

COUNCIL MEETING AGENDA

MONDAY, OCTOBER 4, 2010

Immediately following the adjournment of the Committee of the Whole Meeting

1. ADOPTION OF MINUTES

- a) of the Council meeting held September 20, 2010 - Pages 1 to 4

Recommendation: THAT the minutes of the Council meeting held September 20, 2010 be adopted.

2. APPROVAL OF AGENDA

3. PRESENTATIONS

4. DELEGATIONS

5. UNFINISHED BUSINESS

6. CORRESPONDENCE

- a) Oceanside Development & Construction Association - Concern for the Integrity of the Democratic Process - Pages 5 to 6

Recommendation: THAT the correspondence from the Oceanside Development & Construction Association dated September 22, 2010 regarding concern for the integrity of the democratic process, be received.

- b) Sam D. Cosco - Official Community Plan Advisory Committees - Page 7

Recommendation: THAT the correspondence from Sam D. Cosco dated September 20, 2010 regarding the Official Community Plan Advisory Committees, be received.

- c) Michele Deakin - Mid Vancouver Island Habitat Enhancement Society (MVIHES) - Pages 8 to 10

***Recommendation: THAT the correspondence from the Mid Vancouver Island Habitat Enhancement Society (MVIHES) dated September 28, 2010 regarding shoreline property on Parksville Bay, be received;
AND THAT a representative from MVIHES be invited to attend a future Committee of the Whole meeting to discuss their Society's concerns.***

7. DISCUSSION RELATED TO DELEGATIONS OR CORRESPONDENCE

8. REPORTS

- a) Appointments to Official Community Plan Advisory Committees - verbal report
At the September 20, 2010 meeting of Council, the Terms of Reference for the Official Community Plan Advisory Committee were amended to establish two Committees, being the "Official Community Plan Citizen Advisory Committee" and the "Official Community Plan Community Advisory Committee" with approval to name the Committee appointees at the next meeting of Council.
- b) Director of Community Planning - Addition of Advertising Component to Permit Alteration to the Proposed Fire Hall Tower (160 Jensen Avenue West) - Pages 11 to 13
Staff advanced a report to the September 20, 2010 Committee of the Whole meeting respecting amended plans for the Fire Hall hose tower to include a "shrouded" antenna within. There are variances associated. Staff did not highlight and include a notification process. Staff has rethought this matter and believes it is appropriate to conduct such a process.

Recommendation: THAT the report from the Director of Community Planning dated September 28, 2010 entitled "Addition of Advertising Component to Permit Alteration to the Proposed Fire Hall Tower on Lot A, District Lot 14, Nanoose District, Plan EPP7534 (160 Jensen Avenue West)" be received; AND THAT the recommendation coming forward to Council from the September 20, 2010 Committee of the Whole meeting be amended to read as follows:

AND THAT staff commence notification based on the fact that Council intends to consider granting a Development Variance Permit to the Parksville Volunteer Fire Department for the purpose of granting a Zoning Bylaw relaxation and which would facilitate a contemplated amendment to the Development Permit to permit a hose tower structure shielding an antenna and at a height of 20m and a reduction to the setback for commercial communications antenna from 50m to 10m.

- c) Committee of the Whole - September 20, 2010 - Pages 14 to 15
- (1) Bev Harrison - Craig Bay Residents' Association - Stage II Water Restrictions
Recommendation: THAT the matter of watering restrictions in Craig Bay be referred to staff for review and recommendation and report back to Committee of the Whole.
- (2) Director of Community Planning - Application to Amend to Official Community Plan to Change the Future Land Use Designation from Rural to Commercial (1000 Island Highway East)
On April 30, 2010 the City received an Official Community Plan amendment application from Rob Hill of Kasba Developments Ltd., (Inc. No. 233179), to change the Future Land Use Map designation of the above-mentioned subject property from Rural to Neighbourhood Commercial.
Recommendation: THAT the report from the Director of Community Planning dated September 9, 2010 entitled "Application to Amend the Official Community Plan to Change the Future Land Use Designation from Rural to Neighbourhood Commercial on Lot A, District Lot 123, Nanoose District, Plan VIP57926 (1000 Island Highway East)" be received; AND THAT the application to amend the Official Community Plan Future Land Use map from Rural to Neighbourhood Commercial on Lot A, District Lot 123, Nanoose District, Plan VIP57926 (1000 Island Highway East) be denied;

AND FURTHER THAT the topic of changing the designation from Rural to Neighbourhood Commercial for Lot A, District Lot 123, Nanoose District, Plan VIP57926 (1000 Island Highway East) be considered during the upcoming Official Community Plan review.

- (3) Director of Community Planning - Development Permit Amendment Application with Variances to Permit Alteration to the Proposed Fire Hall Tower and Inclusion of Equipment Room (160 Jensen Avenue West)

The City was approached by TELUS who has been looking for an additional telecommunications site near downtown. In response to this request, the City initiated a development permit amendment with variances in order to explore this potential option. The application is being pursued to facilitate modifications to the Fire Hall addition and renovation in order to allow for an increase in the height of the proposed tower to include an equipment room in order to screen telecommunications equipment and associated antenna system. Costs associated with the modification to the Fire Hall tower and the inclusion of an equipment room would form part of the negotiations with TELUS.

Recommendation: THAT the report from the Director of Community Planning dated September 13, 2010 for Development Permit Amendment application with variances to permit alteration to the proposed fire hall tower and inclusion of an equipment room on Lot A, District Lot 14, Nanoose District, Plan EPP7534 (160 Jensen Avenue West) be received; AND THAT a Development Permit with variances be issued to the City of Parksville to amend Development Permit No. 10-04 to facilitate a higher fire hall tower and the addition of an equipment room on Lot A, District Lot 14, Nanoose District, Plan EPP7534 (160 Jensen Avenue West); AND FURTHER THAT staff be directed to negotiate an agreement with TELUS for the installation of telecommunication equipment and an antenna system within the building addition on Lot A, District Lot 14, Nanoose District, Plan EPP7534 (160 Jensen Avenue West).

- (4) Chief Administrative Officer - Consideration of Delivery Methods for a Development Process Review

At the August 16, 2010 regular meeting of Council, Staff was directed to explore alternative delivery methods for a comprehensive review of the City's development process. This report explores the options for that purpose.

Recommendation: THAT the report from the Chief Administrative Officer dated September 15, 2010 regarding the City's Development Process Review be received; AND THAT staff be authorized to proceed with a development process review through an open request for proposals with the Terms of Reference and expected deliverables as those outlined in "Schedule A" attached to the report from the Chief Administrative Officer dated September 15, 2010; AND FURTHER THAT staff be directed to include in the revised 2010 – 2014 financial plan funding in the amount of \$50,000.00 for the review with funding to be provided from prior years' surpluses.

- (5) GIS Specialist on behalf of the Municipal Information System Committee - Municipal Information System RFP: Purchase of Financial System and Property Management System

Currently the City of Parksville owns, operates and maintains \$296 million worth of municipal infrastructure. Some of the resources the City currently uses are a Financial System, a Geographic Information System (GIS) and FDM RMS, and a relational database program currently used by the Fire Department. Additional systems operated

by the City are manual systems, such as the Local Government Management Association (LGMA) records management system and Property Record Systems. These systems operate independently with their own requirements and there are no real-time links between them.

In order to better manage the City's infrastructure, retain property records, manage electronic documents and be fiscally accountable, up to date technology and systems are required.

Recommendation: THAT the report from the GIS Specialist on behalf of the Municipal Information System Committee dated September 10, 2010 entitled "Municipal Information System RFP: Purchase of Financial System and Property Management System" be received;

AND THAT the City of Parkville purchase and implement Tempest Development Group as a new Land/Revenue System at the submitted price of \$326,957.00 (plus taxes) plus travel per diem costs as contained in the 2010 Capital Budget;

AND FURTHER THAT the City of Parkville purchase and implement Diamond Municipal Solutions as a new core Financial System at the submitted price of \$118,057.00 (plus taxes) plus travel per diem costs as contained in the 2010 Capital Budget.

- d) Fire Chief - Contract Award for Mechanical Works for Fire Hall Expansion Project - Pages 16 to 18

On September 24, 2010, Liberty Contract Management provided a recommendation for the award of the contract for the mechanical works required for the fire hall expansion. The recommendation was that the contract be awarded to Archie Johnstone Plumbing and Heating.

Recommendation: THAT The report from the Fire Chief dated September 27, 2010 entitled "Contract Award for Mechanical Works for the Fire Hall Expansion Project", be received;

AND THAT Council award the contract for the required Mechanical Works for the Fire Hall Expansion Project to Archie Johnstone Plumbing and Heating in the pre-tax amount of \$247,600.00.

