

**SOUTH PENDER ISLAND LOCAL TRUST COMMITTEE
BYLAW NO. 115**

**A BYLAW TO AMEND SOUTH PENDER ISLAND OFFICIAL COMMUNITY PLAN
BYLAW NO. 107, 2011**

The South Pender Island Local Trust Committee enacts in open meeting assembled as follows:

1. CITATION

This Bylaw may be cited for all purposes as “South Pender Island Official Community Plan Bylaw No. 107, 2011, Amendment No. 1, 2018”.

2. SCHEDULES

2.1 South Pender Island Official Community Plan No. 107, 2011, Schedule “A” is amended as shown on Schedule 1, attached to and forming part of this bylaw.

2.2 South Pender Island Official Community Plan No. 2017, 2011, Schedule “D” is amended as shown on Schedule 2, attached to and forming part of this bylaw.

2.3 South Pender Island Official Community Plan No. 2017, 2011, Schedule “H” is amended as shown on Schedule 3, attached to and forming part of this bylaw.

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	3 RD	DAY OF	APRIL	2018
READ A SECOND TIME THIS	12 TH	DAY OF	JUNE	2018
PUBLIC HEARING HELD THIS	4 TH	DAY OF	SEPTEMBER	2018
READ A THIRD TIME THIS	4 TH	DAY OF	SEPTEMBER	2018
APPROVED BY THE EXECUTIVE COMMITTEE OF THE ISLANDS TRUST THIS	10 TH	DAY OF	OCTOBER	2018
APPROVED BY THE MINISTER OF MUNICIPAL AFFAIRS AND HOUSING THIS	20 TH	DAY OF	FEBRUARY	2019
ADOPTED THIS	5 TH	DAY OF	APRIL	2019

Chair

Secretary

**SOUTH PENDER ISLAND LOCAL TRUST COMMITTEE
BYLAW NO. 115**

SCHEDULE 1

The South Pender Island Official Community Plan No. 107, 2011, Schedule “A” is amended as follows:

1. Subsection 6.1.2 Article (a) – “Transportation General Policies” - is deleted in its entirety and replaced with the following:
 - a) Except for pedestrian and bicycle paths, construction of transportation infrastructure is to be in response to, rather than in anticipation of, increased demand.

2. The paragraph under Subsection 6.1.3 – “Land Transportation” - is deleted in its entirety and replaced with the following:

“The location and classification of the island’s roads, plus any intended or additional phased roads, heritage roads, car stops and pedestrian and bicycle paths are shown on Schedule “H”. The functional characteristics of these classifications are:”

3. Subsection 6.1.3 Article (b) – “Land Transportation Policies” - is amended by adding new clauses after clause i) as follows:
 - ii) The Local Trust Committee will only support the development of automobile, pedestrian and bicycle infrastructure where it believes there has been adequate consultation with First Nations regarding heritage, cultural, or other features of significance.

 - iii) The Local Trust Committee will only support the development of automobile, pedestrian and bicycle infrastructure where it believes it will not unduly compromise the unique or heritage features of the Scenic/Heritage roads identified in Schedule “H”.

 - iv) The Local Trust Committee will support agency and community group efforts to develop the network of bicycle routes, pathways, walkways and trails shown on OCP Schedules “D” and “H”.

 - v) Subject to 6.1.3(b)(ii) above, the Local Trust Committee will use rezoning applications as an opportunity to work toward development of the network of bicycle routes, pathways, walkways and trails shown on OCP Schedules “D” and “H”.

 - vi) The Local Trust Committee will support implementation of the Capital Regional District Gulf Islands Regional Trails Plan on South Pender Island.

And by renumbering the subsequent clauses of the subsection to effect these changes.

4. The introductory paragraph and first bullet point of Advocacy Policy 6.1.3 Clause ii) are deleted in their entirety and replaced with the following:

“The creation of the network of bicycle and pedestrian paths, walkways and trails along routes shown on Schedules “D” and “H” is to be pursued by:

- requesting the Ministry of Transportation and Infrastructure to assist by developing pathways, walkways, and trails within road rights-of-way where their locations coincide with network routes and to provide bicycle paths along Minor Road rights-of-way shown in Schedules “D” and “H”.

5. Subsection 6.1.3 - “Advocacy Policies” - is amended by adding new clauses after clause ii) as follows:

iii) Agencies and community groups are requested to prioritize separated bicycle and pedestrian paths over on-road bicycle lanes where feasible and where they will not have adverse effects on the natural environment.

iv) The pedestrian and bicycle path shown in Schedules “D” and “H” should, where feasible, be constructed within the Ministry of Transportation and Infrastructure right-of-way.

v) Agencies and community groups, in consultation with area First Nations and the British Columbia Archaeology Branch, should ensure that installation of pedestrian and bicycle infrastructure does not compromise heritage, cultural or other features of value to First Nations.

vi) Agencies and community groups, in consultation with the Local Trust Committee, should ensure that installation of pedestrian and bicycle infrastructure does not compromise the unique scenic or heritage features of the Scenic/Heritage roads identified in Schedule “H”.

And by renumbering the subsequent clauses of the subsection to effect these changes.

SOUTH PENDER ISLAND LOCAL TRUST COMMITTEE BYLAW NO. 115

SCHEDULE 3

The South Pender Island Official Community Plan No. 107, 2011, Schedule “H” - “Road Network” is amended as follows:

