladding

The site plan looks like it is intended to be in close proximity to the Columbia River. If it is within 10m of a slope 30° or steeper then a geotechnical report will be required.

Area 'J' APHC

Excerpt from minutes of meeting held on March 6, 2023. These APHC minutes have not yet been endorsed by the Board:

Concern about future impacts to the neighbouring vacant property.

***Moved** and seconded,*
AND Resolved:

That the Area J Advisory Planning Commission SUPPORT the Development Variance Permit to Simon Laurie for the property located at 715 Waterloo Road, Ootischenia, legally described as LOT B DISTRICT LOT 4598 KOOTENAY DISTRICT PLAN NEP90327 (PID: 028-138-503) to allow the reduced setback.

3.7 Staffing/Departmental Workplace Considerations:

Should the Board support the requested variance, staff would issue the Permit and register a Notice of Permit on the property's Title. A Building Permit would then be required for the construction of the one-family dwelling.

3.8 Board Strategic Plan/Priorities Considerations:

This application falls under the operational role of Planning Services.

SECTION 4: OPTIONS

Planning Discussion

If approved by the Board, the future one-family dwelling would be constructed 1.5 metres from the southern interior lot line in order to maintain a larger setback from the northern interior lot line. As mentioned previously in this report, this additional space on the north side of the future dwelling would allow for vehicular/machinery access to the rear yard for future landscaping works/the construction of a pool and a less intrusive storage area for a recreational vehicle.

It is worth noting that from the time Zoning Bylaw No. 1675 was adopted on November 20, 2004 up until February 2020, the bylaw only required a 1.5 metre setback from an interior lot line. The minimum required 1.5 metre setback from an interior lot line was increased to 2.5 metres by the adoption of Amendment Bylaw No. 2680 on February 20, 2020. This Bylaw brought a number of changes into effect which included increasing the 1.5 m minimum setback to 2.5 m in order to make the setback requirements in the zoning bylaw more consistent with

other legislation, specifically the BC Building Code. As stated earlier in this report, if the DVP is approved to permit a 1.5 metre setback, the applicant still needs to ensure that the proposed dwelling complies with the requirements of the BC Building Code.

Planning staff support the issuance of this DVP since:

- The requested variance to construct the proposed dwelling 1.5 metres from the southern interior lot line is not a significant change from the 2.5 metre setback requirement in the zoning bylaw.
- The form and character of the surrounding residential area is not significantly impacted by the request to reduce the setback from the southern interior lot line.
- The proposed development appears to be consistent with all other zoning regulations within the RDCK's Zoning Bylaw No. 1675, 2004.
- There has been no opposition or feedback in response to the notice of proposal sign posted on the subject property or the written notice that was mailed to surrounding landowners.

Based on the above, staff recommend that the Board approve the issuance of the Development Variance Permit Application.

Option 1

That the Board APPROVE the issuance of Development Variance Permit V2212J to Simon Andrew Laurie and Chanon Louise Eva Laurie for the property located at 715 Waterloo Road and legally described as LOT B DISTRICT LOT 4598 KOOTENAY DISTRICT PLAN NEP90327 (PID: 028-138-503) to vary Section 605 (1) of RDCK Zoning Bylaw No. 1675, 2004 in order to permit a minimum setback from the southern interior lot line of 1.5 metres whereas the bylaw requires a minimum setback from the southern interior lot line of 2.5 metres.

Option 2

That the Board NOT APPROVE the issuance of Development Variance Permit V2212J to Simon Andrew Laurie and Chanon Louise Eva Laurie for the property located at 715 Waterloo Road and legally described as LOT B DISTRICT LOT 4598 KOOTENAY DISTRICT PLAN NEP90327 (PID: 028-138-503) to vary Section 605 (1) of RDCK Zoning Bylaw No. 1675, 2004 in order to permit minimum setback from the southern interior lot line of 1.5 metres whereas the bylaw requires a minimum setback from the southern interior lot line of 2.5 metres.

SECTION 5: RECOMMENDATIONS

That the Board APPROVE the issuance of Development Variance Permit V2212J to Simon Andrew Laurie and Chanon Louise Eva Laurie for the property located at 715 Waterloo Road and legally described as LOT B DISTRICT LOT 4598 KOOTENAY DISTRICT PLAN NEP90327 (PID: 028-138-503) to vary Section 605 (1) of RDCK Zoning Bylaw No. 1675, 2004 in order to permit a minimum setback from the southern interior lot line of 1.5 metres whereas the bylaw requires a minimum setback from the southern interior lot line of 2.5 metres.

Respectfully submitted,

Zachari Giacomazzo

CONCURRENCE

Planning Manager – Digitally approved by Nelson Wight
General Manager Development & Sustainability – Digitally approved by Sangita Sudan
Chief Administrative Officer – Digitally approved by Stuart Horn

ATTACHMENTS:
Attachment A – Development Variance Permit
Attachment B – Excerpt from *RDCK Zoning Bylaw No. 1675, 2004*

Development Variance Permit

V2212J (Laurie)

Date: April 4, 2023

Issued pursuant to Section 498 of the *Local Government Act*

TO: SIMON ANDREW LAURIE and CHANON LOUISE EVA LAURIE

ADMINISTRATION

1. This Development Variance Permit (DVP) is issued subject to compliance with all of the bylaws of the Regional District of Central Kootenay (RDCK) applicable thereto, except as specifically varied or supplemented by this Permit.
2. The land described shall be developed strictly in accordance with the terms and conditions and provisions of this DVP, and any plans and specifications attached to this Permit that shall form a part thereof.
3. This DVP is not a Building Permit.

APPLICABILITY

4. This DVP applies to and only to those lands within the RDCK described below, and any and all buildings, structures and other development thereon, substantially in accordance with Schedules '1' and '2':

   Address: 715 Waterloo Road, Ootischenia, Electoral Area 'J'

   Legal: LOT B DISTRICT LOT 4598 KOOTENAY DISTRICT PLAN NEP90327

   PID: 028-138-503

CONDITIONS

5. Development Variance

   Regional District of Central Kootenay Zoning Bylaw No. 1675, 2004, Section 605 (1) is varied as follows:

   From: Unless otherwise stated, no principal or accessory building or structure except a fence may be located within 7.5 metres of a front or exterior side lot line or within 2.5 metres of any other lot line.

   To: Unless otherwise stated, no principal or accessory building or structure except a fence may be located within 7.5 metres of a front or exterior side lot line or within 1.5 metres of the southern interior lot line, as shown in Schedules '1' and '2'.

6. Schedule

If the holder of the DVP does not substantially start any construction or does not register the subdivision with respect to which the permit was issued within two years after the date it is issued, the permit lapses.

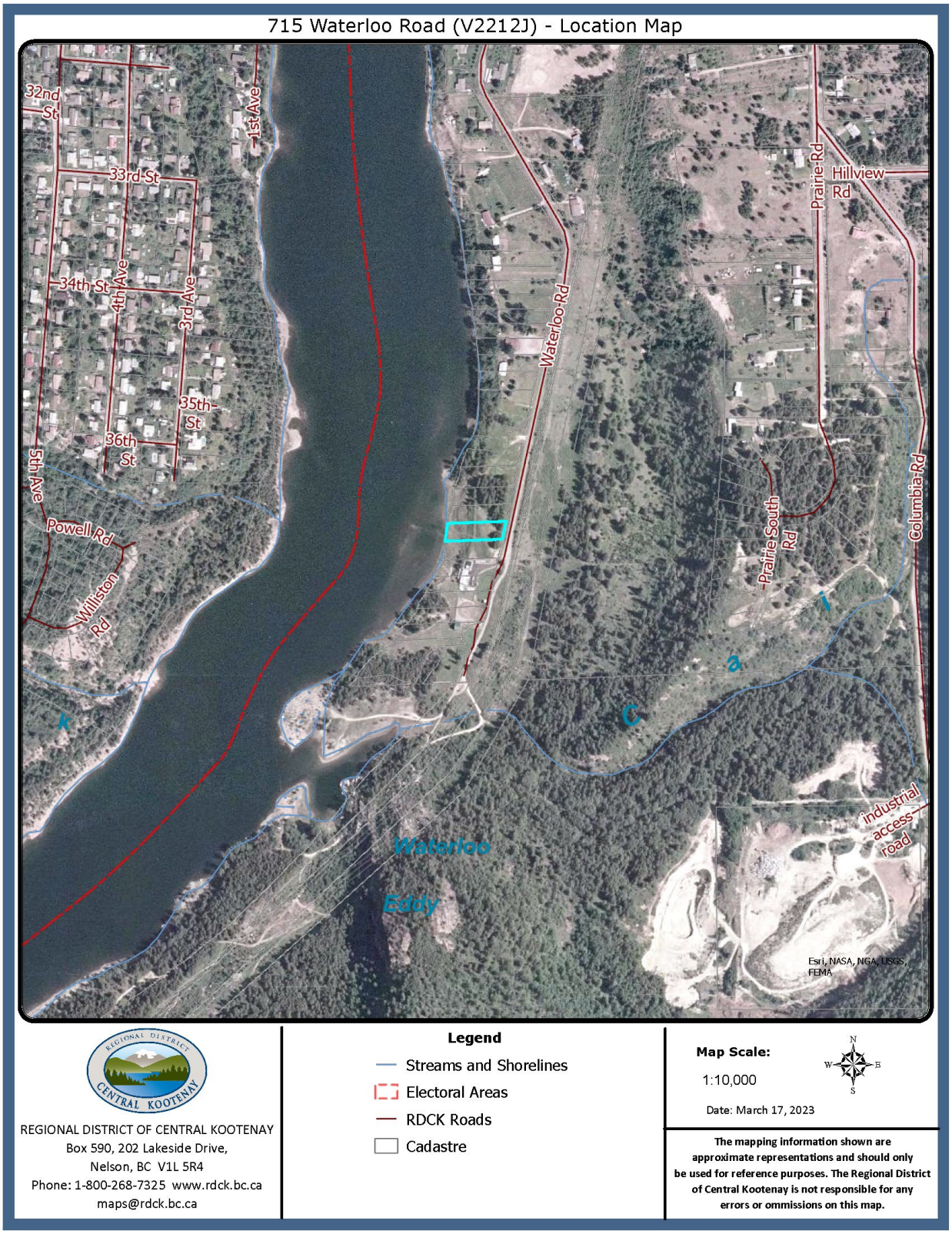
7. Other

Authorized resolution *ENTER RESOLUTION NUMBER* passed by the RDCK Board on the 20th day of April, 2023.

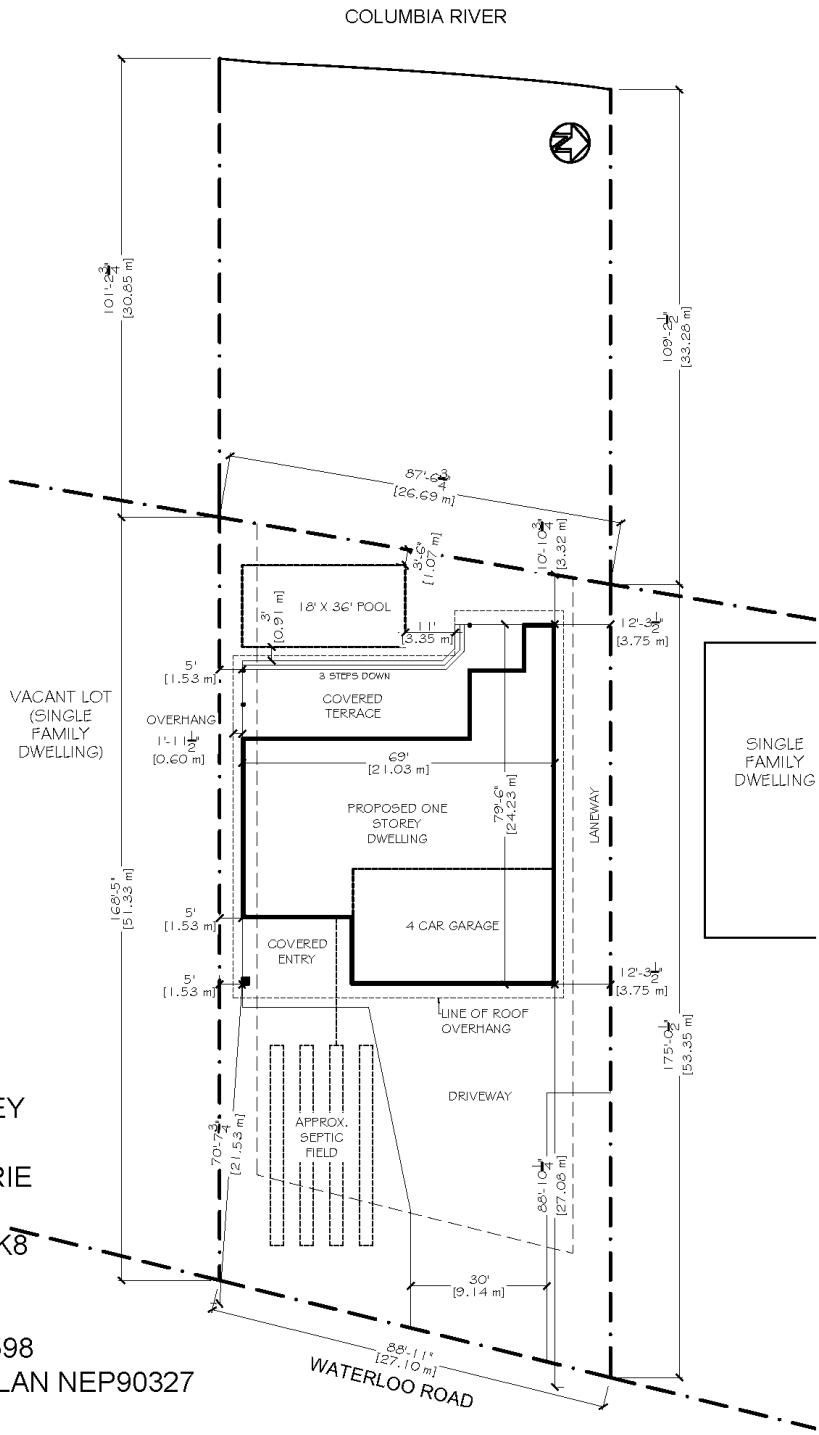
The Corporate Seal of
THE REGIONAL DISTRICT OF CENTRAL KOOTENAY
was hereunto affixed in the presence of:

Aimee Watson, Board Chair	Mike Morrison, Corporate Officer

Schedule 1: Subject Property



Schedule 2: Site Plan



PROPOSED ONE STOREY
DWELLING FOR:
SIMON & CHANON LAURIE
715 WATERLOO ROAD,
CASTLEGAR, BC, V1N 4K8

LEGAL DESCRIPTION:
LOT B, DISTRICT LOT 4598
KOOTENAY DISTRICT PLAN NEP90327
PID : 028-138-503

SCALE 1/32" = 1'-0"

4 Despite Section 603(3), where a dwelling has been constructed across a legal property line prior to the adoption of this bylaw, lot lines may be adjusted so as to allow property owners to legitimize the structure as long as no lot is reduced in site area.

5 A reduction of the minimum lot size for a single lot for subdivision within any Agricultural zone shall be permitted subject to:

a. the lot being no smaller than 0.4 hectares in area;

b. where the lot is serviced by a community water system; and

c. where the remainder of the lot is consolidated with an adjacent property that has an agricultural tax assessment from the British Columbia Assessment Authority or is within the ALR or created under Section 514 of the *Local Government Act*.

Subdivision Servicing Requirements

604

1 All subdivisions shall comply with the provisions of the *Local Services Act* and the Subdivision Regulations thereto.

2 All subdivisions shall be in full compliance with any Regional District of Central Kootenay Subdivision Bylaw currently in effect for the area.

3 All subdivisions shall comply with the *Drinking Water Protection Act, the Public Health Act* and the *Environmental Management Act*.

Setback Requirements

605

1 Unless otherwise stated, no principal or accessory building or structure except a fence may be located within 7.5 metres of a front or exterior side lot line or within 2.5 metres of any other lot line.

2 Despite Section 605(1), on all lots adjacent to land zoned Agriculture, a minimum of a ten (10) metre setback shall be required from any portion of the Agricultural Land Reserve boundary.

3 Unless otherwise stated no portable sawmill may be located within 100 metres from a property line.

4 Despite Section 605(1), on all lots having a residential zone and are less than 0.2 hectares in area, the minimum setback to front or exterior lot lines shall be 4.5 metres.

Committee Report

Date of Report:	April 5, 2023
Date & Type of Meeting:	April 19, 2023, Rural Affairs Committee
Author:	Corey Scott, Planner
Subject:	INDUSTRY CANADA REFERRAL: ROGERS COMMUNICATIONS
File:	09\4340\10\2022\R2242K-02604.000-Rogers_Telecommunication-IR000010
Electoral Area/Municipality	Electoral Area 'K'

SECTION 1: EXECUTIVE SUMMARY

The purpose of this report is to present to the RDCK Rural Affairs Committee a referral from Rogers Communications (the proponent) for the placement of a telecommunications tower in Electoral Area 'K'.