- e) Executive Assistant - Silver Spur Riding Club - Annual Equestrian Toy Ride - Pages 19 to 26

Under the provisions of the City's Special Events Policy organizations proposing to hold an event on municipal property, streets or parks are required to apply for a special events permit. All events covered in the policy must be approved by Council and event organizers must fulfill the requirements outlined in the policy.

Recommendation: THAT the report from the Executive Assistant dated September 27, 2010 entitled "Silver Spur Riding Club - Annual Equestrian Toy Ride", be received;

AND THAT the Silver Spur Riding Club be permitted to hold an Equestrian Toy Ride on Sunday November 14, 2010 between the hours of 11:30 a.m. and 12:30 p.m. following a designated route through City streets as indicated on the map attached to Event Application Form (1B);

AND THAT the approval be granted on condition that the organizers adhere to the signed Terms and Conditions form dated September 12, 2010 attached to the report from the Executive Assistant dated September 27, 2010 entitled "Silver Spur Riding Club - Annual Equestrian Toy Ride".

f) Chief Administrative Officer - TM Mobile Inc. (TELUS) Site Licence Agreement - Pages 27 to 29

Approval is required by Council to lease a portion of Parkland on Lot 15, Block 564, Plan 33339 (5 Chattell Road) to TM Mobile Inc. (TELUS) for the installation of telecommunications equipment.

Recommendation: THAT the report from the Chief Administrative Officer dated September 27, 2010 entitled "TM Mobile Inc. (TELUS) Site Licence Agreement", be received;

AND THAT the proposed lease agreement with TM Mobile Inc. (TELUS) for a portion of Parkland on Lot 15, Block 564, Plan 33339 (5 Chattell Road), as outlined in red on the Schedule A attached to this report, to be used for the installation of telecommunications equipment, be approved for the period December 1, 2010 to November 30, 2015 at an annual rate of \$10,000.00 (plus applicable harmonized sales tax) and the rights to extend the term of this agreement for five (5) further and consecutive period(s) of five (5) years each without notice, only if TM Mobile Inc. (TELUS) is not in default of the agreement.

9. BYLAWS

a) "Water Service System Amendment Bylaw, 2010, No. 1320.18"

In 2006 an amendment to the Water Service System bylaw replaced Part 2 – Use of Water System by deleting section 7 and replacing it in its entirety, however a portion of the recommended substitution wording of section 7 was missed by what appears to be a clerical error and it now requires a bylaw amendment to correct the omission.

(i) **Recommendation: THAT "Water Service System Amendment Bylaw, 2010, No. 1320.18" be adopted.**

b) "Permissive Taxation Exemption Bylaw, 2010, No. 1467" - Pages 30 to 36

Annual taxation exemptions provided under the Community Charter. In order for 2011 taxation exemptions to take effect, the bylaw must be adopted in the preceding year, on or before October 31, 2010.

(i) **Recommendation: THAT "Permissive Taxation Exemption Bylaw, 2010, No. 1467" be read a first time.**

(ii) **Recommendation: THAT "Permissive Taxation Exemption Bylaw, 2010, No. 1467" be read a second and third time.**

10. NOTICE OF MOTION

a) Councillor Powell-Davidson - Christmas Lights Downtown - From the September 20, 2010 Regular Meeting of Council

THAT with the relocation of the Kris Kringle Craft Fair to Parksville and the increasing popularity of events such as the Bethlehem Walk and the Christmas Parade, staff be directed to investigate the reintroduction of Christmas lights back into areas decorated by the City in past years.

11. NEW BUSINESS

12. SPECIAL BUSINESS (Closed/In Camera)

13. ADJOURNMENT

TO BE ADOPTED



CITY OF PARKSVILLE

September 20, 2010

Minutes of the meeting of Council held at the Civic and Technology Centre, 100 Jensen Avenue East, Parksville, BC, on Monday, September 20, 2010 at 7:58 p.m.

PRESENT: His Worship Mayor E. F. Mayne

Councillors: C. Burger
A. Greir
M. Lefebvre
T. Patterson
S. Powell
C. Powell-Davidson

Staff: F. Manson, Chief Administrative Officer
L. Butterworth, Director of Finance
G. Jackson, Director of Community Planning
D. Banks, Fire Chief
B. Russell, Manager of Current Planning
A. Haywood, Executive Assistant

1. **ADOPTION OF MINUTES**

Lefebvre - Burger
10-236 THAT the minutes of the Council meeting held September 13, 2010 be adopted.
CARRIED.

2. **APPROVAL OF AGENDA**

Powell-Davidson - Powell
10-237 THAT the September 20, 2010 Council meeting agenda be approved.
CARRIED.

3. **PRESENTATIONS** - Nil

4. **DELEGATIONS** - Nil

5. **UNFINISHED BUSINESS** - Nil

6. **CORRESPONDENCE** - Nil

7. **DISCUSSION RELATED TO DELEGATIONS OR CORRESPONDENCE** - Nil

8. **REPORTS**

a) **Committee of the Whole - September 13, 2010**

10-238 THAT the report from the Committee of the Whole meeting held September 13, 2010 be received and the following recommendations considered:

(1) **Director of Community Planning - Consideration of an Accessibility Upgrade Rebate Application**

Lefebvre - Greir

THAT the report from the Director of Community Planning dated September 1, 2010 and September 2, 2010 regarding Accessibility

Upgrade Rebate Application - File No. 6440-01-ACC (2010-03) and File No. 6440-01-ACC (2010-04), be received;
AND THAT the application assigned File No. 6440-01-ACC (2010-03) and File No. 6440-01-ACC (2010-04) be pre-qualified for rebate eligibility.
CARRIED.

(2) **Director of Community Planning - Housekeeping Amendments to the Zoning and Development Bylaw, 1994, No. 2000**

Powell - Patterson
THAT the report from the Director of Community Planning dated September 2, 2010 entitled "Housekeeping Amendments to the Zoning and Development Bylaw, 1994, No. 2000" be received;
AND THAT staff be directed to prepare a housekeeping bylaw, as outlined in the report from the Director of Community Planning dated September 2, 2010, to amend "Zoning and Development Bylaw, 1994, No. 2000". CARRIED.

(3) **Director of Community Planning - Animal Control Function for the City of Parksville**

Lefebvre - Greir
THAT the report from the Director of Community Planning dated September 7, 2010 regarding the Animal Control Function for the City of Parksville, be received;
AND THAT staff be directed to enter into a kenneling contract with the SPCA;
AND FURTHER THAT staff be directed to obtain appropriate training and equipment to detain loose or stray dogs within the City for the enforcement of City of Parksville Dog Licence and Pound Bylaw, 1997, No. 1284. CARRIED.

b) **Deputy Corporate Administrator - 2011 Permissive Taxation Exemption Application**

10-239 Lefebvre - Greir
THAT the properties contained in the list entitled "Permissive Taxation Exemption Applicants for 2011", dated August 31, 2010, be considered for permissive taxation exemption for the municipal portion of their taxes in the 2011 calendar year;
AND THAT the necessary bylaw be forwarded to Council for reading consideration. CARRIED.

c) **Director of Community Planning - Establishment of Official Community Plan Advisory Committee Structure and Membership**

10-240 Powell-Davidson - Burger
THAT the report from the Director of Community Planning dated September 14, 2010 entitled "Establishment of Official Community Plan Advisory Committee Structure and Membership" be received;
AND THAT Council amend the Terms of Reference for the Official Community Plan Advisory Committee to establish two Committees, being the "Official Community Plan Citizen's Advisory Committee" and the "Official Community Plan Community Advisory Committee".

AND THAT staff be directed to contact the applicants to establish whether they remain willing to let their name stand based on the revised Committee structure; AND FURTHER THAT Council name appointees to the Committees at the next meeting of Council. CARRIED.

9. **BYLAWS**

a) **“Water Service System Amendment Bylaw, 2010, No. 1320.18”**

10-241 Greir - Lefebvre
THAT “Water Service System Amendment Bylaw, 2010, No. 1320.18” be read a first time. CARRIED.

10-242 Lefebvre - Greir
THAT “Water Service System Amendment Bylaw, 2010, No. 1320.18” be read a second and third time. CARRIED.

b) **“Zoning and Development Amendment Bylaw, 2010, No. 2000.80”**

10-243 Greir - Powell-Davidson
THAT “Zoning and Development Amendment Bylaw, 2010, No. 2000.80” be read a first time. CARRIED.

10-244 Powell - Lefebvre
THAT “Zoning and Development Amendment Bylaw, 2010, No. 2000.80” be read a second time;
AND THAT “Zoning and Development Amendment Bylaw, 2010, No. 2000.80” be advanced to a public hearing. CARRIED.

