

North Pender Island Trustees Report

The North Pender Local Trust Committee (LTC) met January 27, 201. Chair Peter Luckham called the meeting to order at 9:45 AM. Local Trustees Derek Masselink and Gary Steeves were in attendance with Staff Planner Andrea Pickard and Recording Secretary Zorah Starr.

Previous Meetings

Following the adoption of the agenda, the minutes of the November 25th LTC regular business meeting and the November 27th special LTC meeting were approved. The notes of the November 27th Community Information Meeting and the November 15th Advisory Planning Commission were received.

Business Arising

A draft by-law to establish an alternate dispute resolution method for bylaw enforcement was given three readings. The administrative by-law, if approved, would apply to the more routine type of by-law infractions. An independent adjudicator would hear both the Bylaw Enforcement Officer (BEO) and the property owner state their case. The adjudicator would decide if the by-law was breached or not.

The present by-law enforcement system requires all local governments to go to court to enforce their by-laws. This means that the local government and the property owner must hire lawyers, travel to court hearings in Vancouver or Victoria and incur a host of costs associated with going to court.

The proposed alternate dispute resolution system does not use courts. It does not use lawyers. Where a by-law enforcement infraction is alleged and the property owner wanted to dispute the ticket, the alleged infraction would go to an independent adjudicator. The BEO and the property owner would state their cases to the adjudicator. No lawyers would be used and the parties need not travel anywhere. The adjudicator will conduct the hearing on the ticket over the phone. The removal of the travel, lawyer and court costs is far more efficient for all concerned.

This administrative by-law does not change the Land Use By-law; does not create new infractions and does not create new rules of any kind. It simply uses a new provincially approved method to reduce the cost of by-law enforcement for all concerned.

Correspondence

A letter was received from the Stanley Point Property Owners Association about the repair of certain roads in the Stanley point subdivision. Trustee Steeves subsequently contacted Ministry of Transportation Manager Larry Griffith who has been in touch with the Association President and toured the subdivision with the highways maintenance

contractor. The Association President and the Ministry Manager will meet to discuss the situation further.

Applications and LTC Projects

There was one application on the agenda. Due to the inability of the property owner to attend the January LTC meeting, the LTC consented to hold the application over until April.

Proposed By-law #184, an OCP amendment to comply with the Province of BC's requirement to adopt the Ministry of the Environment's riparian area regulations, was discussed and amended. The amended version will go to a public hearing on February 26th 2011 at the Community Hall.

The LTC reminded everyone that the Riparian Area Regulations are in effect now and have been since 2005 when the Provincial Government passed legislation deeming them to be in effect in all local government by-laws. By-law 184 would amend the provincial edict by providing a variety of exemptions in keeping with the local conditions on North Pender Island.

Reports

A number of routine reports were received by the LTC. The Work Program Report was not changed and the Applications report was reviewed by staff, updating the status of a number of the applications listed on the report.

The Expenses Report was reviewed and the LTC is still within its 2010-11 budget.

The North Pender webpage was reviewed and staff directed to update it with business carried out at the January meeting.

Trustee Reports

The Chair and the Local Trustees reviewed, in general, a few issues that have utilized their time since the last meeting. The Chair advised that the next Trust Council meeting will be held on Galiano Island on March 8-10. The meetings are open to the public and he encouraged everyone to attend.

Future Meetings

The LTC regularly meets on the last Thursday of each month. There are some exceptions so check the Islands Trust website or the community bulletin boards to be certain. The next meeting is February 24th at the Community Hall starting at 9:45 AM.

Advisory Planning Commission

The term of the current APC ends in March this year. The LTC directed staff to thank the current APC members for their service and advice this year and to encourage them to continue.

If any member of the community is interested in being appointed to the APC, please contact Planner Andrea Pickard at 250-405-5189 or apickard@islandstrust.bc.ca. The LTC will make decisions on appointments at their March meeting.

Kikuchi Family Conservation Covenant

The LTC was advised of the details of the Kikuchi family's amazing contribution to conservation on our island. The LTC expressed their admiration and gratitude.

In-Camera

Following a Town Hall session, the LTC resolved to go in-camera for the purposes of adopting the November 25th In-Camera meeting minutes.

Recall and Report

The LTC reopened the meeting to the public and advised that the minutes of the November In-Camera meeting had been adopted.

Adjournment

The meeting adjourned about 1:45 PM

Respectfully submitted
Derek Masselink and Gary Steeves
Local Trustees