The referral is being presented to the RAC because the RDCK's Planning Procedures and Fees Bylaw No. 2457 requires Industry Canada (telecommunications tower) referrals, when the proposals are on private land, to be forwarded to the Board for a resolution. In order for the proponent to receive a decision from Innovation, Science and Economic Development Canada (ISED, otherwise referred to as Industry Canada), confirmation from the local government that its process has been followed. In this case a Board resolution in accordance with Schedule 'M' of the Planning Procedures and Fees Bylaw is required.

SECTION 2: BACKGROUND/ANALYSIS

This referral has been forwarded to the RDCK by the applicant's agent, Cypress Land Services Inc., on behalf of Rogers Communications Inc. ("the proponent"). The land ("subject property") is located at 5905 Highway 6, south of Burton, BC (PID: 016-024-613) in Electoral Area 'K' of the Regional District.

2.1 BACKGROUND

The subject property has an Official Community Plan (OCP) land use designation of Rural Residential (R3) and is zoned Rural Residential K (R3K) by RDCK Zoning Bylaw No. 1675.

Parcels within the immediate vicinity of the subject property are Crown-owned lands with an OCP land use designation and zoning of "Open Space", with the exception of an AG4K parcel to the North across Heather Road (Figure 1). It should be noted, however, that due to the size and orientation of the subject property, with respect to the northern AG4K parcel, the cell phone tower compound area would be located approximately 500+ metres away from this parcel. Similarly, the compound area would be located 270+ metres away from the nearest residential property and approximately 430+ metres away from the nearest existing residential dwelling (Figure 1).

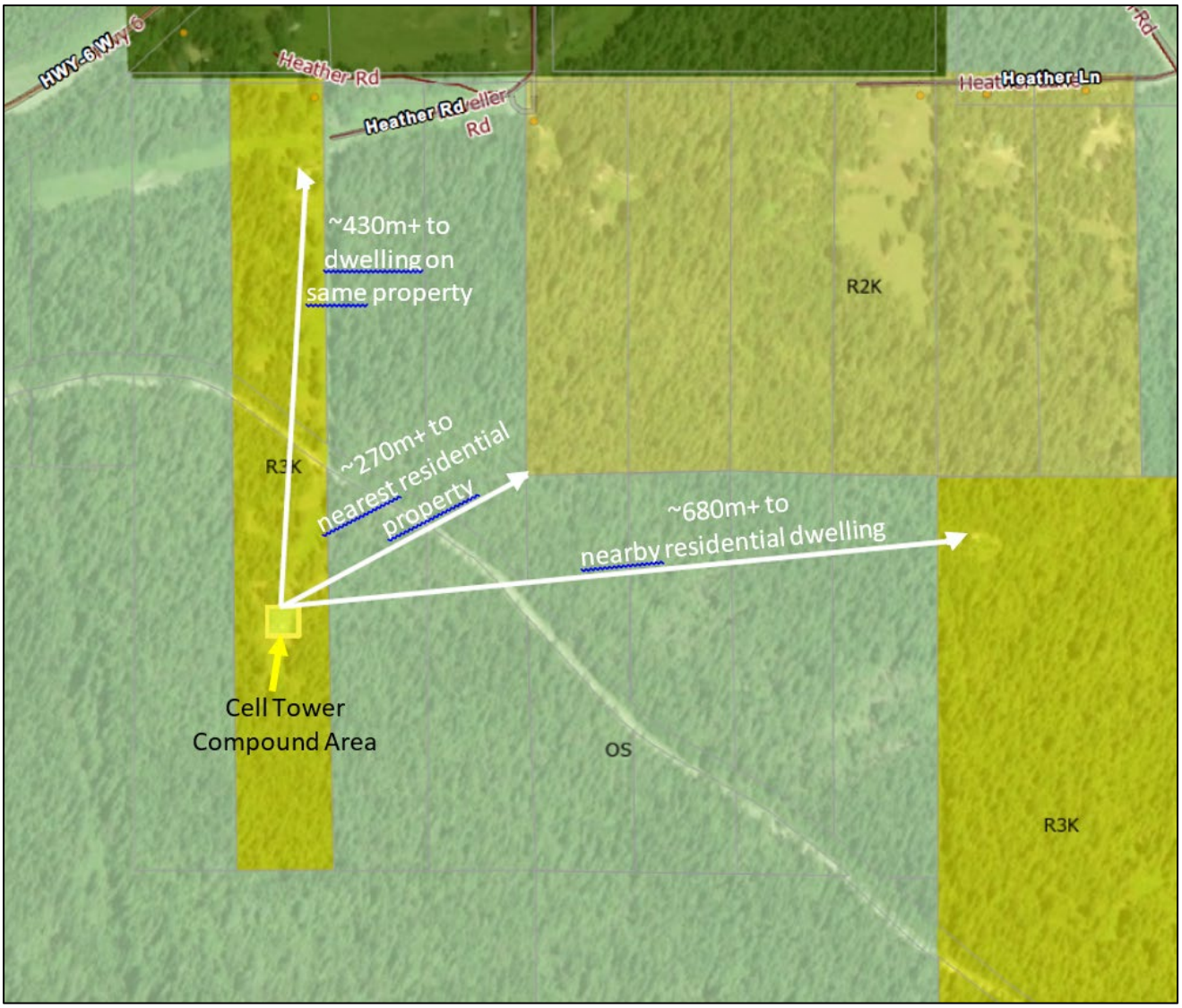


Figure 1 - Local Context Map.

2.2 PROPOSAL

The proposal is for a new telecommunications facility on the subject property. The facility is proposed to improve the Rogers wireless network in the area. It would be comprised of a 70 metre tall self-supported tower and an equipment shelter building, all of which would be enclosed by a chain link fence in an area that is approximately 15 metres by 12 metres (180sqm total/1938sqft.).

As part of ISED's CPC-2-0-03 Guidelines, Rogers is required to consult with the local Land Use Authorities as part of their consultation process.

When looking for new telecommunications tower locations, the proponent is required to look for opportunities on existing towers first. If there are no towers, they then look at using other building and structures with adequate height. When this is exhausted, they look for available lands that are typically large to enable the structure to be well setback from neighbouring buildings.

A Telus tower that is also 70 metres tall already exists in this location. The proponent has confirmed that Telus already has equipment installed at 70 metre and 66 metre intervals on the existing tower. If Rogers were to

collocate their equipment on this tower they would have to do so at or below 60 metres, which would not provide their desired level of service in the area. Opportunities to collocate on existing buildings and other structures are not present in the area due to its rural nature.

2.3 PLANNING REVIEW

RDCK Planning staff have reviewed the proposal in the context of the RDCK's bylaws.

The property is designated for Rural Residential (R3) land use in the Electoral Area 'K' Arrow Lakes Official Community Plan (OCP) Bylaw No. 2022, 2009. The OCP does not specifically contemplate telecommunications towers on private property in its goals, objectives, and policies. Despite this, relevant goals and policies contained within the OCP are as follows:

GOALS

- "*To maintain the integrity of the area's visual environment*" (p.12)
- *"Ensure that development does not adversely harm or detract from identified wildlife corridors and areas with high wildlife and fisheries habitat value*." (p.12)

POLICIES

The OCP does not have policies specific to telecommunications infrastructure. However, in implementation through Zoning Bylaw No. 1675, telecommunications towers are contemplated as "unattended public utility buildings and structures" for the purposes of permitting them in all zones. As such, the following OCP policies related to utilities may be considered relevant for the purposes of this, and other, telecommunications tower referrals in the OCP Plan Area:

- "*The Regional Board encourages the cooperation and coordination with and among utility companies in utilizing existing corridors for multiple uses, where feasible and compatible, as determined by the relevant service provider*" (p.24)
- "*The Regional Board encourages utility agencies to hold public meetings on proposed changes to their facilities that would affect the Arrow Lakes area.*" (p.24)

The proposal may be considered consistent with these policies for the following reasons:

- The tower would be located on the same parcel, and utilize the same access, as the existing Telus tower on the property. Ideally, Rogers would collocate their infrastructure on the existing tower; however, there is little policy direction from the RDCK that would encourage this. Collocation is also regulated by ISED at the federal level through their telecommunications tower guidelines.
- The proponent notes that no public comments regarding this proposal were received in their notification process. Considering this, as well as the location of the tower on a parcel that already has a tower and is relatively remote and distant from adjacent residential land uses, hosting a public meeting is not encouraged by staff in this case.

If there is a desire for the RDCK to provide greater direction regarding telecommunications towers in the future then the Board may wish to explore the implementation of an Antenna System Siting Policy.

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan:	☐ Yes ☒ No	**Financial Plan Amendment:**	☐ Yes ☒ No
Debt Bylaw Required:	☐ Yes ☒ No	**Public/Gov't Approvals Required:**	☐ Yes ☒ No

Currently there is no fee for processing these referrals for proponents despite there being administrative requirements for the RDCK. Other local governments charge a fee for ISED referrals that require a resolution to

proceed. Approximately 0-4 referrals per year are received regarding telecommunications towers in the RDCK. Planning staff recommend that the Board consider implementing a fee for cost recovery on these referrals.

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

RDCK staff review of the referral is following Schedule 'M' Industry Canada Referral Procedure of the RDCK Planning Procedures and Fees Bylaw No. 2457, 2015.

3.3 Environmental Considerations

The proposed location of the tower is not located in an environmentally sensitive development permit area. RDCK Planning staff referred the proposal to the Ministry of Water, Land and Resource Stewardship for comment. As such, staff recommend deferring to the Ministry's comments in Section 3.6 of this report.

3.4 Social Considerations:

The proponent is required to provide notification to property owners within 210 metres of the proposed tower and place an ad in the local newspaper as part of ISED's consultation requirements.

3.5 Economic Considerations:

Installation of a new telecommunications tower would improve network coverage for Rogers and offer greater service provider variety for consumers in the area.

3.6 Communication Considerations:

Planning staff have forwarded this referral to relevant RDCK Departments and external agencies. Comments received are as follows:

RDCK Building Department

"The tower and its accessory building (<107sqft) are exempt from the Building Code and bylaw."

Ministry of Transportation and Infrastructure (MoTI)

The applicant will require an access permit for accessing their infrastructure with a letter of approval from the land owner. As the property does not appear to have direct access to a public maintained road, copies of easements may be required.

Ministry of Water, Land and Resource Stewardship

Vegetation clearing should adhere to the least risk timing windows for nesting birds (i.e. construction activities should occur only during least risk period). Nesting birds and some nests are protected by the Provincial Wildlife Act Sec.34 and Federal Migratory Bird Act. Nesting periods can be identified by a qualified professional. General least risk windows for bird species are designed to avoid the nesting period. If nests are present at this site or adjacent to it and will be impacted by the works, the following work windows apply:

Species	Least Risk Window
Raptors (eagles, hawks, falcons, & owls)	Aug 15 – Jan 30
Herons	Aug 15 – Jan 30
Other Birds	Aug 1 – March 31

The Ministry of Water, Land and Resource Stewardship has reviewed this referral request and has determined that this project should not impact its legislated responsibilities.

The referral was also forwarded to the Electoral Area 'K' Director, RDCK Emergency Services, and Interior Health Authority, and no additional comments were received.

3.7 Staffing/Departmental Workplace Considerations:

Review of the referral is part of the Planning Department's core work and its review is undertaken in accordance with the RDCK Planning Procedures and Fees Bylaw No. 2457, 2015.

3.8 Board Strategic Plan/Priorities Considerations:

This application falls under the operational role of Planning Services.

SECTION 4: OPTIONS & PROS / CONS

4.1 SUMMARY

The proponent, Rogers Communications Inc., is proposing to construct a new 70 metre tall telecommunications tower and associated equipment on a privately-owned parcel in Electoral Area 'K' of the RDCK.

Given the desired location and siting of the tower it is considered to be supportable in the context of relevant OCP policies. Additionally, the tower is consistent with the relevant zoning regulations.

Further, the proponent has followed the RDCK's process regarding ISED referrals and the proponent's consultation is satisfactory based on the RDCK's current policies. This staff report will be forwarded to the proponent as a record of the RDCK's formal comments, should the Board direct staff to respond.

The RDCK does not have an Antenna System Siting Policy that would add further requirements for the proponent. As such, the proposed tower is subject to ISED's CPC guidelines for consultation regarding the tower as well as its installation, if approved. The Board may wish to consider whether not having a Policy aligns with its priorities.

Additionally, the RDCK does not charge a fee for review of these referrals. As such, there is currently no cost recovery for a process that requires staff review and a Board resolution. To address the administrative costs of review, the Board may wish to consider directing staff to research the fees of other local governments in the Province for these referrals and draft subsequent amendments to the RDCK Planning Procedures and Fees Bylaw No. 2457, 2015 for the purposes of cost recovery.

4.2 OPTIONS

Option 1 – Provide Comment & Draft Bylaw Amendments for Cost Recovery:

That the Board direct staff to respond to Rogers Communications Inc. as described in Attachment B – RDCK Response Letter, to Rural Affairs Committee Report "INDUSTRY CANADA REFERRAL: ROGERS COMMUNICATIONS" dated April 5, 2023.

Further; That the Board direct staff to review the fees associated with similar review processes of other local governments and draft amendments to the RDCK Planning Procedures and Fees Bylaw No. 2457, 2015 for the purposes of recovering administrative costs associated with these types of referrals.

Note: any comments received at the April 19, 2023 Rural Affairs Committee meeting can be incorporated into the response before sending to the proponent.

Option 2 – Only Provide Comment:

That the Board direct staff to respond to Rogers Communications Inc. as described in Attachment B – RDCK Response Letter, to Rural Affairs Committee Report "INDUSTRY CANADA REFERRAL: ROGERS COMMUNICATIONS" dated April 5, 2023.

Option 3 – Do Not Provide Comment:

That no further action be taken with respect to the Rogers Communications referral regarding a new Rogers telecommunications tower in Electoral Area 'K', as described in Attachment B – RDCK Response Letter, to Rural Affairs Committee Report "INDUSTRY CANADA REFERRAL: ROGERS COMMUNICATIONS R2242K", dated April 5, 2023.

SECTION 5: RECOMMENDATIONS

Recommendation 1

That the Board direct staff to respond to Rogers Communications Inc. as described in Attachment B – RDCK Response Letter, to Rural Affairs Committee Report "INDUSTRY CANADA REFERRAL: ROGERS COMMUNICATIONS" dated April 5, 2023.

Recommendation 2

That the Board direct staff to review the fees associated with similar review processes of other local governments and draft amendments to the RDCK Planning Procedures and Fees Bylaw No. 2457, 2015 for the purposes of recovering administrative costs associated with these types of referrals.

Respectfully submitted,

Corey Scott, Planner 2

CONCURRENCE

Planning Manager – Nelson Wight
General Manager of Development Services and Community Sustainability – Sangita Sudan
Chief Administrative Officer – Stuart Horn

ATTACHMENTS:
Attachment A – Proposal Information Package, prepared by Cypress Land Services, dated November 3, 2022
Attachment B – RDCK Response Letter

Cypress Land Services Inc.
Suite 1051 – 409 Granville Street
Vancouver, BC V6C 1T2

Telephone: 1.855.301.1520
Facsimile: 604.620.0876
Website : www.cypresslandservices.com

November 3, 2022

Via Email: Planning PlanDept@rdck.bc.ca

Mikaela Wheaton
Planning Assistant
Regional District of Central Kootenay

Dear Mikaela Wheaton,

Subject:	**ROGERS Telecommunications Facility Proposal Information Package**
Municipal Address:	**5905 HIGHWAY 6, BURTON, BC**
PID:	**016-024-613**
Coordinates:	**49.96028, -117.90329**
ROGERS Site ID:	**W6394B - Burton**

Overview

Cypress Land Services Inc., in our capacity as agents to Rogers Communications Inc. ("Rogers"), is submitting this information package ("Information Package") to initiate the consultation process related to the installation and operation of a new telecommunications facility within the Regional District of Central Kootenay (RDCK). The new facility will improve wireless services in Burton and surrounding areas. This Information Package is intended to formalize the consultation process.

Proposed Site

The proposed site is located at 5905 HIGHWAY 6, BURTON, BC (PID: 016-024-613) on privately owned freehold lands with direct access and power. BC Hydro provides power to site and is in proximity to tower location TELUS tower is in immediate proximity. The trees are approximately 40-50m tall. And will screen the bottom three-quarters of the tower. Please see **Schedule A: Tower Site Location.**

Rationale for Site Selection

Rogers seeks to maintain and improve high quality, dependable services to Canadians. Rogers investigated collocation options on the adjacent TELUS tower site, but it was determined that the tower is not tall enough to be used to collocate Rogers' antenna equipment on to effective service the area.

As such, Rogers is proposing to install a new wireless communications facility in the area in order to properly service the travelling public and community's wireless needs. The proposed tower design may have sufficient space and loading capacity for additional antennas should another carrier wish to apply to install equipment to support their network requirements at this location.