10. **NOTICE OF MOTION**

a) **Mayor Mayne - Maple Glen Signage**

10-245 Mayne - Greir
THAT staff be directed to review the real estate sign component of the “Sign Regulation Bylaw, 1997, No. 1276” and make recommendations to Council regarding how provisions for larger signs could be provided to allow advertising for contiguous properties. CARRIED.

Councillors Patterson, Powell and Burger opposed this motion.

b) **Councillor Powell-Davidson – Christmas Lights Downtown**

Councillor Powell-Davidson advised she will be bringing forward a motion at the October 4, 2010 meeting of Council regarding Christmas lights in the downtown core.

11. NEW BUSINESS

a) **Placement of Signage - Denise & Stephen Aiken - 125 McCarter Street**

10-246 Powell-Davidson - Greir
THAT staff be directed to waive the Development Variance Permit fee for Denise and Stephen Aiken for their business on 125 McCarter Street to permit a sign on the northwest side of the building;
AND THAT the use of a temporary banner on the northwest side of the building be permitted until the issue of the new permanent sign is resolved. CARRIED.

12. SPECIAL BUSINESS

10-247 Lefebvre - Greir
Pursuant to Sections 90 (1) (a) of the *Community Charter* Council proceed to a closed meeting to consider items relating to personal information. CARRIED.

Time 8:42 p.m.

Council reconvened at 9:39 p.m.

a) **Rise and Report from the September 20, 2010 Closed Meeting of Council**

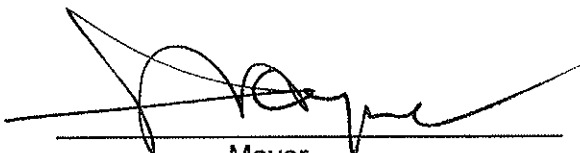
10-248 Lefebvre - Powell
THAT Council accept the recommendation from Keith Brown Associates Ltd. to discontinue the Official Community Plan amendment and rezoning of the City owned property described as 106, 110, 114, 120, 126, 162, and 140 Jensen Avenue. CARRIED.

13. ADJOURNMENT


It was moved by Councillor Greir and seconded by Councillor Lefebvre that the meeting adjourn. CARRIED.

The meeting adjourned at 9:41 p.m.

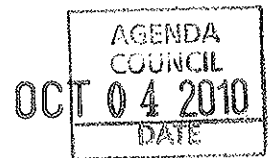
Certified Correct.



Mayor



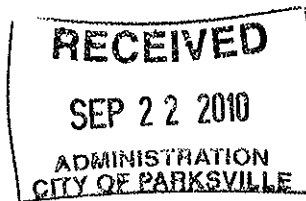
Corporate Officer



Oceanside Development & Construction Association
P.O. Box 616, Parksville, BC V9P 2G7

September 22, 2010

Mayor Ed Mayne
City of Parksville
100 E. Jensen Avenue
PO Box 1390
Parksville, BC V9P 2H3



VIA: Email
Hard copy to follow

Dear Mayor Ed Mayne,

Re: Concern for the Integrity of the Democratic Process

The Oceanside Development and Construction Association believe it is important that participation in any and all City-appointed committees follow strict guidelines to ensure accurate community representation. Generally speaking, various groups, panels and committees are formed in a process by which the City invites community members to self-identify as potential 'at-large' members and allows recognized and relevant community and professional organizations to put forward nominees to represent those specific organization's interests.

It has come to the attention of the ODCA that quite a number of individuals have submitted their names to represent the interests of the 'Parksville Residents Association' on the Advisory Panel for the OCP Review. While any of these people, no doubt, would be valid candidates to be chosen to participate on this Committee as 'At-Large Community Members', the ODCA believes that it would be inappropriate for the City to designate representative seats for the 'Parksville Residents Association.'

According to our knowledge, this is an 'association' in name only and therefore has no official standing in our community. And while these associated individuals may share a perspective on any number of civic matters, through their chosen title, they misleadingly presume to represent the views and interests of all Parksville residents.

We strongly encourage the City to adhere to the established practice of inviting Committee representation from relevant and recognized community organizations and from community members at large. We will support you in this.

Marilyn Hayden, Admin. Sec. Tel: 250-586-6214 Fax: 250-586-6216 Email: odca@shaw.ca Website: www.odca.ca

Please do not set what would be a very dangerous precedent by legitimizing a special interest group with no membership structure that only feigns to represent the views of the broader community.

The ODCA is unabashedly a special interest group representing the interests of our industry-based membership. We, therefore, expect to have a limited and representative voice at the OCP Advisory table. We do not pretend to represent the interests of the entire community. Thus, we also expect others to represent their interests in true democratic fashion and for the City to take steps to ensure that such representation is accurately identified and included appropriately.

Thank you for your consideration.

Sincerely,



Bruce Cownden
President



Denise Sakai
Vice President

Oceanside Development & Construction Association

c.c. Fred Manson, CAO, VIA email
Councillor Al Greir, Liaison, VIA email

From: Sam Cosco [sdcosco@shaw.ca]
Sent: September 20, 2010 3:03 PM
To: Council
Subject: re: OCP advisory committee



S.D. Cosco
470 Harnish Ave.,
Parksville, BC V9P 1J1
Ph: 250 248 3565
Email: sdcosco@shaw.ca

September 20, 2010

Parksville City council
PO Box 1390
Parksville, BC V9P 2H3

council@parksville.ca

Mayor, Council & Staff:

The proposal to have two OCP advisory committees amounts to an end run around the democratic principle of representation by population. If there are two committees each having equal input where one represents the residents who are the vast majority of the people and the other that reflects various self interest groups then council is essentially saying that the self interest groups should have equal input to the development of our community plan and that the weight of their opinion from their much fewer numbers is equal to the weight of public opinion from their much vaster numbers. Such a position is patently false and in past has led previous councils to adopt policies and make changes to the OCP that were vastly unpopular with the majority of the residents. Clearly, we need a process where an advisory committee, representing the majority of the community can gather input from all its component parts – business, service, the arts, health, education etc., and make informed representation to council from their neutral perspective. The filter for those ideas that ultimately form the basis of our next OCP should be the people who live here not any self interest group or council itself. Our community plan should be a peoples plan.

The OCP must be a document that the people respect and in which they have their trust. Our next OCP will fail to achieve such trust if it is generated in a manner that compromises its integrity to any minority viewpoint. Two advisory committees will ensure that this happens.

If our community participates in the generation of its next OCP in a manner reflective of proportional representation, then the resulting OCP should form the platform from which our community can continue to plan, develop and be confident in its future. Such a plan should be administered judiciously by future councils and not changed without consultation and approval of the majority of the residents.

Please include this letter in the city's official record and be available to the public. I hope that it be included on the agenda of the next council meeting.

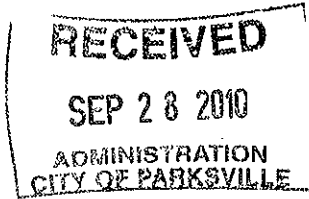
Sincerely,

S.D. Cosco

September 28, 2010

To: The Mayor and Council

From: Mid Vancouver Island Habitat Enhancement Society



RECOMMENDATION:

That the correspondence from the Mid Vancouver Island Habitat Enhancement Society (MVIHES) dated September 28, 2010 regarding shoreline property on Parksville Bay, be received;

AND THAT a representative from MVIHES be invited to attend a future Committee of the Whole meeting to discuss their Society's concerns.

Re: Shoreline Property on Parksville Bay, for discussion at October 4th meeting

MVIHES understands that property owners have the right to apply for rezoning and so do not argue that fact. Below is a brief presentation of information, some of which has come out since the process on this property began.

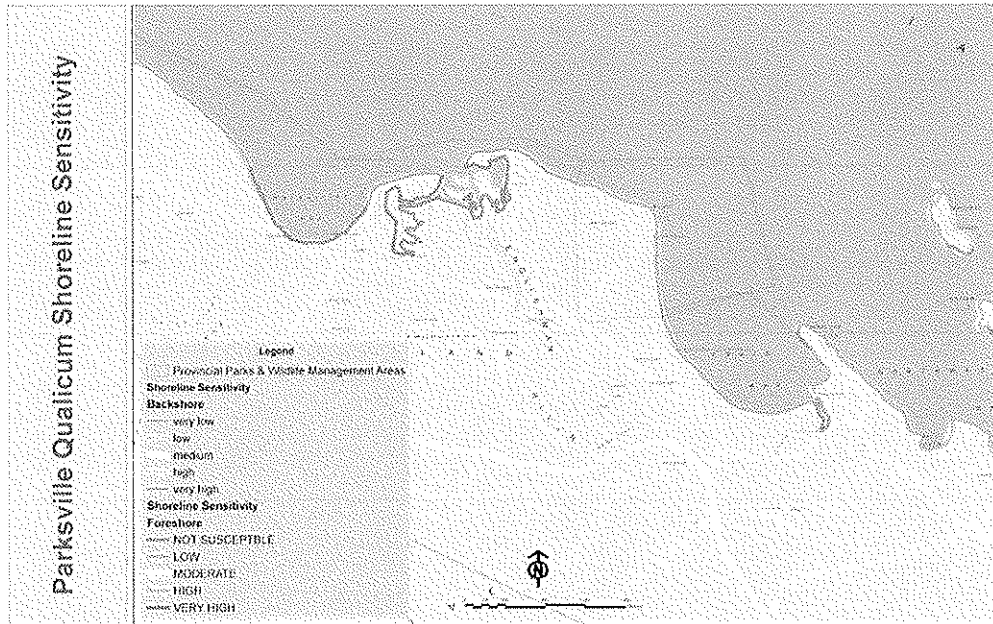
We would like to suggest that the Council consider the following regardless of how the zoning decision comes out.

Climate change

In our work with BC Parks, we learned they were modeling the shorelines of BC regarding the potential impacts of climate change. Realizing how valuable this would be to planning for our communities, we asked them to model the area from Craig Creek to the Little Qualicum River specifically. We had them come and present to the community, and how have maps indicating that sensitivity.

Through this information, we have confirmed that that both the shoreline and the backshore of Parksville Bay has been ranked by MOE as having a "Very High" sensitivity to impacts of climate change. Given the recently increased predictions on sea level rise (Copenhagen Diagnosis says will be twice the 2007 predictions) we can anticipate a profound effect on our beaches.

It also means our beaches are fairly unique along the coast as most areas do not have such huge areas ranked as sensitive and/or highly sensitive to climate change. This means a cookie cutter approach will not work.

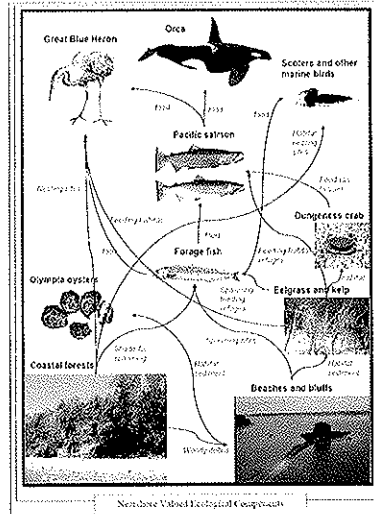


To put in residences in that area sets up the future situation of rising sea levels, strong winter storms and residents demanding council pay compensation and build them a seawall to keep it all out at what cost to taxpayers - including a loss of the sandy beach so important to many.

Forage Fish and Other Habitat

That area also supports potential forage fish spawning habitat along the shore, including both Sand Lance and Surf Smelt. Sand Lance spawn in winter but smelt spawn at times throughout the year.

We have confirmed the existence of Sand Lance eggs and also gravid (pregnant) Surf Smelt in the area and any impacts to the upper intertidal must consider the needs of these key elements of so many marine food chains including those involving salmon, Great Blue Herons and Orca whales.



That property is also adjacent to a Wildlife Management Area which starts at the high tide line, and so any impacts on the WMA should be considered.

Water

And finally, in that area, based on the Vulnerability Mapping work and other preliminary information from our hydrogeologist, we believe that it is quite possible that a complex set of aquifers are below the estuary. Until they are mapped, nobody is sure where the exact locations are, but given that the estuary is so close to this site, the City is strongly encouraged to err on the side of water quality.

Thank you for your consideration,
 Michele Deakin
 Nearshore Project Manager
 MVIHES

COUNCIL REPORT

AGENDA
COUNCIL
OCT 04 2010
DATE

September 28, 2010

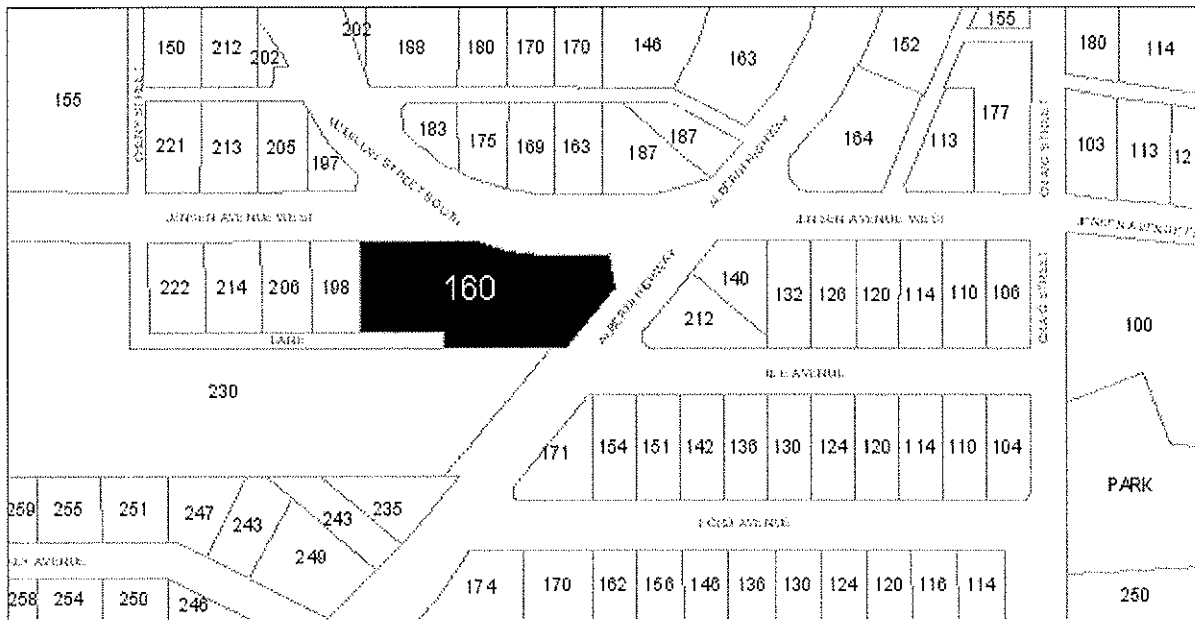
REPORT TO: F. C. MANSON, C.G.A., CHIEF ADMINISTRATIVE OFFICER

FROM: G. A. JACKSON, DIRECTOR OF COMMUNITY PLANNING

SUBJECT: ADDITION OF ADVERTISING COMPONENT TO PERMIT ALTERATION TO THE PROPOSED
FIRE HALL TOWER ON LOT A, DISTRICT LOT 14, NANOOSE DISTRICT, PLAN EPP7534
(160 JENSEN AVENUE WEST)
OWNER: CITY OF PARKSVILLE
APPLICANT: PARKSVILLE VOLUNTEER FIRE DEPARTMENT
FILE NO: 3060-10-04

Issue:

Consideration of amending proposed motion regarding development permit amendment application with variances to direct Staff to undertake notification.



Executive Summary:

Staff advanced a report to the September 20, 2010 Committee of the Whole meeting respecting amended plans for the Fire Hall hose tower to include a “shrouded” antenna within. There are variances associated. Staff did not highlight and include a notification process. Staff has rethought this matter and believes it is appropriate to conduct such a process.

**ADDITION OF ADVERTISING COMPONENT
TO PERMIT ALTERATION TO THE
PROPOSED FIRE HALL TOWER**

References:

September 13th report to Committee of the Whole

Background:

At the September 20th meeting of the Committee of the Whole Staff presented a report regarding the above noted topic. The report made clear that variances are a component of the development permit and did include some verbiage regarding notification, but, Staff did not clearly set this out as an option. Staff discussed the merits of the proposal, the history of urban design initiatives to have higher landmark features and the Advisory Design Panels review of the building with comments about the hose tower. The Staff report did not highlight the fact that a conventional antenna would not require a height variance and, in this case, it is the aesthetic shrouding material that triggers the need, as does the setback situation.

A September 28th letter to the editor of the Parksville Qualicum Beach "The News" highlights this topic and prompted additional contemplation on this topic. As a result, the Director of Community Planning has reached the same conclusion regarding advertising as is expressed in this letter and is requesting that Council add to the motion which is advancing a requirement for notification consistent with that done for development variance permits.

Sustainability Implications:

A Sustainable Community Builder Checklist was submitted with the original development permit application that was approved by Council. The proposed design alterations appear neutral with respect to sustainability.

