

**NORTH PENDER ISLAND LOCAL TRUST COMMITTEE
BYLAW NO. 213**

A BYLAW TO AMEND NORTH PENDER ISLAND LAND USE BYLAW 103, 1996

The North Pender Island Local Trust Committee, being the Trust Committee having jurisdiction in respect of the North Pender Island Local Trust Area under the *Islands Trust Act*, enacts as follows:

(1) Citation

This bylaw may be cited for all purposes as “North Pender Island Land Use Bylaw, 103, 1996, Amendment No. 2, 2017”.

(2) North Pender Island Local Trust Committee Bylaw No. 103, cited as “North Pender Island Land Use Bylaw 103, 1996,” is amended as follows:

2.1 Section 8.16 Community Park 1 (CP [1]) is amended by the insertion of the following as Subsection 8.16.4:

“ 8.16.4 Site Specific Regulations

- (1) The regulations listed in Column 3 of the following table only apply to the land identified in column 2 of the same row. These lands are identified on the zoning map by the site-specific zoning reference listed in column 1.

<i>Column 1</i>	<i>Column 2</i>	<i>Column 3</i>
Site-Specific Zone Reference	Legal Description	Site Specific Regulations
CP 1 (a)	The WEST 1/2 of Section 10, Pender Island, Cowichan District, Except Parts in Plans 16459, 16958, 21107, 21811, 2149, 22273, 22424, 22932, 23175, 23433, 23487, 24776, 30587, 30589 And 31146 (Thieves Bay Community Park)	1) In addition to the buildings and structures permitted in 8.16.2(2), the following are permitted: <ul style="list-style-type: none"> (a) picnic shelter 2) The maximum size of a picnic shelter is 80.2 m ² measured to the drip line of the roof in accordance with “lot coverage”. 3) Despite Subsection 3.7.8, no building or structure, with the exception of playing field fences and picnic tables, may be located: <ul style="list-style-type: none"> (a) within 7.6 metres of any front or rear lot line measured to the drip line of the roof; or (b) within 3 metres of any interior side lot line, nor within 4.5 metres of any exterior side lot line measured to the drip line of the roof. 4) No building or structure, with the exception of playing field fences, may exceed 4.6 metres in height.

2.2 Schedule “1” – Zoning Map, is amended by changing the zoning classification of THE WEST 1/2 OF Section 10, Pender Island, Cowichan District, Except Parts in Plans 16459, 16958, 21107, 21811, 22149, 22273, 22424, 22932, 23175, 23433, 23487, 24776, 30587, 30589 AND 31146 from to Community Park 1 (CP1) to Community Park 1 (a) (CP1[a]), as shown on Plan No. 1 attached to and forming part of this bylaw, and by making such alterations to Schedule “1” to Bylaw No. 103, as are required to effect this change.

(3) SEVERABILITY

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	27 th	DAY OF	APRIL	2017
READ A SECOND TIME THIS	26 th	DAY OF	OCTOBER	2017
PUBLIC HEARING HELD THIS	23 rd	DAY OF	NOVEMBER	2017
READ A THIRD TIME THIS	23 rd	DAY OF	NOVEMBER	2017
APPROVED BY THE EXECUTIVE COMMITTEE OF THE ISLANDS TRUST THIS	17 th	DAY OF	JANUARY	2018
ADOPTED THIS	30 th	DAY OF	JANUARY	2018

Chair

Secretary

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Plan No. 1