Tower Proposal Details

Rogers is proposing to install a 70m self support lattice tower, with up to twenty-one (21) antennas and two (2) microwaves installed at the top of the tower. The tower and equipment shelter will be enclosed within a chain-link fenced occupying an area of 15m by 12m. Rogers has completed preliminary design plans in **Schedule B: Preliminary Plans** and a **Photo-simulation, Schedule C.**

Consultation Process

Innovation, Science, and Economic Development Canada (ISED), formerly Industry Canada, requires all proponents to consult with the local land use authority and public, notwithstanding that ISED has exclusive jurisdiction in the licensing of telecommunication sites, such as the proposed tower. Following ISED's requirements, Rogers would like to initiate ISED's Default Public Consultation Process (as described in the CPC-2-0-0-03 – Radiocommunication and Broadcasting Antenna Systems, commonly referred to as the "CPC").

Information on the "CPC" consultation process developed by ISED may be found online at:
https://www.ic.gc.ca/eic/site/smt-gst.nsf/eng/sf08777.html

RDCK does not have a telecommunications policy. Staff will refer the project to appropriate agency and then draft a report which will go to the Rural Affairs Committee and then the Board.

In order to obtain comments, concerns or questions in regard to the proposed tower site, the CPC requires Rogers to send out notification packages to all properties located within three times the height of the proposed tower. We estimate that five (5) properties will require notification. A notice in the local paper is also required in order to allow for public comment on the proposed site. This comment period is minimum of 30 days. We expect the notification package to be sent in early November 2022.

At the conclusion of the consultation process, Rogers will prepare a summary of comments received from the community as well as the replies provided by Rogers. Rogers is requesting that, subsequent to the completed consultation process and report to the Board, a letter or resolution of concurrence is issued by the RDCK.

Health and Safety

Health Canada's Safety Code 6 regulations are applicable to this, and all, telecommunications sites. Safety Code 6 seeks to limit the public's exposure to radiofrequency electromagnetic fields and ensures public safety. Additional information on health and safety may be found on-line at:

Health Canada:
http://www.hc-sc.gc.ca/ewh-semt/pubs/radiation/radio_guide-lignes_direct-eng.php

Concurrence Requirements

In order to complete the consultation process, Rogers will be requesting concurrence from RDCK in a form acceptable by both the RDCK and ISED.

Conclusion

Please consider this Information Package as the official commencement of the consultation process for this site. Rogers is committed to working with the Regional District and the community throughout the consultation process.

We look forward to working together during this process. Please do not hesitate to contact me by phone at 604-657-8307 or by email at tawny@cypresslandservices.com.

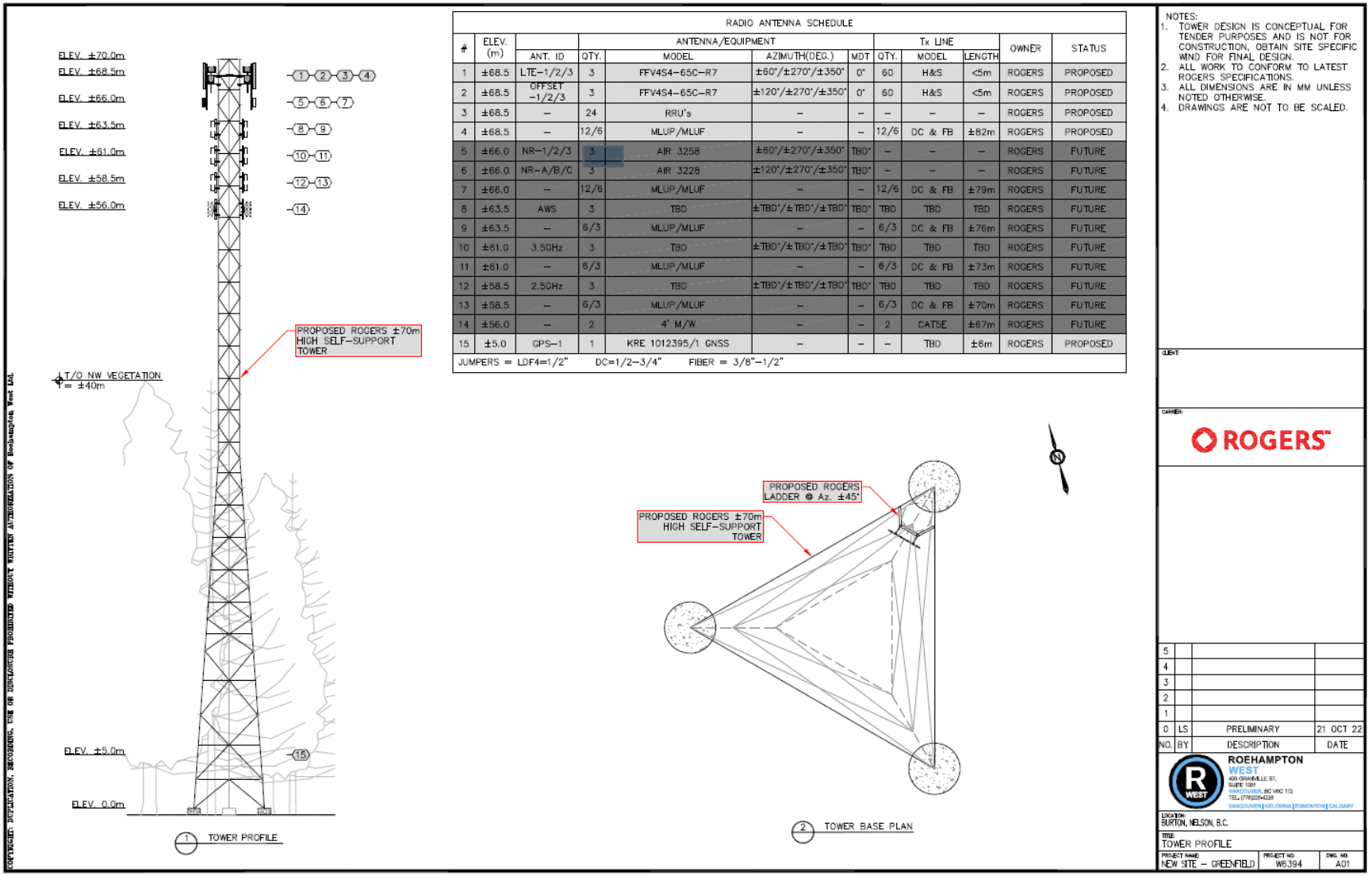
Thank you in advance for your assistance and consideration.

Sincerely,
CYPRESS LAND SERVICES
Agents for ROGERS

Tawny Verigin
Manager of Government Affairs
cc: Cody Greenough, Rogers Telecommunications Inc.

SCHEDULE A
ROGERS TOWER LOCATION

SCHEDULE B
PRELIMINARY DESIGN PLANS – TOWER PROFILE



RADIO ANTENNA SCHEDULE

#	ELEV. (m)	ANTENNA/EQUIPMENT					Tx LINE				OWNER	STATUS
		ANT. ID	QTY.	MODEL	AZIMUTH(DEG.)	MDT	QTY.	MODEL	LENGTH			
1	±68.5	LTE-1/2/3	3	FFV4S4-65C-R7	±60°/±270°/±350°	0°	60	H&S	<5m		ROGERS	PROPOSED
2	±68.5	OFFSET -1/2/3	3	FFV4S4-65C-R7	±120°/±270°/±350°	0°	60	H&S	<5m		ROGERS	PROPOSED
3	±68.5	–	24	RRU's	–	–	–	–	–		ROGERS	PROPOSED
4	±68.5	–	12/6	MLUP/MLUF	–	–	12/6	DC & FB	±82m		ROGERS	PROPOSED
5	±66.0	NR-1/2/3	3	AIR 3258	±60°/±270°/±350°	TBD°	–	–	–		ROGERS	FUTURE
6	±66.0	NR-A/B/C	3	AIR 3228	±120°/±270°/±350°	TBD°	–	–	–		ROGERS	FUTURE
7	±66.0	–	12/6	MLUP/MLUF	–	–	12/6	DC & FB	±79m		ROGERS	FUTURE
8	±63.5	AWS	3	TBD	±TBD°/±TBD°/±TBD°	TBD°	TBD	TBD	TBD		ROGERS	FUTURE
9	±63.5	–	6/3	MLUP/MLUF	–	–	6/3	DC & FB	±76m		ROGERS	FUTURE
10	±61.0	3.5GHz	3	TBD	±TBD°/±TBD°/±TBD°	TBD°	TBD	TBD	TBD		ROGERS	FUTURE
11	±61.0	–	6/3	MLUP/MLUF	–	–	6/3	DC & FB	±73m		ROGERS	FUTURE
12	±58.5	2.5GHz	3	TBD	±TBD°/±TBD°/±TBD°	TBD°	TBD	TBD	TBD		ROGERS	FUTURE
13	±58.5	–	6/3	MLUP/MLUF	–	–	6/3	DC & FB	±70m		ROGERS	FUTURE
14	±56.0	–	2	4' M/W	–	–	2	CAT5E	±67m		ROGERS	FUTURE
15	±5.0	GPS-1	1	KRE 1012395/1 GNSS	–	–	–	TBD	±6m		ROGERS	PROPOSED

JUMPERS = LDF4=1/2" DC=1/2-3/4" FIBER = 3/8"-1/2"

NOTES:
1. TOWER DESIGN IS CONCEPTUAL FOR TENDER PURPOSES AND IS NOT FOR CONSTRUCTION, OBTAIN SITE SPECIFIC WIND FOR FINAL DESIGN.
2. ALL WORK TO CONFORM TO LATEST ROGERS SPECIFICATIONS.
3. ALL DIMENSIONS ARE IN MM UNLESS NOTED OTHERWISE.
4. DRAWINGS ARE NOT TO BE SCALED.

CLIENT:
CARRIER: ROGERS

NO.	BY	DESCRIPTION	DATE
5			
4			
3			
2			
1			
0	LS	PRELIMINARY	21 OCT 22

ROEHAMPTON WEST
409 GRANVILLE ST, SUITE 1001
VANCOUVER, BC V6C 1T2
TEL: (778)328-4228
VANCOUVER | KELOWNA | EDMONTON | CALGARY

LOCATION: BURTON, NELSON, B.C.
TITLE: TOWER PROFILE
PROJECT NAME: NEW SITE – GREENFIELD
PROJECT NO.: W6394
DWG. NO.: A01

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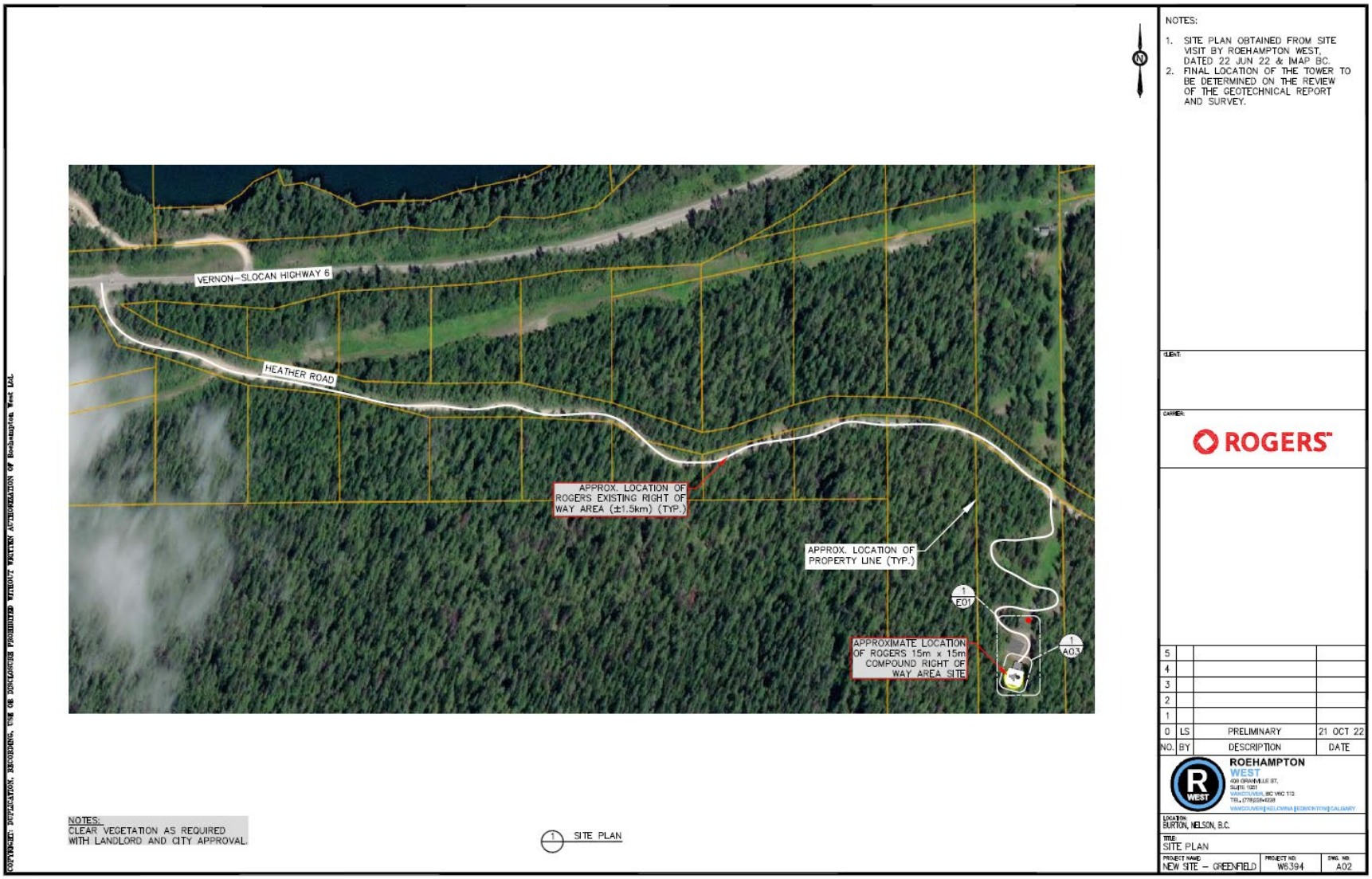
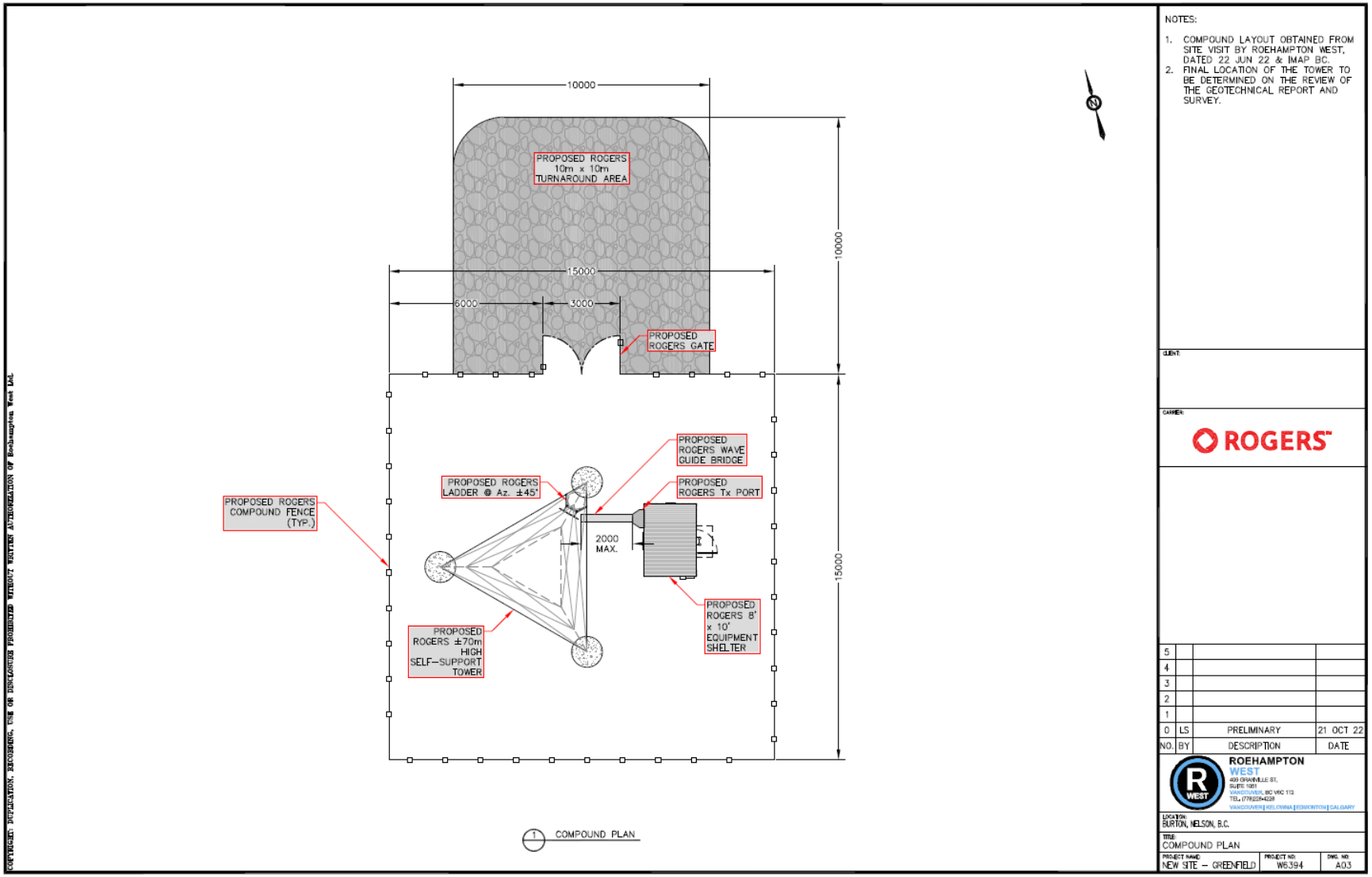
SCHEDULE B
PRELIMINARY DESIGN PLANS – SITE PLAN