Financial Implications:

There are no financial implications associated with this application other than the cost of processing this permit including notification. Costs associated with the modification to the Fire Hall tower and the inclusion of an equipment room would form part of the negotiations with Telus.

Recommendation:

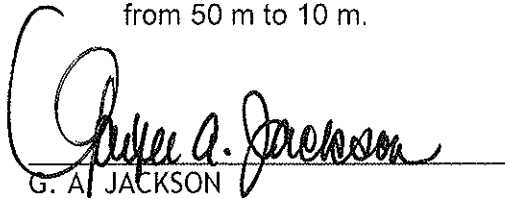
That the report from the Director of Community Planning dated September 28, 2010 entitled "Addition of Advertising Component to Permit Alteration to the Proposed Fire Hall Tower on Lot A, District Lot 14, Nanoose District, Plan EPP7534 (160 Jensen Avenue West) be received;

And That the motion that Council considers pertaining to this matter read as follows:

And That Staff commence notification based on the fact that Council intends to consider granting a Development Variance Permit to the Parksville Volunteer Fire Department for the purpose of granting a Zoning Bylaw relaxation and which would facilitate a contemplated

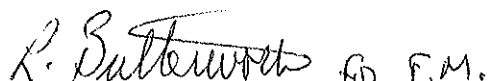
**ADDITION OF ADVERTISING COMPONENT
TO PERMIT ALTERATION TO THE
PROPOSED FIRE HALL TOWER**

amendment to the Development Permit to permit a hose tower structure shielding an antenna and at a height of 20 m and a reduction to the setback for commercial communications antenna from 50 m to 10 m.


G. A. JACKSON
/sh

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CHIEF ADMINISTRATIVE OFFICER COMMENTS:


F. MANSON, C.G.A.

September 21, 2010

REPORT TO: MAYOR AND COUNCIL
FROM: COMMITTEE OF THE WHOLE
SUBJECT: SEPTEMBER 20, 2010 MEETING RECOMMENDATIONS

The following items were considered by the Committee of the Whole at its meeting held Monday, September 20, 2010:

RECOMMENDATION

(1) Bev Harrison - Craig Bay Residents' Association - Stage II Water Restrictions

THAT the matter of watering restrictions in Craig Bay be referred to staff for review and recommendation and report back to Committee of the Whole.

Mayor Mayne declared a conflict of interest as he has a business relationship with the applicant. He left the Committee of the Whole meeting at 7:14 p.m.

Acting Mayor Lefebvre assumed the Chair.

(2) Director of Community Planning - Application to Amend to Official Community Plan to Change the Future Land Use Designation from Rural to Commercial (1000 Island Highway East)

THAT the report from the Director of Community Planning dated September 9, 2010 entitled "Application to Amend the Official Community Plan to Change the Future Land Use Designation from Rural to Neighbourhood Commercial on Lot A, District Lot 123, Nanoose District, Plan VIP57926 (1000 Island Highway East)" be received;

AND THAT the application to amend the Official Community Plan Future Land Use map from Rural to Neighbourhood Commercial on Lot A, District Lot 123, Nanoose District, Plan VIP57926 (1000 Island Highway East) be denied;

AND FURTHER THAT the topic of changing the designation from Rural to Neighbourhood Commercial for Lot A, District Lot 123, Nanoose District, Plan VIP57926 (1000 Island Highway East) be considered during the upcoming Official Community Plan review.

Mayor Mayne returned to the Committee of the Whole meeting at 7:18 p.m. and resumed the Chair.

(3) Director of Community Planning - Development Permit Amendment Application with Variances to Permit Alteration to the Proposed Fire Hall Tower and Inclusion of Equipment Room (160 Jensen Avenue West)

THAT the report from the Director of Community Planning dated September 13, 2010 for Development Permit Amendment application with variances to permit alteration to the proposed fire hall tower and inclusion of an equipment room on Lot A, District Lot 14, Nanoose District, Plan EPP7534 (160 Jensen Avenue West) be received;

AND THAT a Development Permit with variances be issued to the City of Parksville to amend Development Permit No. 10-04 to facilitate a higher fire hall tower and the addition of an equipment room on Lot A, District Lot 14, Nanoose District, Plan EPP7534 (160 Jensen Avenue West);

AND FURTHER THAT staff be directed to negotiate an agreement with TELUS for the installation of telecommunication equipment and an antenna system within the building addition on Lot A, District Lot 14, Nanoose District, Plan EPP7534 (160 Jensen Avenue West).

(4) **Chief Administrative Officer - Consideration of Delivery Methods for a Development Process Review**

THAT the report from the Chief Administrative Officer dated September 15, 2010 regarding the City's Development Process Review be received;

AND THAT staff be authorized to proceed with a development process review through an open request for proposals with the Terms of Reference and expected deliverables as those outlined in "Schedule A" attached to the report from the Chief Administrative Officer dated September 15, 2010;

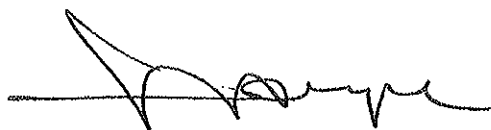
AND FURTHER THAT staff be directed to include in the revised 2010 – 2014 financial plan funding in the amount of \$50,000.00 for the review with funding to be provided from prior years' surpluses.

(5) **GIS Specialist on behalf of the Municipal Information System Committee - Municipal Information System RFP: Purchase of Financial System and Property Management System**

THAT the report from the GIS Specialist on behalf of the Municipal Information System Committee dated September 10, 2010 entitled "Municipal Information System RFP: Purchase of Financial System and Property Management System" be received;

AND THAT the City of Parksville purchase and implement Tempest Development Group as a new Land/Revenue System at the submitted price of \$326,957.00 (plus taxes) plus travel per diem costs as contained in the 2010 Capital Budget;

AND FURTHER THAT the City of Parksville purchase and implement Diamond Municipal Solutions as a new core Financial System at the submitted price of \$118,057.00 (plus taxes) plus travel per diem costs as contained in the 2010 Capital Budget.



ED MAYNE, Chair
COMMITTEE OF THE WHOLE

September 27, 2010



MEMO TO: FRED MANSON, CHIEF ADMINISTRATIVE OFFICER

FROM: DOUG BANKS, FIRE CHIEF

SUBJECT: CONTRACT AWARD FOR MECHANICAL WORKS FOR FIRE HALL EXPANSION PROJECT

ISSUE

To award a contract to cover the required mechanical works for the fire hall expansion project.

EXECUTIVE SUMMARY

On September 24, 2010, Liberty Contract Management provided a recommendation for the award of the contract for the mechanical works required for the fire hall expansion. The recommendation was that the contract be awarded to Archie Johnstone Plumbing and Heating.

REFERENCES:

City of Parksville Policy #6.14 – Purchasing Guidelines

BACKGROUND

Liberty Contract Management sent out tender packages for the required Mechanical Works for the Fire Hall Expansion project taking place at 160, 186 & 192 Jensen Avenue and 211 Alberni Highway. A total of six (6) companies responded to the tender package. The responses received were evaluated by Liberty Contract Management to ensure they met the criteria for the project. The companies that responded to the tender were:

Torry and Sons	\$287,073.00
Archie Johnstone Plumbing and Heating	\$247,600.00
Pace-West Mechanical	\$269,000.00
Mount Benson Mechanical	\$270,800.00
West Bay Mechanical	\$296,087.00
Vondella Mechanical	\$301,951.00

Liberty Contract Management reviewed the responses to ensure that the bidders were able to perform the scope of work outlined in the tender package.

Based on the City's purchasing policy, contract awards in cases where the cost value of the service is over \$100,000 must be done by Council. The purchasing policy generally prescribes use of the lowest bidder and where possible, also considers local businesses.

OPTIONS

- 1. Award the Contract to Archie Johnstone Plumbing and Heating –**
- 2. Not award the contract**

ANALYSIS

1. Archie Johnstone Plumbing and Heating is a local (Nanaimo) company that has extensive experience with this type of work and was the low bid. Liberty Contract Management also recommended this firm as one that is suitable for this project.
2. Not award the contract – To not award the contract at this time would only delay the project further and result in more cost increases in the future.

FINANCIAL IMPLICATIONS – The expected cost for this contract is within the budget allocation for this portion of the overall project

SUMMARY/CONCLUSIONS

Awarding the contract for the Mechanical Works allow the project to continue in a timely manner for the Fire Hall Expansion Project.

RECOMMENDATION

THAT The report from the Fire Chief dated September 27, 2010 entitled "Contract Award for Mechanical Works for the Fire Hall Expansion Project", be received;
AND THAT Council award the contract for the required Mechanical Works for the Fire Hall Expansion Project to Archie Johnstone Plumbing and Heating in the pre-tax amount of \$247,600.00.



