

**SALT SPRING ISLAND LOCAL TRUST COMMITTEE
BYLAW NO. 434**

**A BYLAW TO ADOPT THE OFFICIAL COMMUNITY PLAN FOR PART OF THE
SALT SPRING ISLAND LOCAL TRUST AREA**

WHEREAS the Salt Spring Island Local Trust Committee is the Local Trust Committee having jurisdiction on and in respect of the Salt Spring Island Local Trust Area, pursuant to the Islands Trust Act;

AND WHEREAS Section 29 of the *Islands Trust Act* gives the Salt Spring Island Local Trust Committee the same power and authority of a Regional District under Part 26, except sections 932 to 937 and 939, of the *Local Government Act*,

AND WHEREAS Sections 876 and 882, respectively, of Division (2) of Part 26 of the *Local Government Act* applies to the Committee and authorizes it to adopt an Official Community Plan and outlines procedures for developing and adopting such plans including a public hearing and Ministerial approval;

AND WHEREAS Section 27 of the *Islands Trust Act* requires that the Executive Committee of the Islands Trust must approve an Official Community Plan prior to adoption;

AND WHEREAS Section 877 of the *Local Government Act* lists the subjects that must be addressed in a Plan;

AND WHEREAS Section 884(1) of the *Local Government Act* provides that the adoption of an official community plan does not commit or authorize the Salt Spring Island Local Trust Committee to proceed with any project that is specified in the Plan;

NOW THEREFORE the Salt Spring Island Local Trust Committee enacts as follows:

CITATION

1. This Bylaw shall be cited as the "Salt Spring Island Official Community Plan Bylaw No. 434, 2008".

APPLICATION

2. This Bylaw applies to:

Salt Spring Island; Channel Islands; Deadman, First Sister, Goat, Grace, Idol, Russell, Second Sister and Third Sister Islands; Isabella Islets; and other named and un-named islands and islets, and the surface of water within Electoral Area "F" shown on Map 1.

ORGANIZATION

- 3. Schedule A, including Maps 1, 2, 3, 4, 5, 6, 7, 8, 9a, 9b, 10, 11, 12, 13, 14, 14a, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26, attached to and forming part of Schedule A of this Bylaw, is hereby designated as the "Salt Spring Island Official Community Plan Bylaw No. 434, 2008".
- 2. The Schedules comprising this Bylaw are as follows:
 Schedule A: Policy Document, Volumes 1 and 2, and Maps 1 to 26, inclusive.

BYLAW REPEAL

- 3. The "Salt Spring Island Official Community Plan Bylaw No. 345, 1997" (as amended) is repealed.

SEVERABILITY

- 4. If any provision of this Bylaw is for any reason held to be invalid by a decision of any Court of competent jurisdiction, the invalid provision must be severed from the Bylaw and the decision that such provision is invalid must not affect the validity of the remaining provisions of the Bylaw.

READ A FIRST TIME this 17th day of June , 2008

PUBLIC HEARING HELD this 10th day of July , 2008

READ A SECOND TIME this 23rd day of July , 2008

READ A THIRD TIME this 23rd day of July , 2008

APPROVED BY THE EXECUTIVE COMMITTEE OF THE ISLANDS TRUST this
 26th day of August , 2008

APPROVED BY THE MINISTER OF COMMUNITY DEVELOPMENT this
 3rd day of September , 2008

ADOPTED this 2nd day of October , 2008

SECRETARY

CHAIRPERSON