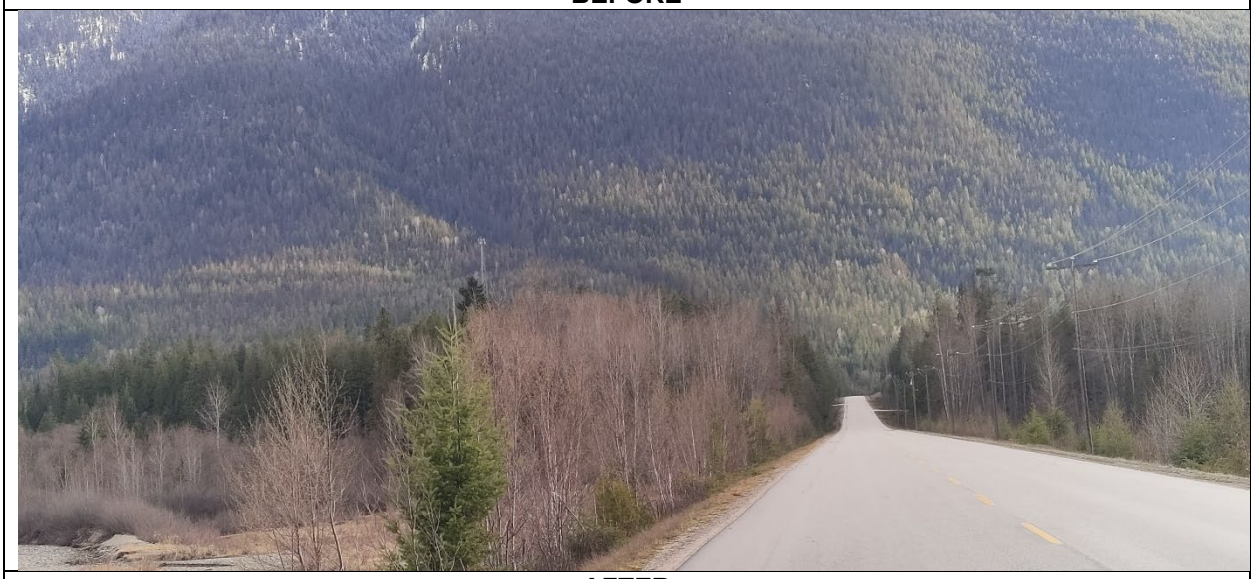


SCHEDULE B
PRELIMINARY SITE PLANS – COMPOUND PLAN

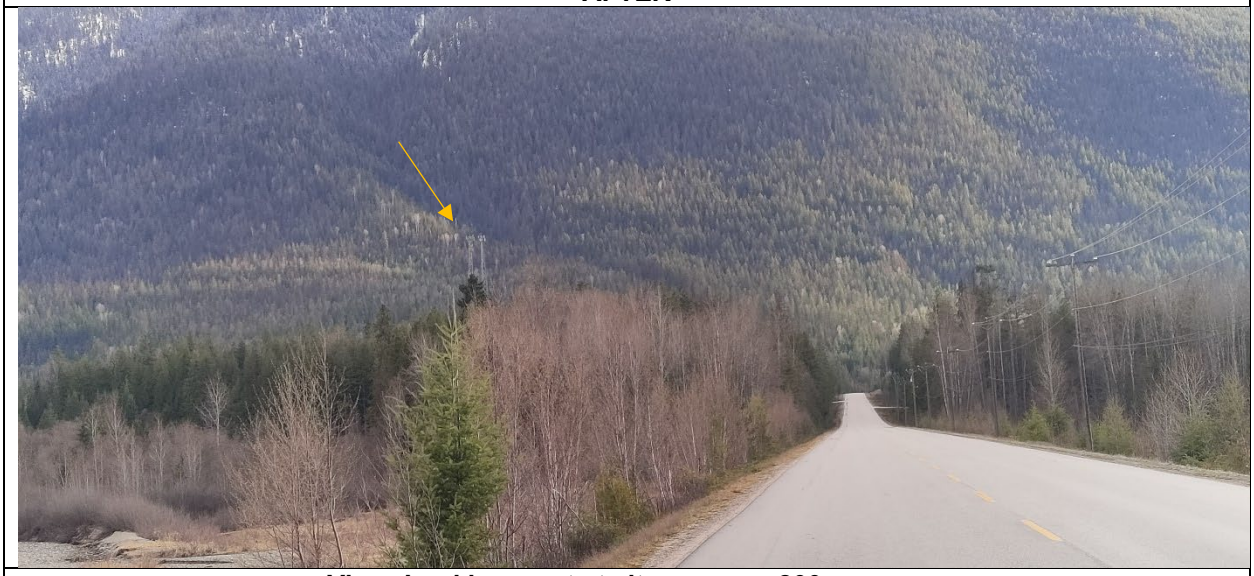


SCHEDULE C
PHOTO-SIMULATION

BEFORE



AFTER



View: Looking west at site, approx. 200m away.

Photo Simulation is a close representation and is for conceptual purposes only – not to scale.
Proposed design is subject to change based on final engineer plans

File No. R2242K

April 11, 2023

Rogers Communications Inc. C/O
Tawny Verigin, Manager of Government Affairs
Cypress Land Services
Suite 1051 - 409 Granville Street
Vancouver, BCV6C 1T2

Dear Tawny Verigin,

RE: ROGERS Telecommunications Facility Proposal Information Package – 5905 HWY 6, Burton, BC

Thank you for providing the Regional District of Central Kootenay (RDCK) with the opportunity to comment on the proposed telecommunications facility. The referral package was referred to internal RDCK departments as well as other agencies whose interests may be affected by the proposal. The comments for the proposal are as follows:

RDCK Planning Department:

RDCK Planning staff have reviewed the proposal in the context of the RDCK's bylaws.

The property is designated for Rural Residential (R3) land use in the Electoral Area 'K' Arrow Lakes Official Community Plan (OCP) Bylaw No. 2022, 2009. The OCP does not specifically contemplate telecommunications towers on private property in its goals, objectives, and policies. Despite this, relevant goals and policies contained within the OCP are as follows:

GOALS

- *"To maintain the integrity of the area's visual environment"* (p.12)
- *"Ensure that development does not adversely harm or detract from identified wildlife corridors and areas with high wildlife and fisheries habitat value."* (p.12)

POLICIES

The OCP does not have policies specific to telecommunications infrastructure. However, in implementation through Zoning Bylaw No. 1675, telecommunications towers are contemplated as "unattended public utility buildings and structures" for the purposes of permitting them in all zones. As such, the following OCP policies related to utilities may be considered relevant for the purposes of this, and other, telecommunications tower referrals in the OCP Plan Area:

- *"The Regional Board encourages the cooperation and coordination with and among utility companies in utilizing existing corridors for multiple uses, where feasible and compatible, as determined by the relevant service provider"* (p.24)
- *"The Regional Board encourages utility agencies to hold public meetings on proposed changes to their facilities that would affect the Arrow Lakes area."* (p.24)

The proposal may be considered consistent with these policies for the following reasons:

- The tower would be located on the same parcel, and utilize the same access, as the existing Telus tower on the property. Ideally, Rogers would collocate their infrastructure on the existing tower; however, there is little policy direction from the RDCK that would encourage this. Collocation is also regulated by ISED at the federal level through their telecommunications tower guidelines.
- The proponent notes that no public comments regarding this proposal were received in their notification process. Considering this, as well as the location of the tower on a parcel that already has a tower and is relatively remote and distant from adjacent residential land uses, hosting a public meeting is not encouraged by RDCK Planning staff in this case

RDCK Building Department

"The tower and its accessory building (<107sqft) are exempt from the Building Code and bylaw."

Ministry of Transportation and Infrastructure (MoTI)

The applicant will require an access permit for accessing their infrastructure with a letter of approval from the land owner. As the property does not appear to have direct access to a public maintained road, copies of easements may be required.

Ministry of Water, Land and Resource Stewardship

Vegetation clearing should adhere to the least risk timing windows for nesting birds (i.e. construction activities should occur only during least risk period). Nesting birds and some nests are protected by the Provincial Wildlife Act Sec.34 and Federal Migratory Bird Act. Nesting periods can be identified by a qualified professional. General least risk windows for bird species are designed to avoid the nesting period. If nests are present at this site or adjacent to it and will be impacted by the works, the following work windows apply:

Species	Least Risk Window
Raptors (eagles, hawks, falcons, & owls)	Aug 15 – Jan 30
Herons	Aug 15 – Jan 30
Other Birds	Aug 1 – March 31

The Ministry of Water, Land and Resource Stewardship has reviewed this referral request and has determined that this project should not impact its legislated responsibilities.

The referral was also forwarded to the Electoral Area 'K' Director, RDCK Emergency Services, and Interior Health Authority, and no additional comments were received.

Sincerely,

Corey Scott
Planner

Encl.
Board Resolution regarding RDCK File No.: R2242K

Board Report

Date of Report: March 23, 2023
Date & Type of Meeting: **April 19, 2023 Rural Affairs Committee**
Author: Pamela Guille, Bylaw Enforcement Officer
Subject: Repeal and Replace Municipal Ticketing Information Bylaw No. 2423, 2014 and Bylaw Notice Enforcement and Dispute Adjudication System Bylaw No. 2441, 2015
File:
Electoral Area/Municipality: All Electoral Areas

SECTION 1: EXECUTIVE SUMMARY

The purpose of this report is to recommend that the Regional Board repeal and replace the Regional District of Central Kootenay's (RDCK) Municipal Ticketing Information Bylaw No. 2423, 2014, (MTI) through Bylaw No. 2814, 2023 and the Bylaw Notice Enforcement and Dispute Adjudication System Bylaw (BEN) No. 2441, 2015 through Bylaw No. 2855, 2022.

SECTION 2: BACKGROUND/ANALYSIS

The Municipal Ticketing Information (MTI) and the Bylaw Notice Enforcement and Dispute Adjudication System (BEN) Bylaws were adopted to authorize Regional District of Central Kootenay (RDCK) staff to commence with the issuance of fines for non-compliant properties where the property owner/occupier cannot be compelled to reach voluntary compliance with any requests from bylaw enforcement staff.

Application of the MTI Bylaw when fines are disputed:

- When a ticket is issued and is disputed, in order to address the dispute a trial has to be scheduled with the provincial court. Bylaw matters are a lower priority in court than matters related to Criminal Code, provincial and family matters. Due to this court hearings that were scheduled and added to the court docket, can be adjourned to another court date. As a result court hearings to schedule a trial for a bylaw matter on a disputed ticket can take up to four (4) times more time to resolve.

- Each time a hearing is adjourned the issuing officer will have to spend additional time to have new subpoenas prepared and re-serve the subpoenas to any witness, attend court on the assigned date just to be remanded to another court date. This not only creates a time issue for bylaw staff but also for witnesses who may have had to leave their place of employment to attend court. With the delays experienced in the court process it ends up being very expensive to dispute a MTI fine. In addition on successful prosecution the sitting Judge can only grant the set fine amount with no avenue for cost recovery for staff time.

- Due to the complication of court proceeding and the length of time it takes to hold a hearing in front of the provincial court, the RDCK adopted the Bylaw Enforcement Notice and Dispute Adjudication System (BEN) Bylaw No. 2441, 2015.

Application of the BEN Bylaw when fines are disputed:

- The BEN Bylaw does not require a hearing in the provincial courts as legislation authorizes RDCK Bylaw Officers and Managers to be Screening Officers who can hold a hearing with the ticket recipient to determine if a fine should be upheld or dismissed. If upheld the ticket recipient has the choice to either pay the fine or submit a request for a hearing in front of an independent adjudicator who is assigned to the matter by the province if the Screening Officer.

- The BEN Bylaw No. 2441, 2015, is restricted to a maximum fine amount of $500.00 per offence and the ticket can be either personally served or placed into Canada Post mail. On the other hand the MTI Bylaw does not have a restriction on the fine amounts and any MTI being issued must be personally served to the ticket recipient.

- The MTI Bylaw and the BEN Bylaw, has been amended many times over the years to include new schedules for new regulatory bylaw adopted by the Board where fine amounts are changed or sections of the regulation specify change to how it is applied.

- After a review of all fine schedules under both ticketing bylaws it was noted that a large portion of the fine schedules no longer matched the various departments' bylaw sections. This is the reason to repeal and replace both the MTI and BEN Bylaws. All fine amounts below $500.00 have been removed from the MTI Bylaw and added to the BEN Bylaw. With all fine amounts over $500.00 being left in the MTI Bylaw.

Removing the number of offences with fine amounts under the $500.00 from the MTI bylaw staff and putting them into the BEN Bylaw will increase the ability for staff to address disputes when these arise in a more timely matter through the "in house" screening officer role versus going to provincial court. This also allows the Screening Officer to propose a Compliance Agreement where the provincial courts do not have that opportunity under the MTI Bylaw system. Finally it increases transparency for staff and public on which fine bylaw to reference when a ticket is issued and how the dispute process works.

SECTION 3: DETAILED ANALYSIS

3.1 Financial Considerations – Cost and Resource Allocations:

Included in Financial Plan:	☒Yes	☐ No	**Financial Plan Amendment:**	☐Yes	☒ No
Debt Bylaw Required:	☐Yes	☒ No	**Public/Gov't Approvals Required:**	☐Yes	☒ No

No increase in cost to repeal and replace the fine system bylaws in place for the Regional District of Central Kootenay.

3.2 Legislative Considerations (Applicable Policies and/or Bylaws):

Municipal Ticketing Information Bylaw No. 2423, 2014.
Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2441, 2015.

Municipal Ticketing Information Amending Bylaw No. 2814, 2022.

Bylaw Enforcement Notice and Dispute Adjudication System Amending Bylaw No. 2855, 2022.

3.3 Environmental Considerations
N/A

3.4 Social Considerations:
N/A

3.5 Economic Considerations:
N/A

3.6 Communication Considerations:
The new Bylaws once adopted will be posted to the RDCK website.

3.7 Staffing/Departmental Workplace Considerations:
The current workload for Bylaw Enforcement staff includes maintaining the MTI and BEN Bylaw. The inefficiency of dealing with ticket disputes for fines under $500 will be removed once the new MTI and BEN Bylaw are adopted.

3.8 Board Strategic Plan/Priorities Considerations:
To Excel in governance and service delivery:

- Modernize the RDCK policy framework

SECTION 4: OPTIONS & PROS / CONS

Option 1: That the Municipal Ticketing Bylaw No. 2814, 2022 repeal and replace the RDCK Municipal Ticketing Information Bylaw No. 2423, 2014 and further the Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2855, 2022 repeal and replace the RDCK Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2441, 2015.

PRO:

- The fine system bylaws will be updated and all schedules will match the offence sections of the bylaws and move all fine amounts under $500.00 to the BEN Bylaw, lessening the requirement to attend court.
- These smaller fines being moved to the BEN Bylaw from the MTI Bylaw will also enable staff to act as “in house” screening officers on offences under $500.
- Staff will be able to pursue compliance agreements
- Staff will be able to serve tickets by mail rather than in person, which is currently required under the MTI Bylaw.

CON: None at this time.

Option 2: That the Board not approve repealing and replacing the RDCK Municipal Ticketing Information Bylaw No. 2423, 2014, with Municipal Ticketing Bylaw No. 2814, 2023 and the RDCK Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2441, 2015 with the Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2855, 2023.

PRO: None at this time.

CON:

- The RDCK fine system bylaws will remain outdated and any fines issued may be dismissed by the courts due to wrong section of the bylaw being identified on tickets issued.
- It will continue to cause capacity issues with staff time on disputed tickets for fines under $500 where staff are required to attend the provincial courts that from experience take a long time to resolve.

SECTION 5: RECOMMENDATIONS

Recommendation No. 1: That the Municipal Ticketing Information Bylaw No. 2814, 2023 be read a first, second and third time by content to repeal and replace RDCK Municipal Ticketing Information Bylaw No. 2423, 2014.

Recommendation No. 2: That the RDCK Municipal Ticketing Information Bylaw No. 2814, 2023 is hereby ADOPTED; AND FURTHER that the Chair and Corporate Officer be authorized to sign same.

Recommendation No. 3: That the Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2855, 2022 be read a first, second and third time by content to repeal and replace RDCK Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2441, 2015.

Recommendation No. 4: That the RDCK Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2855, 2022 is hereby ADOPTED; AND FURTHER that the Chair and Corporate Officer be authorized to sign same.

Respectfully submitted,
Pamela Guille, Bylaw Enforcement Officer

CONCURRENCE

CAO – Digitally approved by Stuart Horn
General Manager, Development and Community Sustainability – Digitally approved by Sangita Sudan

ATTACHMENTS:
Attachment A – Municipal Ticketing Information Bylaw No.2814, 2023
Attachment B – Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2855, 2022.