DOUG BANKS, Fire Chief

CHIEF ADMINISTRATIVE OFFICER'S COMMENTS:

Lucky Butterworth for



FRED MANSON
Chief Administrative Officer

Parksville Fire Hall Parksville, BC		24-Sep-10	Prepared by: Liberty Contract Management Inc.
	Division 15 - Mechanical		Cole Zukiwsky
Subtrade	Base Price		Ref. Note
Torry and Sons	\$287,073.00		
Archie Johnstone	\$247,600.00		
Pace-West Mech.	\$269,000.00		
Mount Benson Mech.	\$270,800.00		
West Bay Mechanical	\$296,087.00		
Vondella Mechanical	\$301,951.00		
Reference Notes:			
Approved by:			
Name:			
Date:			
Signature:			
Budget:	\$298,000.00	HST Extra	
Recommendation:	Archie Johnstone Plumbing and Heating		
Based upon previous project experience and competitive pricing, Archie Johnstone is adequately qualified to meet the requirements of the Parksville Fire Hall Addition and Renovation.			

COUNCIL REPORT



September 27, 2010

MEMO TO: FRED MANSON, CHIEF ADMINISTRATIVE OFFICER
FROM: AMANDA HAYWOOD, EXECUTIVE ASSISTANT
SUBJECT: SILVER SPUR RIDING CLUB - ANNUAL EQUESTRIAN TOY RIDE
OUR FILE: 8100-01

ISSUE

Use of designated City streets for the Silver Spur Riding Club's Annual Equestrian Toy Ride on November 14, 2010 from 11:30 a.m. to 12:30 p.m.

EXECUTIVE SUMMARY

Under the provisions of the City's Special Events Policy organizations proposing to hold an event on municipal property, streets or parks are required to apply for a special events permit. All events covered in the policy must be approved by Council and event organizers must fulfill the requirements outlined in the policy.

REFERENCE

Policy No. 8.22 - Applications for Special Events Completed Event Application Form (1B), including signed Terms and Conditions and route map, from requesting organization.

BACKGROUND

A request has been received from the above mentioned organization to hold an equestrian toy ride benefiting the District 69 Society of Organized Services (SOS) by utilizing City streets on November 14, 2010.

For the past three years this event has been run safely and successfully in Parksville. With the organizers' past demonstrated level of responsibility, there is no reason to anticipate problems with this event and this event is not in conflict with any other event on the requested date.

From time to time the Municipality is requested to allow the use of City property and roads for organized events such as this.

The main issues associated with such requests are:

1. The impact of the event on pedestrians, traffic conditions and the public;
2. Access to properties and services by emergency vehicles, the public, utility companies, and the municipality;
3. Public liability and damages that may result from the event.

The Fire Department, RCMP and Engineering & Operations were consulted on this application and they have no concerns with the proposed event.

OPTIONS

Option 1: Deny the request.

Option 2: Approve the request with conditions.

Option 3: Approve the request without conditions.

ANALYSIS

1. Denying the request outright would avoid the need to address any concerns; however it would also deny consideration of what may be viewed as a positive community event;
2. The approval could be made conditional upon the applicant addressing legitimate issues and concerns to the satisfaction of the municipality and other appropriate authorities. Some minor interruption to vehicle, cycling and pedestrian traffic is possible during this event. These issues can probably be mitigated to ensure a successful, positive event;
3. Council could grant unconditional approval of the request. However, given the City of Parksville is the owner of the Community Park and the road authority of the City streets, with associated public responsibilities with respect to safety, access, utilities, and other matters, it is appropriate to consider applying reasonable conditions to address these issues.


It is recommended that Council support Option 2.

RECOMMENDATION

THAT the Silver Spur Riding Club be permitted to hold an Equestrian Toy Ride on Sunday November 14, 2010 between the hours of 11:30 a.m. and 12:30 p.m. following a designated route through City streets as indicated on the map attached to Event Application Form (1B);

AND THAT the approval be granted on condition that the organizers adhere to the signed Terms and Conditions form dated September 12, 2010 attached to the report from the Executive Assistant dated September 27, 2010 entitled "Silver Spur Riding Club - Annual Equestrian Toy Ride".

Respectfully submitted,



AMANDA HAYWOOD
Executive Assistant

CHIEF ADMINISTRATIVE OFFICER'S COMMENTS:



FRED MANSON
Chief Administrative Officer

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RECEIVED

SEP 24 2010

ADMINISTRATION
CITY OF PARKSVILLE

EVENT APPLICATION FORM (1B)

(Application to Hold a Parade/Race/Run/Walk in the City of Parksville)

Organization: Silver Spur Riding Club Name of Event: Annual Equestrian Toy Ride for SOS

Name of Parade Marshall/Contact Person: Mary Denholm

Address: 1318 Price Road Parksville Postal Code: V9P 2C7

Phone: 250 951 0605 Fax: 250 951 0691 E-mail: mdenholm2@mac.com

Mary Denholm
Signature of Applicant

Mary Denholm
Printed Name

Sept. 12, 2010
Date

Date of Parade: November 14 2010 Day of Week: Sunday Time: 11:30 am

Duration of Parade: 3/4 hour (hrs.)

Number and Type of units/participants: 1 truck and horse trailer, 1 pooper-scooper truck
30-40 horses and riders, 2 horse-drawn wagons

(Note: Please provide a list of any other groups coming under the umbrella of this event)

General Description of Proposed Route (Please attach map): See letter

Assembly Area: Jensen Ave

Dispersal Area: Same

Closure of Street Required? Yes No (If Yes, which Streets?) _____

Traffic Control Arrangements: (Name of Company/Group and contact person)

Name: Silver Spur Riding Club Phone: 250 951 0605

(NOTE: The responsibility for all traffic control rests with the body organizing the event. The City is not responsible to provide signage or barricades, nor will traffic signals be adjusted to accommodate the event.)

This portion to be completed by City of Parksville

City Approval: Yes No

Date: _____

**TERMS AND CONDITIONS FOR
USE OF CITY OF PARKSVILLE FACILITIES**

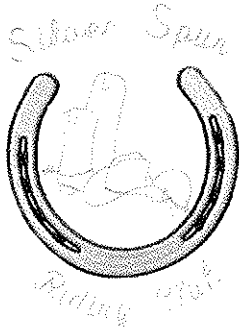
1. Ensure appropriate public access is maintained to all roads, park and adjacent facilities to the satisfaction of the City of Parksville, and **provide written approval** from the RCMP, the Fire Department and the Ambulance Service;
2. Provide all of the necessary traffic controls, parking and emergency access acceptable to the RCMP, the Fire Department and the Ambulance Service;
3. Ensure that any charitable organization members performing traffic control and event parking, clearly state that **any parking fee is strictly by voluntary donation**, and ensure that **this information is visibly posted at the site and mentioned in any event advertisement**;
4. Hold and save harmless the City from and against all claims and damages arising out of, or in any way connected with, the event;
5. Depending on the nature of the activity and number of anticipated participants, you are required to **comply with the City's "Liability Insurance Coverage" Policy** and obtain and maintain during the term of this event, a comprehensive general liability insurance policy providing coverage, **to be determined by the City**, of not less than **\$2,000,000.00 and up to \$5,000,000.00**, naming the City of Parksville as an additional insured. A copy of the policy shall be delivered to the City a minimum of **10 working days** prior to the event;
6. **For events held on the Parksville Civic and Technology Centre site**, obtain and maintain during the term of this event, a comprehensive general liability insurance policy providing coverage of not less than \$5,000,000.00, naming the City of Parksville, School District No. 69 [Qualicum] and Vancouver Island University as additional insureds. A copy of the policy shall be delivered to the City a minimum of **10 working days** prior to the event;
7. Provide the City with a refundable security deposit of \$500.00 (to cover any loss or damage resulting from the event), to be delivered to the City a minimum of **10 working days** prior to the event;
8. Maintain and, if required, refurbish all municipal property and infrastructure to an equal or better condition than that which existed prior to the event, all within 48 hours of the completed event, to the satisfaction of the City of Parksville;
9. Ensure collection of litter from the event site/s, arranging with a waste disposal company for removal/dumping of bins following the event;
10. Make arrangements for installation of portable toilets, in quantity suitable to the expected attendance, for the duration of the event;
11. Ensure that any and all concessions (approved by the City with regard to their standing contract with the operator/s of the Park concession), meet all applicable health and safety requirements;
12. Approval for use of private property is the sole responsibility of the organizer/s.