REGIONAL DISTRICT OF CENTRAL KOOTENAY

Bylaw No. 2814

A Bylaw to repeal and replace the RDCK Municipal Ticketing Information System Bylaw No. 2423, 2014

WHEREAS The Regional District may implement a fine system bylaw.

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

APPLICATION

1 (1) The bylaws listed in Column 1 of Schedule A to this Bylaw may be enforced by means of a ticket in the form prescribed for the purpose as described in Section 264 of the *Community Charter.*

(2) The persons appointed to the job positions or titles listed in Column 2 of Schedule A to this Bylaw are designated as bylaw enforcement officers pursuant to Section 264 of the *Community Charter* for the purpose of enforcing the bylaws listed in Column 1 of Schedule A. In addition employees or agents of any party with whom the Regional District contracts for bylaw enforcement services are designated as bylaw enforcement officers pursuant to section 264(1)(b) of the *Community Charter* for the purposes of enforcing the bylaws listed in Column 1 of Schedule A.

(3) The words or expression of the designated bylaw set forth in Column 1 of Schedules B to this Bylaw identifies the offence committed under the bylaw section number appearing in Column 2.

(4) The amount appearing in Column 3 of Schedules B to this Bylaw are fines set pursuant to Section 265(1) of the *Community Charter* for the corresponding offences designated in Column 1.

(5) Pursuant to Section 265(2) of the *Community Charter*, if a fine amount established by this bylaw is not paid on or before the 30th day from the date on which the notice is served, the fine amount shall be increased by fifty percent.

REPEAL

2 **"Regional District of Central Kootenay Municipal Ticketing Information Bylaw No.2423, 2014"**, and amendments thereto are hereby repealed.

SEVERABILITY

3 If any portion of this bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, that portion may be severed from the bylaw and such decision shall not affect the validity of the remaining portions of the bylaw.

CITATION

4 This bylaw may be cited as "**Regional District of Central Kootenay Municipal Ticketing Information Bylaw No. 2814, 2023".**

READ A FIRST TIME this day of , 2023.

READ A SECOND TIME this day of , 2023.

READ A THIRD TIME this day of , 2023.

ADOPTED this day of , 2023.

_____ _____

Aimee Watson, Board Chair Mike Morrison, Corporate Officer

SCHEDULE A

Municipal Ticketing Information Bylaw No. 2814, 2023.

Column No. 1	Column No. 2
Designated Bylaws	**Designated Bylaw Enforcement Officers**
"Regional District of Central Kootenay Resource Recovery Facilities Regulatory Bylaw No. 2891, 2023"and any amendments thereto.	Royal Canadian Mounted Police (R.C.M.P) General Manager of Environmental Services or designated appointed employee of the R.D.C.K. Bylaw Enforcement Officer or designated appointed employee of the Regional District of Central Kootenay Conservation Officer

SCHEDULE B

Municipal Ticketing Information Bylaw No. 2814, 2023.

Designated Bylaw:
Regional District of Central Kootenay
Resource Recovery Facilities Regulatory Bylaw No. 2891, 2023

OFFENCE	SECTION	FINE
		3RD & SUBSEQUENT OFFENCE
Designated Bylaw No. 2891, 2023		
Column No. 1	**Column No. 2**	
Disposal of Prohibited Waste	3.5.1	$1,000.00
Improper Disposal of Controlled Waste	3.5.2	$1,000.00
Starting an Unauthorized Fire	3.6.15	$1,000.00
Unauthorized Discharge of Firearm	3.6.17	$1,000.00

REGIONAL DISTRICT OF CENTRAL KOOTENAY

Bylaw No. 2855, 2022

A bylaw to repeal and replace the RDCK Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2441, 2015.

WHEREAS the Regional District may implement a fine system bylaw.

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

DEFINITIONS

1 In this bylaw, unless the context otherwise requires:

Act means the *Local Government Bylaw Enforcement Act* and amendments hereto;

Bylaw Notice has the same meaning as in the *Act*;

Early Payment means an amount that reflects a discount deducted from the penalty as described in Section 6 of the *Act* and identified in Column A2 of Schedule A;

Late Payment means the amount due when a surcharge is added to the penalty as described in Section 6 of the *Act* and identified in Column A3 of Schedule A;

Notice of Penalty means a notice issued pursuant to Section 24 of the *Act*;

Penalty means the amount that the recipient is liable to pay in respect of a contravention of the related bylaw as identified in Column A1 of Schedule A;

Regional District means the Regional District of Central Kootenay;

Registry means the Regional District of Central Kootenay Bylaw Notice Dispute Adjudication Registry established pursuant to Part 8 of this Bylaw;

TERMS

2 The terms in the bylaw that are not defined in Section 1 have the same meaning as the terms defined in the *Act*.

BYLAW CONTRAVENTIONS

3 The bylaw contraventions designated in Schedule A attached hereto and forming part of this bylaw may be dealt with by Notice of Bylaw Violation.

PENALTIES

4 (1) The amount due for a bylaw contravention referred to in Section 3 is as follows:

(a) Subject to subsections (b) and (c) of this Bylaw, the corresponding amounts set out in Column A1 of Schedule A;

Discounted (Early) Payment Discount

(b) If payment of the penalty is received by the Regional District within 14 days of the person receiving or being presumed to have received the bylaw notice, the Discounted (Early) Payment Penalty set out in Column A2 of Schedule A applies;

Late Payment Surcharge

(c) If payment of the penalty is received by the Regional District more than 28 days after the person has received or presumed to have received the bylaw notice, the Late Payment Penalty set out in Column A3 of Schedule A applies;

Compliance Agreement

(d) If a compliance agreement is applicable, the Penalty percentage set out in Column A4 of Schedule A applies;

PERIOD FOR PAYING A DISPUTED NOTICE

5 (1) A person who receives a Bylaw Notice must, within 14 days of the date on which the person received or is presumed to have received the Bylaw Notice:

(a) Pay the applicable amount of the Discounted (Early) Payment Penalty established in Section 4(b) of this bylaw by completing the payment portion of the Bylaw Notice, indicating the Discounted (Early) Payment option and delivering, with payment in full of that amount, either in person during regular office hours or by mail to the Regional District office; or

(b) Request dispute adjudication of the Bylaw Notice by completing the form on the reverse side of the Bylaw Notice and delivering it either in person during regular office hours or by mail to the Regional District of Central Kootenay, P.O. Box 590, 202 Lakeside Drive, Nelson, BC, V1L 5R4.

(2) A person may pay the indicated penalty after 14 calendar days of receiving the notice, subject to the applicable surcharge for late payment in accordance with Section 4(c) of this bylaw but no person may dispute the notice after 14 calendar days of receiving the Bylaw Notice.

(3) In accordance with the requirements of Section 25 of the *Act,* if within 14 days of having received a subsequent notice from the Regional District indicating the amount owing pursuant to a Bylaw Notice that was not delivered personally, a person may advise the Regional District, in writing, that he or she did not receive the original Bylaw Notice and the time periods established under Sections 4 and 5 of this bylaw do not begin until the day after the date that the second copy of the Bylaw Notice is issued to the person.

BYLAW NOTICE DISPUTE ADJUDICATION SYSTEM

6 (1) The Bylaw Notice Dispute Adjudication System is established in accordance with Section 14 of the *Act* to resolve disputes in relation to Bylaw Notices.

(2) The civic address of the Bylaw Notice Dispute Adjudication System/Registry is 202 Lakeside Drive, Nelson, BC.

(3) All processes, procedures, hearings and determinations will be in accordance with the *Act*. In the event of inconsistency between the *Act* and the bylaw, the *Act* shall apply to the extent of the inconsistency, but this bylaw shall not be deemed inconsistent if the person who complies with the bylaw does not, by this, contravene the *Act*.

(4) The Registry will administer the dispute adjudication system and disputes will be heard by a bylaw notice dispute adjudicator in the circumstances prescribed in the *Act* and authorizing bylaws.

(5) The Regional District shall enter into a contract with the Attorney General to provide an adjudicator from the provincial roster of adjudicators who will be assigned to individual disputes in the manner prescribed by established regulation.

(6) Every person who is unsuccessful in dispute adjudication in relation to a bylaw notice or compliance agreement under the adjudication system established under this section must pay the Regional District an additional fee of $25.00, as permitted under Section 23(2) of the *Act*, for the purpose of the Regional District recovering a portion of the costs of administering the Bylaw Notice Dispute Adjudication System.

SCREENING OFFICERS

7 (1) Pursuant to Section 10 of the *Act*, the position of Screening Officer is established.

(2) Anyone within the following classes of persons may be appointed as a Screening Officer:

(a) Managers of the Regional District; and

(b) Persons designated as Bylaw Enforcement Officers under Section 9 of this Bylaw.

POWERS, DUTIES AND FUNCTIONS OF SCREENING OFFICERS

8 (1) The powers, duties and functions of Screening Officers are as set out in the *Act* and its regulations, and include the following powers:

(a) Where requested by the person against whom a contravention is alleged:

(i) Communicate information respecting the nature of the contravention;
(ii) Provide a copy or reference to the bylaw contravened;
(iii) Outline the facts on which the contravention allegation is based;
(iv) Confirm the penalty for a contravention;
(v) Where permitted, provide the opportunity to enter into a compliance agreement;
(vi) Provide the opportunity to proceed to the bylaw notice dispute adjudication system; and
(vii) Confirm the fee or fees payable in relation to late payments or the bylaw notice dispute adjudication system.

(b) To communicate with any or all of the following for the purposes of performing their functions under this bylaw or the *Act*:

(i) The person against whom a contravention is alleged or their representative;
(ii) The officer issuing the Notice;
(iii) The complainant or their representative; or
(iv) The Regional District staff and records regarding the disputant's history of bylaw compliance.

(c) Where permitted, to prepare and enter into compliance agreements under the *Act* with persons who dispute bylaw notices, including establishing terms and conditions for compliance the Screening Officer considers necessary or advisable, including timing of payment of penalties and achieving compliance with the bylaw;

(d) To provide for payments of a reduced penalty if a compliance agreement is entered into, as provided by Column A4 of Schedule A; and

(e) To cancel bylaw notices in accordance with the *Act* or Regional District policies and guidelines.

(2) The bylaw contraventions in relation to which Screening Officer may enter into a compliance agreement are indicated in Column A4 of Schedule A.

(3) The maximum duration of a compliance agreement is one year.

BYLAW ENFORCEMENT OFFICERS

9 (1) For the purposes of this bylaw, Bylaw Enforcement Officer means any of the following;

(a) Members of a municipal police force;

(b) Members of the Royal Canadian Mounted Police;
(c) Local Assistants to the Fire Commission under Section 6 of the *Fire Services Act*;

(d) Fire Chief or Deputy Fire Chief; or

(e) Persons appointed as Bylaw Enforcement Officers, Building Inspectors, Animal Control Officers or other persons acting in another capacity on behalf of the Regional District for the purpose of enforcement of one or more of the Regional District's bylaws.

(2) No person shall obstruct or interfere with a Bylaw Enforcement officer in the exercise or performance of their powers, duties or functions under this Bylaw and *Act*.

FORM OF BYLAW NOTICE

10 The Regional District may from time to time provide for the form or forms of the bylaw notice, provided the bylaw notice complies with Section 4 of the *Act*.

SCHEDULES

11 The following schedules are designated to and form part of this bylaw:

Schedule A: Designated Bylaw Contraventions and Penalties
Schedule B: Compliance Agreement

REPEAL

12 **"Regional District of Central Kootenay Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2441, 2015"** and any amendments thereto are hereby repealed.

SEVERABILITY

13 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

CITATION

14 This bylaw may be cited for all purposes as "**Regional District of Central Kootenay Bylaw Enforcement Notice and Dispute Adjudication System Bylaw No. 2855, 2023."**

READ A FIRST TIME this day of , 2023

READ A SECOND TIME this day of , 2023

READ A THIRD TIME this day of , 2023

ADOPTED this day of , 2023

Aimee Watson, Board Chair

Mike Morrison, Corporate Officer

SCHEDULE A: APPENDICES INDEX

APPENDIX	BYLAW	BYLAW NO.
Appendix 1	Unsightly Property Bylaw	No. 1687, 2004
Appendix 2	Noise Control Bylaw	No. 2440, 2015
Appendix 3	Nuisance Bylaw	No. 2043, 2009
Appendix 4	E/F Dog Control Regulatory Bylaw	No. 2387, 2014
Appendix 5	Specified Portions I/J Dog Control Bylaw	No. 2388, 2014
Appendix 6	Define Area K Dog Control Bylaw	No. 2389, 2014
Appendix 7	Building Bylaw	No. 2200, 2010
Appendix 8	Soil Removal/Deposit Bylaw	No. 1183, 1996
Appendix 9	Parks Regulation Bylaw	No. 2173, 2011
Appendix 10	Manufactured Home Parks Bylaw	No. 1082, 1995
Appendix 11	A: Comprehensive Land Use Bylaw	No. 2315, 2013
Appendix 12	B: Comprehensive Land Use Bylaw	No. 2316, 2013
Appendix 13	C: Comprehensive Land Use Bylaw	No. 2317, 2013
Appendix 14	Zoning Bylaw	No. 1675, 2004
Appendix 15	Salmo River Valley Electoral Area G Land Use	No. 2452, 2018
Appendix 16	Electoral Area D Comprehensive Land Use Bylaw	No. 2435, 2016
Appendix 17	Resource Recovery Facilities Regulatory Bylaw	No. 2891, 2023
Appendix 18	Regional District of Central Kootenay Water Bylaw	No. 2824, 2022

Schedule A
APPENDIX 1
Unsightly Property Bylaw No. 1687, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
3(a)	Permit Property to Become or Remain Unsightly	100	75	175	30%
3(b)	Permit Rubbish or Water to Collect or Accumulate	100	75	175	30%
3(b)	Permit Noxious, Offensive or Unwholesome Matter to Collect or Accumulate	100	75	175	30%
3(c)	Deposit Bottles, Broken Glass or Rubbish in Open Place	100	75	175	30%
3(d)	Place Graffiti or Allow to Remain	100	75	175	30%

Schedule A
APPENDIX 2
Noise Control Bylaw No. 2440, 2015

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
3	Noise Which Disturbs 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A
4.1(a)	Amplification Equipment Noise Which Disturbs 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A
4.1(a)	Shouting or Singing Noise Which Disturbs 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A
4.1(b)	Electronics/Music Noise Which Disturbs 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A
4.1(c)	Animal/Bird Noise Which Disturbs 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A
4.1(d)	Vehicle Noise Which Disturbs 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A
4.1(e)	Idling Engine For Longer Than 10 Minutes 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A
4.1(f)	Construction During Off Hours 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A
7	Obstruct Bylaw Enforcement Officer 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 30% N/A

Schedule A
APPENDIX 3
Nuisance Bylaw No. 2043, 2009

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
3(a)	Cause a Nuisance 1st & 2nd Offence 3rd & Subsequent	 100 200	 75 175	 175 275	 30% N/A
3(c)	Fail to Remove or Correct Nuisance 1st & 2nd Offence 3rd & Subsequent	 100 200	 75 175	 175 275	 30% N/A
4(a)	Obstruct Authorized Entry 1st & 2nd Offence 3rd & Subsequent	 100 200	 75 175	 175 275	 30% N/A

Schedule A
APPENDIX 4
E/F Dog Control Regulatory Bylaw No. 2387, 2014

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
Part II - 1(a)	Dog at Large 1st & 2nd Offence 3rd & Subsequent	 100 250	 75 225	 175 325	 30% N/A
Part II - 1(b)	Dog in Public Place Without Restraint 1st & 2nd Offence 3rd & Subsequent	 100 250	 75 225	 175 325	 30% N/A
Part II - 3(a)	Fail to Muzzle and Leash Dangerous Dog 1st & 2nd Offence 3rd & Subsequent	 200 500	 175 475	 275 500	 N/A N/A
Part II - 3(b)	Fail to Securely Confine Dangerous Dog 1st & 2nd Offence 3rd & Subsequent	 250 500	 175 475	 275 500	 N/A N/A
Part II - 3(c)	No Posted Sign for Dangerous Dog 1st & 2nd Offence 3rd & Subsequent	 100 250	 75 225	 175 325	 30% N/A
Part II - 4	Fail to Muzzle Dog While Off Owner's Property 1st & 2nd Offence 3rd & Subsequent	 100 250	 75 225	 175 325	 N/A N/A
Part II - 5(a)	Fail to Confine Female Dog While in Heat 1st & 2nd Offence 3rd & Subsequent	 100 250	 75 225	 175 325	 30% N/A
Part II - 5(b)	Fail to Leash Female Dog While in Heat 1st & 2nd Offence 3rd & Subsequent	 100 250	 75 225	 175 325	 30% N/A
Part II - 6	Barking Dog Which Disturbs 1st & 2nd Offence 3rd & Subsequent	 100 500	 75 475	 175 500	 30% N/A
Part V - 2	Obstruct Authorized Entry 1st & 2nd Offence	 100	 75	 175	 30%

Schedule A
APPENDIX 4
E/F Dog Control Regulatory Bylaw No. 2387, 2014

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
	3rd & Subsequent	500	475	500	N/A

Schedule A
APPENDIX 5
Specified Portions of I/J Dog Control Bylaw No. 2388, 2014

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
Part II - 1(a)	Dog at Large	100	75	175	30%
Part II - 1(b)	Dog in Public Place Without Restraint	100	75	175	30%
Part II - 3(a)	Fail to Muzzle and Leash Dangerous Dog	250	225	325	N/A
Part II - 3(b)	Fail to Securely Confine Dangerous Dog	250	225	325	N/A
Part II - 3(c)	No Posted Sign for Dangerous Dog	100	75	175	N/A
Part II - 4	Fail to Muzzle Dog While Off Owner's Property	100	75	175	N/A
Part II - 5(a)	Fail to Confine Female Dog While in Heat	150	125	225	30%
Part II - 5(b)	Fail to Leash Female Dog While in Heatt	100	75	175	30%
Part II - 6	Barking Which Disturbs	100	75	175	N/A
Part II - 8(b)	Fail to Provide Adequate Shelter	100	75	175	N/A
Part II - 8(c)	Fail to Provide Adequate Sun Shade	100	75	175	N/A
Part II - 8(d)	Fail to Remove Excrement	100	75	175	N/A
Part II - 9	Harbour More than two (2) Dogs	100	75	175	N/A
Part V- 2	Obstruct Authorized Entry	100	75	175	N/A

Schedule A
APPENDIX 6
Defined Area K Dog Control Bylaw No. 2389, 2014

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
Part II - 1(a)	Dog at Large	100	75	175	30%
Part II - 1(b)	Dog in Public Place Without Restraint	100	75	175	30%
Part II - 3(a)	Fail to Muzzle and Leash Dangerous Dog	200	175	275	N/A
Part II - 3(b)	Fail to Securely Confine Dangerous Dog	250	225	325	N/A
Part II - 3(c)	No Posted Sign for Dangerous Dog	100	75	175	N/A
Part II - 4	Fail to Muzzle Dog While Off Owner's Property	100	75	175	30%
Part II - 5(a)	Fail to Confine Female Dog While in Heat	150	125	225	30%
Part II - 5(b)	Fail to Leash Female Dog While in Heat	100	75	175	30%
Part II - 6	Barking Which Disturbs	100	75	175	30%
Part II - 8(b)	Fail to Provide Adequate Shelter	100	75	175	30%
Part II - 8(c)	Fail to Provide Adequate Sun Shade	100	75	175	30%
Part II - 8(d)	Fail to Remove Excrement	100	75	175	30%
Part V- 2	Obstruct Authorized Entry	100	75	175	30%

Schedule A
APPENDIX 7
Building Bylaw No. 2200, 2010

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
6.1	Fail to Obtain Building or Plumbing Permit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
6.2	Occupy Without an Occupancy Permit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
6.4	Tamper With Notice 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
6.5	Doing Construction that is at Variance with Permit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
6.6	Obstruct Entry of Building Inspector 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.4	Fail to Obtain Inspection and Receive Acceptance Prior to Concealing 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
20.2	Fail to Provide Proper Fencing Around Swimming Pool 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
22.5	Fail to Obey Stop Work Order 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
22.7	Fail to Comply With a Do Not Occupy Notice 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A

Schedule A
APPENDIX 8
Soil Removal / Disposal Bylaw No. 1183, 1996

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
1(b)(i)	Remove Soil Without Permit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1(b)(ii)	Deposit Soil Without Permit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
2(a)	Obstruct Authorized Entry 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
4(a)	Fail to Meet Conditions of Permit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 9
Parks Regulation Bylaw No. 2173, 2011

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
4 5	Obstruct Authorized Personnel	200	200	275	N/A
7	In Park After Hours	150	150	225	N/A
10	Post Unauthorized Notice / Sign in Park	100	100	175	N/A
11	Riding / Leading Unauthorized Animal in Park	150	100	225	N/A
12	Allowing any Animal to Be at Large in Park	150	100	225	N/A
13(a)	Fail to Keep Dog Under Control in Park	200	175	275	N/A
13(b)	Unleashed Dog in Park	175	150	250	N/A
13(c)	Fail to Remove / Restrain Dog in Park	250	200	275	N/A
13(e)	Fail to Remove Feces in Park	150	100	175	N/A
14	Equine or Other Animal Used for Packing in Unauthorized Area	100	100	175	N/A
15	Fail to Remove Manure in Park	100	100	175	N/A
16	Unauthorized Overnight Camping / Mooring in Park	250	200	275	N/A
18	Camp in Park Beyond Authorized Time Limit	100	100	175	N/A
19(b)	Possess / Consume Liquor in Unauthorized Location in Park	250	200	275	N/A
21	Damage or Destroy Structures or Natural Material in Park	450	400	475	N/A
22	Fire in Other than Designated Fire Ring or Receptacle, or Where Prohibited in Park	300	300	375	N/A
23	Damage Vegetative Growth in Park to Start Fire	150	100	175	N/A

Schedule A
APPENDIX 9
Parks Regulation Bylaw No. 2173, 2011

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
24	Unattended Fire in Park	500	500	500	N/A
25	Burning Unsuitable Materials in Park	300	300	300	N/A
26	Unauthorized Hunting / Harassing of Wildlife in Park	500	500	500	N/A
26	Unauthorized Discharge of Firearm, Bow or Crossbow in Park	500	500	500	N/A
27	Unauthorized Deposit of Litter or Other Waste in Park	150	100	175	N/A
28	Transport Litter or Other Waste to Park for Disposal	200	200	275	N/A
31	Hinder Authorized Personnel	200	150	275	N/A
32	Unauthorized Commercial Use in Park	300	250	375	N/A
33	Conduct or Hold Special Use Without a Park Use Permit in Park	300	250	375	N/A
34	Park Use Permit Area Unsightly	300	250	375	N/A
35(a)	Activity Not Confined to Permit Regulations	150	100	175	N/A
35(b)(i-v)	Non-Compliance with Park Use Permit	250	200	275	N/A
39	Unauthorized Storage in Park	200	150	275	N/A
40	Bicycles off Designated Area/Trail in Park	150	100	175	N/A
41(a)	Operate Motor Vehicle Below Natural Boundary in Park	200	200	275	N/A
41(b)	Motor Vehicle in Unauthorized Use Area of Park	450	400	475	N/A

Schedule A
APPENDIX 9
Parks Regulation Bylaw No. 2173, 2011

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
41(c)	Motorized Vehicle Operating in Unauthorized Areas	450	400	475	N/A
41(d)	Obstruct Free Use And Enjoyment in Park	300	250	375	N/A
41(e)	Unauthorized Parking of Motor Vehicle in Park	100	75	150	N/A
43	Operate a Watercraft Within a Swimming Area in Park	400	400	475	N/A
44	Use of Motorized Watercraft Within 30 Metres of a Swimming Area in Park	200	200	275	N/A
45	Unauthorized Mooring or Storage of Watercraft in Park	300	300	375	N/A
47 48	Watercraft in Park Out of Permitted Hours	200	150	275	N/A
48	Unauthorized Overnight Moorage in Park	300	300	375	N/A
49	Disposing Rubbish Overboard or on Moorage	150	100	175	N/A
51	Unauthorized Aircraft in Park	200	150	275	N/A
52	Unauthorized Fireworks, Firecrackers or Explosive Materials in Park	350	300	375	N/A

Schedule A
APPENDIX 10
Manufactured Home Parks Bylaw No. 1082, 1995

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
5.1	Obstruct Authorized Entry 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
6.1(1)	Illegal Manufactured Home Park 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
6.1(2) 8.3(1) 9.5(1) 9.5(2)(a) 9.5(2)(b)	Unauthorized Location of Manufactured Home, Building or Ancillary Structure 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
6.6(1)	Fail to Post Plan 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
7.1(1) A - f	Unauthorized Use of Land, Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
7.2(1)	Oversized Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
7.4(1)	Exceeds Maximum Density 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
7.5(1)	Insufficient Buffer Area 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
7.5 (2) (a – e)	Unauthorized Use of Buffer Area 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
7.6(1)	Insufficient Parking Spaces 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 10
Manufactured Home Parks Bylaw No. 1082, 1995

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
8.3(1)(c) 9.5(3)	Over Height Buildings 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
8.6(1)	Improper Garbage / Refuse Disposal 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
8.8(2)	Permit Refuse to Accumulate 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
9.6(1)	Oversized Addition 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.2	Obstruct Vision at Intersection 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.17 18.18 18.20	Unauthorized Location of Principal or Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.19	Portable Sawmill Located Within 100 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.25 18.39 21.15	Proprietor or Owner Not in Residence 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.26	Home Based Business not Contained Within a Dwelling Unit or Accessory Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.27 18.28	Oversized Home Based Business 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.29 18.30 18.40 21.18	Unauthorized Number of Non-Resident Employees 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.31	Unauthorized Changes to External Appearance of Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.31(a) 18.31(b) 18.41(a) 18.41(b)	Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.32 21.19	Outdoor Storage Not Screened as Required 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.33 21.21	More Noise, Traffic, Vibration, Smoke, Odour, Glare or Electrical Interference or Emissions than Normally Associated with Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.34 18.11 20.11 21.11 22.13 24.14 24.15 25.14 25.15 29.4(a) 29.4(b) 29.4(c) 30.5(a) 30.5(b) 30.5(c) 31.4(a) 31.4(b) 31.4(c) 31.5 34.4 36.3	Insufficient Setback From Lot Lines 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.35(a) 18.35(b)	Repair Vehicles Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.36	Taking Care of More Than 8 Individuals at one Time - Home Occupations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18,37 21.20	Retail Sale of Products Not Made on Site 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.38 19.14 20.18 21.29 22.18	Insufficient Off Street Parking 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.42	Bed and Breakfast Not Confined to Principal Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.43 18.44	Sleeping Rooms over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.45	Camping Site Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.46 18.47	Unauthorized Camping Site 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.50	Unauthorized Use on Tourist Camping Site 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.51	Outdoor Storage of Wrecked Vehicles Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.53 (a) (b) (c)	Shipping Containers Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.55	Shipping Containers Not Screened 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.73	More Than 1 Vehicle Over 4,000 kg g.v.w 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.73	More Than 2 Recreation Vehicles 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
21.12 22.14	Cannabis Micro-Cultivation, Cannabis Micro Processing or Cannabis Nursery in Dwelling Place 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A
25.16	Over-height Building or Structure Used For Cannabis Cultivation or Processing 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A
25.17 25.18	Cannabis Micro-Cultivation, Cannabis Processing or Cannabis Nursery Over Sized 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A
18.76	Insufficient Off Street Loading Facilities 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.78(a) 18.78(b)	Keeping Farm Animals Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.78(a)	Roosters Kept on Lot Less Than 0.4 Hectares 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.78(a) 18.78(b) 18.78(c) 25.7	Unauthorized Location of Animal Shelter or Enclosures or Troughs or Manure Piles 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.83	Unauthorized Location of Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.84(a) 18.84(b) 18.84(c)	Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.84(d)	Illegal Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.102(a) 18.102(b) 18.104 18.106 23.3 24.4 26.5 27.4 28.4 29.6 30.7 31.7 33.5 36.4	Insufficient Landscape Screening 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
19.1 20.1 21.1 22.1 23.1 24.1 25.1 26.1 27.1 28.1 29.1 30.1 31.1 32.1 33.1 34.1 35.1 36.1 37.1 38.1	Unauthorized Use of Land, Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.3 20.4 21.3 22.3 24.3 25.3 26.3 27.3 28.3 29.3 30.4 33.3	Exceeds Maximum Site Coverage 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.6	Farm Animals/Poultry Not Confined 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
26.4	Commercial Floor Area Exceeds 500 Square Metres 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19,7 25.16 29.5 30.6 31.6	Overheight Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.8 20.8 21.8 22.10	Overheight Accessory Building or Structure 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.9 19.10 20.9 20.10 21.9 22.11 22.12 33.4	Oversized Accessory Building or Structure 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.13 20.11	Accessory Dwelling Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.13(b) 20.11(b) 21.10 21.26 (b) 22.11 11.15 (b)	Oversized Accessory Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.13(c) 20.11(c)	Vehicle Used as Accessory Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.14 20.12 20.17 21.28 22.17	Insufficient Separation Distance 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
19.15 20.13 20.18 21.29 22.18	Insufficient Off Street Parking 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.16 20.14	Accessory dwelling Used for Tourist Accommodation 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
25.5	Unauthorized Use of Farmworker Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
20.15(b) 21.26 22.15	Temporary Guest Cabin Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
21.27 22.16	Recreation Vehicle Used as Temporary Guest Accommodation Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
21.14	Portable Sawmill Engine Over 42 Horsepower 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
21.17 22.6	Portable Sawmill or Small Scale Wood Product Manufacturing Located Within 30 Meters of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
21.22	Portable Sawmill or Wood Product Manufacturing Operating Out of Permitted Hours 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
21.23	Operating Sawmill or Wood Product Manufacturing on Sunday or Holiday 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.7 25.10	Insufficient Setback For Kennel Building From a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.7 25.10	Kennel Dogs Out Of Building Between 8 pm and 7 am 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.8 25.11	Number of Kennel Dogs over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
25.5(b)	Manufactured Home Not Removed Within 90 days 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
25.9(b)	Unauthorized Location of Small Scale Food Processing 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
26.4	Commercial Floor Exceeds 500 Square Meters 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
31.5	Equipment or Machinery Used For Mineral Resource or Concrete Plant or Asphalt Plant Located Within 75 Meters of a Residential Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 11
A: Comprehensive Land Use Bylaw No. 2315, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
34.4	Rifle or Archery or Trap and Skeet Range Located Within 25 Meters of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
36.3	Processing Operation Located Within 100 Meters of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
16.2	Obstruct Vision at Intersection 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.17 16.20	Unauthorized Location of Principal or Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.18	Unauthorized Location of Buildings or Structures From a Lot Line Adjacent to Agriculture Land Reserve 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.19	Portable Sawmill Located Within 100 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.27	Home Based Business not Contained Within a Dwelling Unit or Accessory Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.28 16.29	Oversized Home Based Business 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16. 16.31 19.17	Bed and Breakfast Not Confined to Principal Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
16.32	Unauthorized Changes to External Appearance of Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.32(a) 16.32(b)	Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.33 19.17(g)	Outdoor Storage Not Screened as Required 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.34 19.17(i)	More Noise, Traffic, Vibration, Smoke, Odour, Glare or Electrical Interference or Emissions than Normally Associated with Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
16.35 19.11 20.12 23.13 23.14 24.13 24.14 25.12 25.13 29.4(a) 29.4(b) 29.4(c) 30.5(a) 30.5(b) 30.5(c) 31.4(a) 31.4(b) 31.4(c) 33.4(a) 33.4(b) 33.4(c)	Insufficient Setback From Lot Lines 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.36(a) 16.36(b)	Repair Vehicles Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.37	Taking Care of More Than 8 Individuals at one Time - Home Occupations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.39 17.14 18.10 19.17(h) 19.19	Retail Sale of Products Not Made on Site 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.26 16.40 19.17(c)	Proprietor or Property Owner Not in Residence 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
16.30 16.31 16.41 19.17(f)	Unauthorized Number of Non-Resident Employees 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.32 16.42	Unauthorized Changes to External Appearance of Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.32(a) 16.32(b) 16.42(a) 16.42(b)	Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.43	Bed and Breakfast Not Confined to Principal Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.44 16.45	Sleeping Rooms Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.46	Camping Sites Over Allowed Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.47 16.48	Unauthorized Camping Sites 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.51	Unauthorized Use on Tourist Camping Site 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.6	Accessory Dwelling Used for Tourist Accommodation 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
23.6 24.6 25.6	Unauthorized Use of Farmworker Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.52	Outdoor Storage of Wrecked Vehicles Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.54(a) 16.54(b) 16.54(c)	Shipping Containers Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.56	Shipping Containers Not Screened 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.74	More Than 1 Vehicle Over 4000 Kg G.V.W. 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.74	More Than 2 Recreation Vehicles 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.77	Insufficient Off Street Loading Facilities 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.39 17.15 18.13 19.15	Insufficient Off Street Parking 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.79(a) 16.79(b)	Keeping of Farm Animals Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section		Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
16.79(c) 23.8 24.8 25.8		Unauthorized Location of Animal Shelter or Enclosures or Troughs or Manure Piles 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.84		Unauthorized Location of Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.85(a) 16.85(b) 16.85(c)		Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.85(d)		Illegal Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.103 (a) 16.103 (b) 16.105 16.107	21.3 22.4 26.5 27.4 28.4 29.6 30.7 31.7 35.5 38.4	Insufficient Landscape Screening 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.1 18.1 19.1 20.1 21.1 22.1 23.1 24.1 25.1 26.1 27.1 28.1	29.1 30.1 31.1 32.1 33.1 34.1 35.1 36.1 37.1 38.1 39.1 40.1	Unauthorized Use of Land, Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
17.3 26.3 18.4 27.3 19.3 28.3 20.3 29.3 22.3 30.4 23.4 31.3 24.4 33.3 25.4 35.3	Exceeds Maximum Site / Lot Coverage 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
32.5	Exceeds Maximum Lot Coverage 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.6	Farm Animals Not Confined 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
16.25 17.7 29.5 30.6 31.6 32.6 33.2	Over height Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.8 18.8 19.8 20.9	Over height Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.9 17.10 18.9 18.10 19.9 19.10 20.10 20.11 35.4	Oversized Accessory Building or Structure 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
17.13 18.11 19.13	Accessory Dwelling Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.13(b) 18.11(b) 19.13(b)	Oversized Accessory Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.13(c) 18.11(c) 19.13(c)	Vehicle Used as Accessory Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.14 18.12 19.14	Insufficient Separation Distance 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.16 18.14 19.16	Accessory Dwelling Used For Tourist Accommodations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.12 20.13	Cannabis Micro-Cultivation, Cannabis Micro Processing or Cannabis Nursery in Dwelling Place 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A
23.15 24.15 25.14	Over-height Building or Structure Used For Cannabis Cultivation or Processing 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A
23.16 23.17 24.16 24.17 25.15 25.16	Cannabis Micro-Cultivation, Cannabis Processing or Cannabis Nursery Over Sized 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
19.17 (b)	Portable Sawmill Engine Over 42 Horsepower 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.17(j)	Portable Sawmill or Small Scale Wood Product Manufacturing Operating Outside of Permitted Hours 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.17(e) 20.6	Portable Sawmill or Small Scale Wood Product Manufacturing Located Within 30 Meters of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.17(k)	Operating Sawmill of Small Scale Wood Manufacturing on Sunday or Statutory Holiday 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
20.7 23.12 24.11	Insufficient Set Back for Kennel Building from a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
23.12 24.11	Kennel Dogs Out Of Building Between 8 pm and 7 am 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
23.5 24.5 25.5	Unauthorized Single Detached or Duplex dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 12
B: Comprehensive Land Use Bylaw No. 2316, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
23.10 24.12(b) 25.11(b)	Unauthorized Location of Small Scale Food Processing 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
26.4	Commercial Floor Area Exceeds 500 Square Metres 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
31.5	Equipment or Machinery Used for Mineral Resource or Concrete Plant or Asphalt Plant Located Within 75 Metres of a Residential Zone 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
36.4	Rifle or Archery or Trap and Skeet Range Located Within 25 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
38.3	Processing Operation Located Within 100 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
17.2	Obstruct Vision at Intersection 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.17 17.18 12.20	Unauthorized Location of Principal or Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.19	Portable Sawmill Located Within 100 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.26	Home Based Business not Contained Within a Dwelling Unit or Accessory Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.27 17.28	Oversized Home Based Business 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.29 17.30 17.40 20.17(f)	Unauthorized Number of Non-Resident Employees 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.31 17.41	Unauthorized Changes to External Appearance of Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.31(a) 17.31(b) 17.41(a) 17.41(b)	Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
17.32 20.17(g)	Outdoor Storage Not Screened as Required 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.33 20.17(i)	More Noise, Traffic, Vibration, Smoke, Odour, Glare or Electrical Interference or Emissions than Normally Associated with Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.34 17.54 20.11 21.11 24.13 24.14 25.13 25.14 26.13 26.14 29.4(a) 29.4(b) 29.4(c) 30.5(a) 30.5(b) 30.5(c) 31.4(a) 31.4(b) 31.4(c)	Insufficient Setback From Lot Lines 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.35(a) 17.35(b)	Repair Vehicles Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
17.36	Taking Care of More Than 8 Individuals at one Time - Home Occupations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.37 20.17(h)	Retail Sale of Products Not Made on Site 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.38 18.15 19.13 20.15	Insufficient Off Street Parking 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.25 17.39	Proprietor or Property Owner Not in Residence 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.42	Bed and Breakfast Not Confined to Principal Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.43 17.44	Sleeping Rooms Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.45	Camping Sites Over Allowed Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.46 17.47	Unauthorized Camping Sites 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.50	Unauthorized Use on Tourist Camping Site 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
17.51	Outdoor Storage of Wrecked Vehicles Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.53(a) 17.53(b) 17.53(c)	Shipping Containers Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.55	Shipping Containers Not Screened 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.73	More Than 1 Vehicle Over 4000 Kg G.V.W. 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.73	More Than 2 Recreation Vehicles 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.76	Insufficient Off Street Loading Facilities 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.78(a) 17.78(b)	Keeping of Farm Animals Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.78(c) 24.8 25.8 26.8	Unauthorized Location of Animal Shelter or Enclosures or Troughs or Manure Piles 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.83	Unauthorized Location of Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
17.84(a) 17.84(b) 17.84(c)	Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
17.100 17.102(a) 17.102(b) 103 104 106 22.3 23.4 27.5 28.4 29.6 30.7 31.7 32.4 34.5	Insufficient Landscape Screening 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.1 29.1 19.1 30.1 20.1 31.1 21.1 32.1 22.1 33.1 23.1 34.1 24.1 35.1 25.1 36.1 26.1 37.1 27.1 38.1 28.1	Unauthorized Use of Land, Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.3 26.4 19.4 27.3 20.3 28.3 21.3 29.3 23.3 30.4 24.4 31.3 25.4 34.3	Exceeds Maximum Site / Lot Coverage 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.6	Farm Animals Not Confined 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.7 29.5 30.6 31.6	Over height Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.8 19.8 20.8 21.8	Over height Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.9 18,10 19.9 19.10 20.9 20.10 34.4	Oversized Accessory Building or Structure 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.13 19.11 20.13	Accessory Dwelling Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.13(b) 19.11(b) 20.13(b) 21.9 21.10	Oversized Accessory Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.13(c) 19.11(c) 20.13(c)	Vehicle Used as Accessory Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
18.14 19.12 20.14	Insufficient Separation Distance 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.16 19.14 20.16	Accessory Dwelling Used for Tourist Accommodation 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
20.17(b)	Portable Sawmill Engine over 42 Horsepower 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
20.17(c)	Property Owner Not in Residence 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.6 20.7 20.17(e) 21.5	Portable Sawmill or Small Scale Wood Product Manufacturing Located Within 30 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
20.17(j)	Portable Sawmill or Small Scale Wood Product Manufacturing Operating Outside of Permitted Hours 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
20.17(k)	Operating Sawmill of Small Scale Wood Manufacturing on Sunday or Statutory Holiday 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
21.6 24.11 25.11 26.11	Insufficient Set Back for Kennel Building from a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
24.5 25.5 26.5	Unauthorized Single Detached or Duplex dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	275 475	 30% N/A
24.10 25.10 26.10	Unauthorized Location of Small Scale Food Processing 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
27.4	Commercial Floor Area Exceeds 500 Square Metres 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
31.5	Equipment or Machinery Used for Mineral Resource or Concrete Plant or Asphalt Plant Located Within 75 Metres of a Residential Zone 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
35.4	Rifle or Archery or Trap and Skeet Range Located Within 25 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
32.3	Processing Operation Located Within 100 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
19.12 20.12 21.12	Cannabis Micro-Cultivation in Dwelling Place 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A
24.15 25.15 26.15	Over-height Building or Structure Used For Cannabis Cultivation or Processing 1st & 2nd Offence	 200	 200	 200	 30%