Mary Denholm
Printed Name of Authorized Representative

M. Denholm
Signature

Silver Spur Riding Club
Name of Organization

Sept. 12 2010
Date Signed



Mary Denholm
Toy Ride Co-ordinator
Silver Spur Riding Club
1318 Price Road
Parksville BC
V9P 2C7

September 13, 2010

City of Parksville
PO Box 1390
100 E Jensen Avenue
Parksville, BC V9P2H3

Attn: Amanda Haywood

Dear Ms Haywood,

On behalf of the Silver Spur Riding Club, I am requesting permission for Silver Spur Riding Club to hold the 13th Annual Equestrian Toy Ride through the Town of Parksville. This will be the 3rd year that the ride will take place in your beautiful town. Each participant in the ride brings a minimum of one toy (many bring more) and these, along with any monies collected, are presented to the Society of Organized Services (SOS).

The ride is scheduled to take place on **Sunday, November 14, 2010**, commencing at 11:30 AM from Jensen Ave E. The proposed route is: E on Jensen, S on Corfield, E on Stanford, N on McVickers, W on the Island Highway, S on Craig, and W on Jensen to the SOS. There will then be a short break for the presentation to SOS and a light snack. Upon completion we will proceed E on Hirst, S on McCarter, E on Jensen, S on Craig, E on Stanford, N on Corfield and W on Jensen. Use of this route is dependent upon permission of the owners of private property on Jensen, which we expect to receive shortly.

If permission is not received, we will follow the route we have used in previous years, as follows: from 265 Butler Road, Parksville - N on Corfield, E on Stanford, N on McVickers, W on the Island Highway, S on Craig, and W on Jensen and Hirst to the SOS parking lot. There will then be a short break for the presentation to SOS and a light snack. Upon completion we will proceed E on Hirst, S on McCarter, E on Jensen, S on Craig, E on Stanford and S on Corfield to Butler Road.

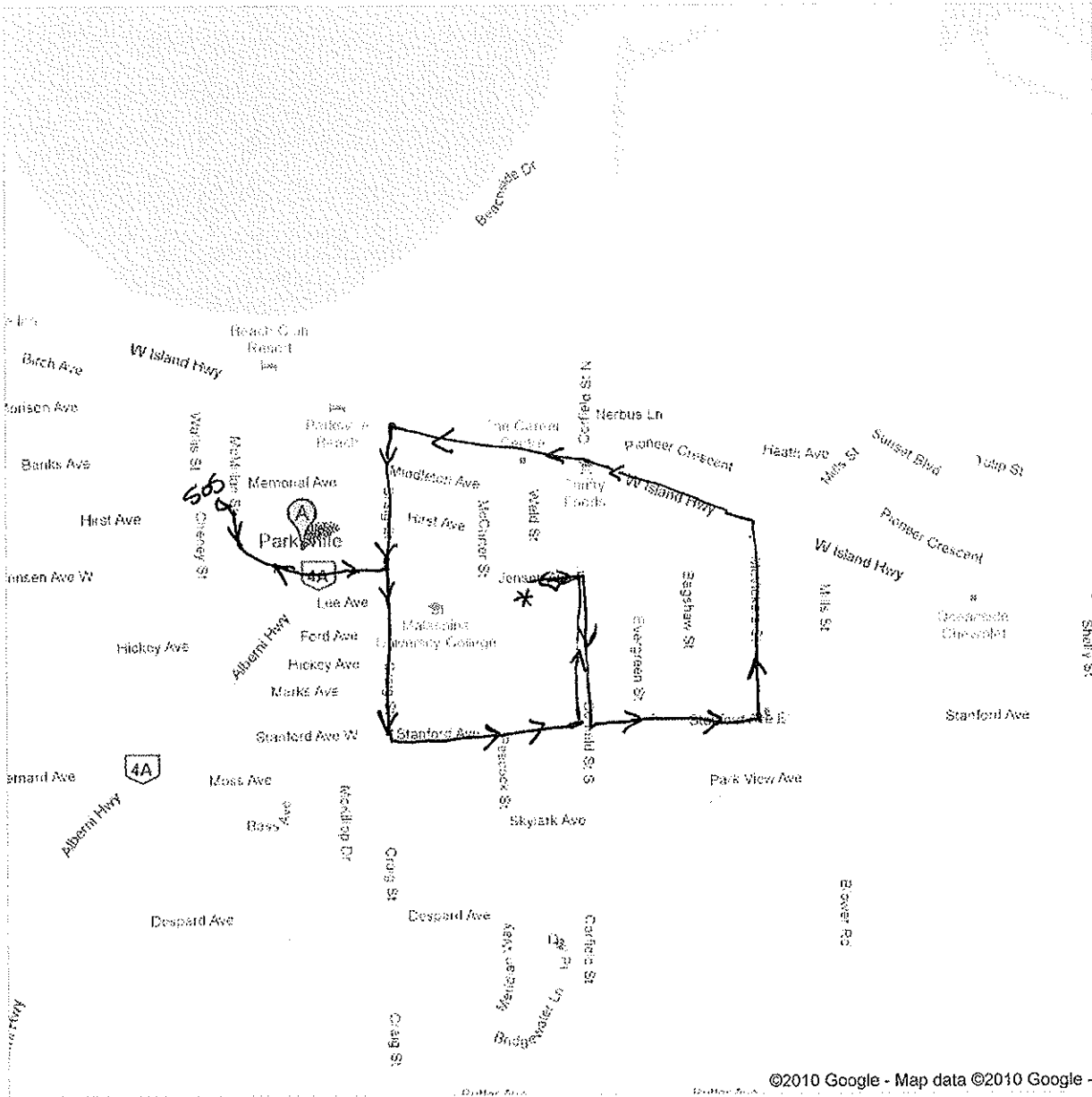
We will have "pooper-scoopers" and a truck with horse trailer (bearing appropriate markings) following the ride to ensure safety for participants, bystanders and vehicles.

Thank you in advance for allowing us to hold this worthwhile event in your beautiful town.

Sincerely,

M. Denholm

Mary Denholm
Toy Ride Co-ordinator
Silver Spur Riding Club



September 27, 2010



MEMO TO: HIS WORSHIP THE MAYOR AND MEMBERS OF COUNCIL
FROM: FRED MANSON, CHIEF ADMINISTRATION OFFICER
SUBJECT: TM MOBILE INC. (TELUS) SITE LICENCE AGREEMENT

ISSUE:

Lease of City owned land to TM Mobile Inc. (Telus)

EXECUTIVE SUMMARY:

Approval is required by Council to lease a portion of Parkland on Lot 15, Block 564, Plan 33339 (5 Chattell Road) to TM Mobile Inc. (Telus) for the installation of telecommunications equipment.

REFERENCES

August 23, 2010 report to Council from CAO
Council Resolution No. 10-227
Public Notices advertised in the September 17 and 24th, 2010 editions of The News

BACKGROUND:

For the past several months staff has been negotiating a site licence agreement with Telus which would allow Telus the right to install various telecommunication equipment on City property adjacent to our Top Bridge Reservoir that is surplus to City operations.

Installation of the equipment is required to enhance cell-phone and other data transmission coverage for the industrial park and resort areas of Parksville

The terms of the agreement were outlined in the August 23, 2010 document referenced above, the highlights of which would include:

- An annual fee of \$10,000 to the City, adjusted based on CPI upon renewal.
- A requirement for Telus to provide backup power to the City for our Scada and other water system requirements at the Top Bridge site.
- A five year term with five automatic options for renewal.
- The right to install telecommunications equipment including a tower with a potential maximum height of 42 meters, upon approval by the City consent to which will not be unreasonably withheld provided the Equipment would not conflict with City's operations.
- \$5,000,000 liability insurance.

At the September 13, 2010 Council meeting the request to lease a portion of Parkland on Lot 15, Block 564, Plan 33339 (5 Chattell Road) to TM Mobile Inc. (Telus) for the installation of telecommunications equipment was approved in principle and the required public notification process, under Section 26 of the *Community Charter*, took place in the September 17 and 24th, 2010 editions of The News . No objections to the proposed lease have been received.

OPTIONS

1. Decline the request from TM Mobile Inc. (Telus) to lease a portion of Parkland on Lot 15, Block 564, Plan 33339 (5 Chattell Road) to TM Mobile Inc. (Telus) for the installation of telecommunications equipment and refer the matter back to Administration with direction on a course of action.
2. Approve a lease agreement with TM Mobile Inc. (Telus) to lease a portion of Parkland on Lot 15, Block 564, Plan 33339 (5 Chattell Road) to TM Mobile Inc. (Telus) for the installation of telecommunications equipment.

ANALYSIS

- Leasing the portion of the City owned property adjacent to our Top Bridge reservoir that is surplus to City operations provides an opportunity for the City to acquire backup power to the City for our Scada and other water system requirements at the Top Bridge site.