Schedule A
APPENDIX 13
C: Comprehensive Land Use Bylaw No. 2317, 2013

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
	3rd & Subsequent	400	400	400	N/A
24.16 24.17 25.16 25.17 26.16 26.17	Cannabis Micro-Cultivation, Cannabis Processing or Cannabis Nursery Over Sized 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A
24.5 25.5 26.5	Oversized Farm Worker Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A
24.12(b) 25.12(b) 26.12(e)	Insufficient Setback From Lot Lines for Farm Product Processing Involving Livestock 1st & 2nd Offence 3rd & Subsequent	 200 400	 200 400	 200 400	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
402.1	Obstruct Authorized Entry 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
601	Obstruct Vision at Intersection 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
605.1 605.2 605.4 605.5	Unauthorized Location of Principal or Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
605.3 1201.6 1602.8 1901.6	Insufficient Setback From Lot Lines - Portable Sawmill 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.2	Home Based Business not Contained Within a Dwelling Unit or Accessory Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.3 607.4	Oversized Home Based Business 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.5 607.6 608.2 1702.6 3102.7	Unauthorized Number of Non-Resident Employees 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.7 608.3	Unauthorized Changes to External Appearance of Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
607.7(a) 607.7(b) 608.3(a) 608.3(b)	Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.8 1702.7 3102.8	Outdoor Storage Not Screened as Required 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.9 1702.9 3102.10	More Noise, Traffic, Vibration, Smoke, Odour, Glare or Electrical Interference or Emissions than Normally Associated with Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
607.10 1501.12 1601.12 1701.10 1801.12 1901.11 2701.7 2701.9(d) 2702(1)(2) 2802.1 2802.2 2902.1 2902.2 3002.1 3002.2 3102.6 3103.1 3103.2 3801.4(a) 3801.4(b) 3901.4(d) 3901.4(e) 4001.3(a)(b)(c) 4101.4(a)(b)(c) 4201.3(a)(b)(c) 5401.7	Insufficient Setback From Property Lines 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.11(a) 607.11(b)	Repair Vehicles Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.12B	Taking Care of More Than 6 Individuals at one Time - Home Occupations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.13 1702.8 3102.9	Retail Sale of Products Not Made on Site 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
607.14 1002.4 1302.4 1303.4 1402.4 1703.4 1902.5 2002.5 3601.12 3701.8 3801.5 3901.5	Insufficient Off Street Parking 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
612.1 612.2 (a) to (g)	Insufficient Off Street Loading Facilities 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
607.1 608.1 1702.3 3601.10 3701.6 1302.4	Proprietor or Property Owner Not in Residence 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
608.4	Bed and Breakfast Not Confined to Residence 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
608.5 608.6	Sleeping Rooms Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
608.7	Camping Sites Over Allowed Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
608.8	Unauthorized Camping Sites 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
609	Outdoor Storage of Wrecked Vehicles Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
610A.1(a) 610A.1(b) 610A.1(c)	Shipping Containers Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
610A.4	Shipping Containers Not Screened 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
610B.1	More Than 2 R.V. Being Stored or Parked 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
610B.2	Recreational Vehicle Connected to Services Associated With Principal or Accessory Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
611.18	More Than 2 RV Units or More Than 1 Vehicle Over the GVW of 4,000 kg on Property 1st & 2nd Offence 3rd & Subsequent	 200 400	 75 375	 275 475	 30% N/A
612.1 612.2(a) to (g)	Insufficient Off Street Loading Facilities 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
613.1(a)(i) 613.1(a)(ii) 613.1(a)(iii)	Keeping of Farm Animals Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
613.1(a) 2701.5 2801.5 2901.5 3001.5 3101.5	Unauthorized Location of Animal Shelter or Enclosures or Troughs or Manure Piles 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
618.1	Unauthorized Location of Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
618.2(a) 618.2(b) 618.2(c)	Oversized Advertisement Sign 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
622.3(a) 622.3(b) 622.5 622.7 2101.2 2201.3 4001.5 4101.6 4102.6 4301.3 5001.3 5301.4 5401. 3201.4 3301.3 4301.3	Insufficient Landscape Screening 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section		Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
700 800 900 1000 1100 1200 1300 1400 1500 1600 1800 1900 2000 2100 2200 2300 2400 2500 2600 2700 2800 2900 3000	3100 3200 3300 3400 3600 3700 3800 3900 4000 4100 4200 4300 4400 4500 4600 4700 4800 4900 5000 5100 5200 5300 5400	Unauthorized Use of Land, Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
701.2 2501.2 701.3 2601.5 801.2 2701.2 801.3 2801.2 901.2 2901.2 901.3 3001.2 1001.2 3101.3 1001.3 3201.2 1101.3 3301.2 1201.4 3401.2 1301.3 3601.7 1401.3 3701.3 1501.2 3801.3 1601.4 3901.3 1701.2 4001.2 1801.2 4101.3 1901.2 4201.2 2001.2 4601.2 2201.2 5301.3 2301.2 5401.6 2401.3	Exceeds Maximum Site / Lot Coverage 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
701.5 801.5 901.6 1001.5 2501.5 2601.	Farm Animals or Poultry Not Confined 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
701.6 801.6 901.7 1001.6 2501.6 3801.8 3901.8 4001.4 4101.5 4201.5 2702.3 2807.3 2902.3 3002.3 3103.3	Over height Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
701.7 801.7 901.8 1001.7 1001.9 1202.8 1301.7 1401.7 1501.9 1601.9 1701.7 1801.9 1901.8 2501.7	Over height Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
701.8 701.9 801.8 801.9 901.9 901.10 1001.8 1001.9 1101.10 1101.11 1201.9 1201.10 1301.8 1301.9 1401.8 1401.9 1501.10 1501.11 1601.10 1601.11 1701.8 1701.9 1801.10 1801.11 1901.9 1901.10 2501.8	Oversized Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1002.1 1302.1 1303.1 1402.1 1703.1 1902.1 2002.1	Secondary Suite / Carriage House or Guest Cabin Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
1101.7 1201.6 1501.6 1601.8 1702.5 1801.6 1901.6 2001.6 2902.6	Portable Sawmill / Small Scale Wood Product Manufacturing Located Within 30 Metres of a Lot / Property Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1201.2 2601.3 2701.3 2801.3 2901.3	Unauthorized Single Detached or Duplex Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
3601.11 3701.7	Rental Cabins Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
3601.9 3701.5	Oversized Rental Cabin or Rental Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1703.2 1902.3(b) 2002.3(b)	Unauthorized Changes to Recreation Vehicle 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1002.1(b) 1302.1(b) 1302.3 1303.1(b) 1402.1(b) 1703.1(b)	Oversized Secondary Suite / Carriage House or Guest Cabin 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1002.1(c) 1302.1(c)	Vehicle Used as Secondary Suite / Carriage House or Guest Cabin 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
1002.2 1302.2 1303.3 1402.3 1703.3 1902.4 2002.4 3601.8 3701.4 3801.4(c) 3901.4(f)	Insufficient Separation Distance 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1303.5 1402.5 1703.5 1902.6 2002.6	Secondary Suite / Carriage House or Guest Cabin Used for Rental Accommodations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1002.5 1302.5 2002.6	R.V. Used For Rental Accommodation 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1302.6	Secondary Suite / Carriage House or Guest Cabin or Recreational Vehicles Used for Tourist Accommodations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1801.7 1901.7 2001.7	Kennel Located Within 30 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
2801.7 2901.7 3001.7 3101.7	Kennel or Small Scale Food Processing Located Within 7.5 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
1501.8	Animal Rehabilitation Facility - Animals Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1501.8	Animal Rehabilitation Facility - Animals Not Confined 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
3201.3	Oversized Commercial Floor Area 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1702.2 3102.3	Portable Sawmill Over 42 Horse Power 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1702.10 1702.11 3102.11 3102.12	Sawmill Operate Out of Permitted Hours 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
4301.2	Equipment or Machinery Located Within 50 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
4201.4	Equipment or Machinery Located Within 75 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
4801.2	Rifle or Archery or Trap and Skeet Range Located Within 25 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
5001.2	Processing Plant Located Within 100 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
3303.5 3501.13	Over-sized Rental Cabin or Rental Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
2501.9(d) 2601.9(d) 2701.9(d) 2801.12(d) 2901.13(d)	Small Scale Food Processing Facility Exceeding 30 Metres From the Nearest Business or Residence on Another Parcel 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
2701.4(a) 2801.4(a) 2901.4(a) 3001.4(b) 3101.4(b)	Manufactured Home Sited on a Permanent Foundation with a Basement Excavation 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
4601.3	Oversized Historical Interpretive Facilities 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
2701,(b) 2801.4(b) 2901.4(b) 3001.4(b) 3101.4(b)	Manufactured Home Not Removed Within 90 Days 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
700.4 801.4 901.5 2401.4	Unauthorized Keeping of Swine (pigs) 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
3501.15	Rental Cabin Over-Limit 1st & 2nd Offence	 200	 175	 275	 30%

Schedule A
APPENDIX 14
Zoning Bylaw No. 1675, 2004

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
	3rd & Subsequent	400	375	475	N/A
3401.4(a) 3401.4(b)	Inadequate Screening and/or Buffering for Campground 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
2702.4 2702.5 2802.4 2802.5 2902.4 2902.5 3002.4 3002.5 3103.4 3103.5	Cannabis Micro-Cultivation, Cannabis Processing or Cannabis Nursery Over Sized 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
	Insufficient Setback From Lot Lines for Farm Product Processing Involving Livestock 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
1501.3 1601.13 1701.11 18.01.13 1901.12	Cannabis Micro-Cultivation Cannabis Processing or Cannabis Nursery in Dwelling Place 1st & 2nd Offence 3rd &Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 15
Salmo River Valley Electoral Area G Land Use Bylaw No. 2452, 2018

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
3.1	Obstruct Authorized Entry 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
81	Obstruction of Vision at Intersection 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
94	Insufficient Setback 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.40(a)	Home Occupations Not Contained Within a Dwelling Unit of Accessory Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.40.C (i) 18.40.C (ii)	Oversized Home Occupations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.40(d) 99(c)(ii)	Unauthorized Number of Non-Resident Employees 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.40(e) 18.41(d)	Home Occupations Sign Exceeds One Square Metre 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.40(e) 18.41(d)	Unauthorized Changes to External Appearance of Building or Structure 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.40(f)	Outdoor Storage Not Screened as Required 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A

Schedule A
APPENDIX 15
Salmo River Valley Electoral Area G Land Use Bylaw No. 2452, 2018

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
21.13 22.13 30.11	Insufficient Setback For Portable Sawmill 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
21.14 22.14	Insufficient Setback For Enclosed or unenclosed Small Scale Woodworking 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.40(g)	Insufficient Setback for Home Occupations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.40(h)	Vehicles For Repair Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.10	Outdoor Storage of Wrecked Vehicles Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.31(a) 18.33	Insufficient Landscape Screening 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.51	More Than One Vehicle With Gross Vehicle Weight in Excess of 4000kg 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.41(a)	Accessory Tourist Accommodations Not Confined to Principal Dwelling or Accessory Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A

Schedule A
APPENDIX 15
Salmo River Valley Electoral Area G Land Use Bylaw No. 2452, 2018

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.40(b) 18.41(b)	Proprietor Not Residing on Property or In Principal Dwelling				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
100(a)	Bed and Breakfast Not Confined				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
18.41(c) 100b(ii)	Unauthorized Number of Non-Resident Employees				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
18.41(e) 100(c)(i) 100(c)(ii)	Number of Rooms in Accessory Tourist Accommodation Exceeds Limits				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
100(d)	Bed and Breakfast Sign Exceeds One (1) Square Meter				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
18.38 102	Insufficient Off Street Parking				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
108	Insufficient Off Street Loading Facilities				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
18.56(a) 18.56(b)	Keeping Farm Animals Over Limit				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A

Schedule A
APPENDIX 15
Salmo River Valley Electoral Area G Land Use Bylaw No. 2452, 2018

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.56(c) 18.56(d)	Animal Shelter or Enclosures or Troughs or Manure Piles in Non-compliance With Setback From Lot Line				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
115(a)	Shipping Containers over Limit				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
115(c)	Shipping Container Not Screened				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
19.1 28.1 20.1 29.1 21.1 30.1 22.1 31.1 23.1 32.1 24.1 33.1 25.1 34.0 26.1 35.1 27.1 36.1	Unauthorized Use of Land, Buildings or Structures				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
19.7 26.8 20.7 27.8 21.8 28.9 22.8 29.7 23.7 30.7 24.7 31.7 25.7 32.7	Exceeds Maximum Site or Lot Coverage				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A

19.3 19.4 19.5 19.6 20.3 20.4 20.5 20.6 21.4 21.5 21.6 21.7 21.15 22.4 22.5 22.6 22.7 22.15 23.3 23.4 23.5 23.6 24.3 24.4 24.5 24.6 25.3 25.4 25.6 26.3 26.4 26.5 26.6 26.7 27.3 27.4 27.5 27.6 27.7	28.3 28.4 28.5 28.6 28.7 29.3 29.4 29.5 29.6 30.3 30.4 30.5 30.6 30.12 30.13 31.3 31.4 31.5 31.6 32.3 32.4 32.5 32.6 33.3 33.4 33.5 33.6 34.3 34.4 34.5 34.6 35.3 35.4 35.5 35.6 36.3 36.4 36.5 36.6	Unauthorized Location of Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
128		Farm Animals Not Confined 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
19.8 20.8 21.9 22.9 23.8		Over height Principal or Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A

Schedule A
APPENDIX 15
Salmo River Valley Electoral Area G Land Use Bylaw No. 2452, 2018

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
24.8 25.8 26.9 27.9 28.10 29.8 30.8 30.9					
131	Oversized Accessory Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.37	Accessory Dwelling Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.37(b)	Accessory Dwelling Over 90 square metres in Gross Floor Area 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.37(c)	Recreational Vehicle or Other Vehicle Used as Accessory Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.42(a)	Unauthorized Camping Accommodations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.42(c)	Accessory Camping Sites Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
18.42(f)	Unauthorized Use of Accessory Camping Accommodations 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A

Schedule A
APPENDIX 15
Salmo River Valley Electoral Area G Land Use Bylaw No. 2452, 2018

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
18.35	Accessory Building or Structure Used for Residential or Tourist Accommodation				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
18.36	Accessory Building or Structure Contains a Shower Enclosure or a bathtub or a Kitchen or More Than 3 Separate Rooms				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
131 139	Keeping Kennel Dogs Over Limit				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
18.43	Recreational Vehicle Parked or Stored on Property Over Limit				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
18.44	Recreational Vehicle Connected to Services Associated With Principal or Accessory Dwelling				
	1st & 2nd Offence	200	175	275	N/A
	3rd & Subsequent	400	375	475	N/A
19.8 19.9 19.10 20.8	Principal Building or Structure or Accessory Building or Structure Exceeds Maximum Gross Floor Area				
20.9	1st & 2nd Offence	200	175	275	N/A
20.10 21.10 21.11 22.10 22.11 30.14 30.15	3rd & Subsequent	400	375	475	N/A

Schedule A
APPENDIX 15
Salmo River Valley Electoral Area G Land Use Bylaw No. 2452, 2018

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
134	Illegal Kennel 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
21.12 22.12	Kennel Located Within 30 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
151	More Than One Single Family Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
21.16 22.16	Cannabis Micro-Cultivation or Cannabis Micro-processing or Cannabis Nursery in Dwelling Place 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
153	Manufactured Home Used as Rental Accommodation 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
153(b)	Fail to Remove Manufactured Home within 90 Days 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
155	Animal Shelter or Enclosure or Troughs or Manure Piles Within 25 Metres of a Property Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
158	Feed Lot Located Within 30 Metres of a Creek, River or Lake 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A

Schedule A
APPENDIX 15
Salmo River Valley Electoral Area G Land Use Bylaw No. 2452, 2018

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
173	Fail to Screen View From Adjacent Residential Properties 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
173	Landscape Screen Not 2.5 Metres in height 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 N/A N/A
28.8	Unauthorized Location of Equipment or Machinery That Grades, Washes or Crushes Mineral Resource or Concrete Batch Plant or Asphalt Processing 1st & 2nd Offence 3rd & Subsequent	 200 400	 275 475	 275 475	 N/A N/A
33.7	Unauthorized Location of Resource Processing 1st & 2nd Offence 3rd & Subsequent	 200 400	 275 475	 275 475	 N/A N/A

Schedule A
APPENDIX 16
Electoral Area D Comprehensive Land Use Bylaw No. 2435, 2016

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
22.2	Obstruction of Vision at Intersection 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.16	Insufficient Setback From Property Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.21(b)	Home Occupations Not Contained Within A Dwelling Unit or Accessory Building 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.21(c)	Oversized Home Occupation 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.21(d) 22.22(c)	Unauthorized Number of Non-Resident Employees 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.21(e) 22.22(e) 22.23(e)	Unauthorized Changes to External Appearance of Building or Structure 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.21(e)	Home Occupation Sign Exceeds 0.4 Square Metres 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.21(f)	Outdoor Storage Not Screened as Required 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.21(g)	Automotive Mechanical or Body Repair Business Located within 15 Metres of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 16
Electoral Area D Comprehensive Land Use Bylaw No. 2435, 2016

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
22.21(h)	Repair Vehicles Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.22(a)	Bed and Breakfast Not Confined to The Principal Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.21(a) 22.22(b)	Proprietor or Property Owner Not in Residence 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.22(d)	Number of Rooms in Bed & Breakfast Exceeds Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.22(e)	Bed and Breakfast Sign Exceeds 0.4 Square Metres 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.23(a)	Vacation Rental Not Confined to Principal Dwelling 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.23(b)	Vacation Rental Over Permitted Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.23(c)	Unauthorized Vacation Rental 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.23(d)	Number of Rooms or Lodgers in Vacation Rental Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 16
Electoral Area D Comprehensive Land Use Bylaw No. 2435, 2016

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
22.23(e)	Vacation Rental Sign Exceeds 0.4 Square Metres 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
24.24	Unlawful Vehicle Wrecking or Outdoor Storage of Derelict Vehicles 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.25(a)	Shipping Containers Over Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
24.30 24.31 24.32	Insufficient Off Street Parking 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.34	More Than 2 R.V or More Than 1 Vehicle over 4,000 kg 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.36(a) 22.36(b)	Keeping of Farm Animals Over Allowed Limit 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
22.36(c)	Animal Shelter or Enclosure or Troughs or Manure Piles Within 4.5 Metres (15 feet) of a Lot Line 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
23.1 29.1 24.1 30.1 25.1 31.1 26.1 32.1 27.1 33.1 28.1	Unauthorized Use of Land or Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 16
Electoral Area D Comprehensive Land Use Bylaw No. 2435, 2016

Bylaw Section		Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
23.3 23.4 23.5 23.6 24.3 24.4 24.5 24.6 25.3 25.4 25.5 25.6 26.3 26.4 26.5 26.6 27.3 27.4 27.5 27.6 28.3 28.4	28.5 28.6 29.3 29.4 29.5 29.6 30.3 30.4 30.5 30.6 31.3 31.4 31.5 31.6 32.3 32.4 32.5 32.6 33.3 33.4 33.5 33.6	Unauthorized Location of Buildings or Structures 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
23.7 24.7 26.7 27.7	28.7 29.7 30.7 31.7	Exceeds Maximum Site Coverage 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A
23.8 24.8 25.7 26.8	27.8 28.8 29.8	Over height Building or Structure 1st & 2nd Offence 3rd & Subsequent	 200 400	 175 375	 275 475	 30% N/A

Schedule A
APPENDIX 17
Resource Recovery Facilities Bylaw No. 2891, 2023

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
3.1.2	Operation of a Vehicle off a Designated Road 1st & 2nd Offence 3rd & Subsequent	 100 200	 100 175	 175 275	 N/A N/A
3.2.1	Failure to Properly Secure a Load 1st & 2nd Offence 3rd & Subsequent	 100 200	 100 175	 175 275	 N/A N/A
3.3.1	Prohibited Smoking 1st & 2nd Offence 3rd & Subsequent	 100 200	 100 175	 175 275	 N/A N/A
3.3.3	Failure to Dispose of Waste in a Manner that Conforms to WorkSafe BC Regulations 1st & 2nd Offence	 100	 100	 175	 N/A
3.5.2	Improper Disposal of Controlled Waste 1st & 2nd Offence	 200	 175	 275	 N/A
3.5.4 3.5.5 3.5.6	Improper Disposal or Deposit of Recyclable Materials 1st & 2nd Offence 3rd & Subsequent	 100 200	 100 175	 175 275	 N/A N/A
3.6.2	Failure to Dispose of or Deposit Waste in a manner that Conforms with the Bylaw 1st & 2nd Offence 3rd & Subsequent	 100 200	 100 175	 175 275	 N/A N/A
3.6.6	Failure to Dispose of or Deposit Waste in a Manner as Directed by the Site Operator or Service Personnel 1st & 2nd Offence 3rd & Subsequent	 100 100	 100 100	 175 175	 N/A N/A
3.6.9	Unauthorized Removal of Waste from a Resource Facility 1st & 2nd Offence 3rd & Subsequent	 100 500	 100 500	 175 500	 N/A N/A

Schedule A
APPENDIX 17
Resource Recovery Facilities Bylaw No. 2891, 2023

Bylaw Section	Description The following fines apply to the Contraventions Below ($)	**A1** Penalty Amount	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
3.6.10 3.6.11 3.6.12 3.6.13	Disposal or Deposit of Out-of-Area Municipal Solid Waste 1st & 2nd Offence 3rd & Subsequent	 100 500	 100 500	 175 500	 N/A N/A
3.6.14	Entering a Resource Recovery Facility at a Time other Than the Designated Hours of Operation 1st & 2nd Offence 3rd & Subsequent	 100 500	 100 500	 175 500	 N/A N/A
3.6.15	Starting an Unauthorized Fire 1st & 2nd Offence	 500	 500	 500	 N/A
3.6.16	Unauthorized Alteration of a Sign 1st & 2nd Offence 3rd & Subsequent	 100 500	 100 500	 175 500	 N/A N/A
3.6.19	Loitering at Transfer Station 1st & 2nd Offence 3rd & Subsequent	 100 500	 100 500	 175 500	 N/A N/A
3.7.1	Failure to Follow Direction Provided by Site Operator or Site Personnel 1st & 2nd Offence 3rd & Subsequent	 100 500	 100 500	 175 500	 N/A N/A

Schedule A
APPENDIX 18
Regional District of Central Kootenay Water Bylaw No. 2824, 2022

Bylaw Section	Description The following fines apply to the Contraventions Below	**A1** Penalty Amount ($)	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
8 (1)	Unapproved Operation of the Water System	200	175	225	N/A
8 (2)	Intentional Destruction, Tampering, Alteration or Connection to the Water System	450	400	500	N/A
9 (2)	Failure to Make Application for Change of Use	100	75	125	N/A
9 (4)	Failure to Make Application for Temporary Water Usage	100	75	125	N/A
11.1 (3)	Failure to Maintain Customer Water Connection or Fixtures	100	75	125	N/A
11.1 (13)	Supplying Water to Another Property	450	400	500	N/A
11.2 (1)	Unauthorized Entry of Utility Structure	450	400	500	N/A
11.2 (2)	Obstruct Access to Water System or Water Connection	450	400	500	N/A
11.2 (3)	Obstruct Authorized Entry	450	400	500	N/A
12.1 (1)	Unauthorized Irrigation of Land	300	250	350	N/A
12.1 (2)	Unauthorized Water Supplied to Another Property	450	400	500	N/A
12.1 (3)	Commercial Sale of Water without Approval	450	400	500	N/A
12.2 (4)	Unauthorized Change or Addition to Number or Type of Fixtures	450	400	500	N/A
12.1 (5)	Unauthorized Installation of a Pump	450	400	500	N/A
12.1 (6)	Use of Free Flow Bleeder	450	400	500	N/A
12.3 & Schedule A	Failure to Comply with Stage One Water Conservation	100	75	125	N/A
12.3 & Schedule A	Failure to Comply with Stage Two Water Conservation	150	125	175	N/A

Schedule A
APPENDIX 18
Regional District of Central Kootenay Water Bylaw No. 2824, 2022

Bylaw Section	Description The following fines apply to the Contraventions Below	**A1** Penalty Amount ($)	**A2** Discounted Penalty: Within 14 days ($)	**A3** Late Payment After 28 days ($)	**A4** Compliance Agreement Availability & Discount (%)
12.3 & Schedule A	Failure to Comply with Stage Three Water Conservation	200	175	225	N/A
12.3 & Schedule A	Failure to Comply with Stage Four Water Conservation	400	350	450	N/A
12.3 (4) (a),(b),(c),(d)	Excessive Water Use	100	75	125	N/A
12.3 (4) (e)	Unauthorized Sprinkling From Unattended Open Pipe or Hose	100	75	125	N/A
12.6 (1)	Water Wastage	100	75	125	N/A
12.7 (1)	Illegal Water Connection	450	400	500	N/A
14.1 (1)(a)	No Cross Connection Control Device	300	250	350	N/A
14.1. (2)	Unauthorized Cross Connection	300	250	350	N/A
14.1 (9)	Unauthorized Removal or Modification of Backflow Preventer	300	250	350	N/A
14.2 (1)(2)	Failure to Report Problem or Failure to Repair Backflow Preventer	100	75	125	N/A
14.4 (2)	Refusal to Provide Backflow Preventer Test Report	100	75	125	N/A
15.1 (1)(2)(3)	Refusal to Provide Water Meter	100	75	125	N/A
15.1 (9)	Unmetered Water Use on Metered Property	400	350	450	N/A
15.2 (4)	No seal on Bypass	100	75	125	N/A
15.3 (2) & (3)	Failure to Report Problem with Water Meter	100	75	125	N/A
15.3 (4) (a),(b)	Interference or Tampering with Water Meter	200	175	225	N/A
15.6 (3)	Refusal to Provide Meter Reading	50	40	60	N/A

SCHEDULE "B"

REGIONAL DISTRICT OF CENTRAL KOOTENAY
Compliance Agreement

PURSUANT TO *BYLAW NOTICE ENFORCEMENT BYLAW No. 2855, 2022.*

I, _____ of _____
[Name] *[Address]*

Acknowledge receipt of Bylaw Notice _____ and wish to enter into this
[Bylaw Notice Number/s]'

Compliance Agreement whereby I agree to fulfill the conditions below, in exchange for a reduced penalty.

Specifically, I agree to pay the reduced penalty of $_____ on or before_____.
[Amount] *[Date]*

I further agree to comply with the following terms and conditions of this Agreement:

1. On or before _____ I will _____

_____

2. On or before _____ I will _____

_____

I understand that this Agreement is binding upon me for one (1) year from the date of this Agreement.

I also understand that if I breach a term of this Agreement, or fail to observe or perform the above terms and conditions, the Regional District's Screening Officer may rescind this Agreement. I understand that if this Agreement is rescinded, I will have 14 days to dispute the Screening Officer's decision to rescind the Agreement, and that if I do not dispute this decision in that time, the full penalty stated in the Bylaw Notice(s) of $_____ will be immediately due and payable and subject to all fees and penalties as if the Bylaw Notice was not disputed.

_____ _____
Signature of Bylaw Notice Recipient Signature of Screening Officer

_____ _____
Date Date