FINANCIAL IMPLICATIONS

The benefits to the City would be the annual \$10,000 Site Licence Agreement fee, which would be new revenue offset only by the initial staff and legal cost for negotiation and review of the agreement.

RECOMMENDATION

THAT the report from the Chief Administrative Officer September 27, 2010 entitled "TM Mobile Inc. (Telus) Site Licence Agreement", be received;

AND THAT the proposed lease agreement with TM Mobile Inc. (Telus) a portion of Parkland on Lot 15, Block 564, Plan 33339 (5 Chattell Road), as outlined in red on the Schedule A attached to this report, to be used for the installation of telecommunications equipment, be approved for the period December 1, 2010 to November 30, 2015 at an annual rate of \$10,000.00 (plus applicable harmonized sales tax) and the rights to extend the term of this agreement for five (5) further and consecutive period(s) of five (5) years each without notice, only if TM Mobile Inc. (Telus) is not in default of the agreement.


Lucky Butterworth for
Fred C. Manson, C.G.A.
Chief Administrative Officer

AGENDA
COUNCIL
OCT 04 2010
DATE

CITY OF PARKSVILLE

BYLAW NO. 1467

A BYLAW TO EXEMPT CERTAIN LANDS AND IMPROVEMENTS FROM MUNICIPAL PROPERTY TAXATION FOR THE YEAR 2011.

WHEREAS Section 224(1) of the *Community Charter* provides that Council may, by bylaw, in accordance with that section, exempt land or improvements, or both, referred to in subsection (2) from taxation under Section 197(1)(a) [municipal property taxes], to the extent, for the period and subject to the conditions provided in this bylaw;

NOW THEREFORE the Municipal Council in open meeting assembled enacts as follows:

1. Those certain parcels or tracts of land and improvements, situated, lying and being in the City of Parksville, as described in Schedules "A" to "F", attached hereto and forming part of this bylaw, shall be exempt from taxation for the municipal portion for the year 2011 providing such properties are used for the purposes set out in Sections 220 and 224(2) of the *Community Charter*.
2. This bylaw will not apply to property in the event the use or ownership no longer conforms to the conditions necessary to qualify for exemption and will be liable to taxation.
3. This bylaw may be cited for all purposes as "Permissive Taxation Exemption Bylaw, 2010, No. 1467".

READ A FIRST TIME this ___ day of _____, 2010

READ A SECOND TIME this ___ day of _____, 2010

READ A THIRD TIME this ___ day of _____, 2010

SECTION 227 PUBLIC NOTIFICATION on the ___ and ___ of October, 2010

ADOPTED this ___ day of _____, 2010

Mayor

Corporate Officer

PAGE

30

SCHEDULE "A"

TAXATION EXEMPTION PROPERTIES FOR 2010

Section 224(2)(a)

- a) Roll No. 158.500 – Lot 1, District Lots 2 and 50, Nanoose District, Plan VIP55660 – 200 N. Corfield Street [The Nature Trust of BC];
- b) Roll No. 180.000 – Lot 17, District Lot 13, Nanoose District, Plan 6836 – 144 Middleton Avenue [Parksville Seniors Activity and Drop In Centre Society];
- c) Roll No. 204.000 – Lot 41, District Lot 13, Nanoose District, Plan 6836 – 129 E. Jensen Avenue [Forward House Community Society];
- d) Roll No. 214.001 – Lot A, District Lot 14, Nanoose District, Plan VIP74182 – 188 W. Hirst Avenue [District 69 Society of Organized Services];
- e) Roll No. 366.901 – Lot 1, District Lot 89, Nanoose District, Plan 45926 – 245 W. Hirst Avenue [District 69 Society of Organized Services];
- f) Roll No. 366.903 – Lot A, District Lot 89, Nanoose District, Plan 49747 – 133 McMillan Street [Oceanside Community Arts Council and Parksville and District Association for Community Living];
- g) Roll No. 483.100 – Lots 1 to 4 inclusive, District Lot 89, Nanoose District, Plan 26728 – 118 McMillan Street [Parksville and District Association for Community Living].
- h) Roll No. 670.080 – Lot 1, Block 564, Nanoose District, Plan 22048 – 1245 Chattell Road [Parksville, Qualicum Fish and Game Association].
- i) Roll No. 650.000 – Lot A, District Lot 16, Nanoose District, Plan VIP65788 – Bisect Ermineskin ALR Land [Island Corridor Foundation].
- j) Roll No. 19458051 – Lot A, District Lot 40, Nanoose District, Plan VIP59337 – Herring Gull portion to Highway Scale [Island Corridor Foundation].
- k) Roll No. 19458052 – Lot 1, Block 1494, Nanoose District, Plan VIP64444 – Herring Gull Behind Works Yard [Island Corridor Foundation].
- l) Roll No. 19458053 – Lot A, Block 1495, Nanoose District, Plan VIP64448 except part in Plan VIP86410 – 600 Alberni Highway [Island Corridor Foundation].

SCHEDULE "B"

TAXATION EXEMPTION PROPERTIES FOR 2010

Section 224(2)(c)

- a) Roll No. 125.200 – Lot 1, District Lot 13, Nanoose District, Plan VIP71491 – 149 E. Stanford Avenue [Parksville Lawn Bowling Club];
- b) Roll No. 158.001 – Lease Area "A" of that Part of the Remainder of Parcel "B" (DD34903-I), District Lot 13, Nanoose District, Plan VIP67307 – 193 E. Island Highway [Regional District of Nanaimo/Parksville Curling Club];
- c) Roll No. 770.16 – Lot 16, District Lot 4, Nanoose District, Plan VIS2590 – 116 - 425 Stanford Avenue East [Oceanside Cadet Youth Society]
- d) Roll No. 670.040 – Lot 8, Block 564, Nanoose District, Plan 33339 Except Plan VIP60816 and Plan VIP62488 – 1245 E. Island Highway [Parksville and District Historical Society];
- e) Roll No. 670.041 – Part of Lot 8, District Lot 40, Nanoose District, Plan 33339 – 1275 E. Island Highway [Parksville and District Chamber of Commerce].

SCHEDULE "C"

TAXATION EXEMPTION PROPERTIES FOR 2010

Section 224(2)(f)

- a) Roll No. 218.000 – Lots 6 and 7, District Lot 14, Nanoose District, Plan 5663 except Plan 36767 – 187 Alberni Highway [Governing Council of Salvation Army BC & Yukon Territory Divisional Headquarters];
- b) Roll No. 366.085 – Lot 1, District Lot 74, Nanoose District, Plan 34131 – 795 W. Island Highway [Our Saviour Lutheran Church];
- c) Roll No. 366.365 – Lot A, District Lot 87, Nanoose District, Plan 41355 – 550 N. Pym Street [Trustees Parksville Baptist Church];
- d) Roll No. 366.665 – Lot 4, District Lot 74, Nanoose District, Plan 2467 – 407 Wembley Road [Anglican Synod Diocese of BC];
- e) Roll No. 605.801 – Lot 1, District Lot 127, Nanoose District, Plan 34272 – 345 Pym Street [Trustees Congregation of Knox United Church].

SCHEDULE "D"

TAXATION EXEMPTION PROPERTIES FOR 2010

Section 224(2)(g)

- a) Roll No. 217.000 – Lots 4 and 5, District Lot 14, Nanoose District, Plan 5663 – 170 W. Hirst Avenue [Mt. Arrowsmith (Pacific No. 49) Branch Royal Canadian Legion/Arbutus Grove Reformed Church].

SCHEDULE "E"

TAXATION EXEMPTION PROPERTIES FOR 2010

Section 224(2)(h)

- a) Roll No. 144.010 – Lots 29 and 30, District Lot 13, Nanoose District, Plan 1565 – 205 E. Jensen Avenue [Parksville Lions Senior Citizen Housing Society];
- b) Roll No. 283.000 – Lot 8, District Lot 4, Nanoose District, Plan 5797 – 312 W. Hirst Avenue [Kingsley Low-Rental Housing Society];

SCHEDULE "F"

TAXATION EXEMPTION PROPERTIES FOR 2010

Section 224(2)(j)

- a) Roll No. 295.011 – Lot A, District Lot 14, Nanoose District, Plan 2536 – 266A S. Moilliet Street [Arrowsmith Rest Home Society].
- b) Roll No. 295.012 – Lot B, District Lot 14, Nanoose District, Plan 2536 – 266B S. Moilliet Street [Arrowsmith Rest Home Society].
- c) Roll No. 125.250 – Lot 2, District Lot 13, Nanoose District, Plan VIP71491 – 250 Craig Street [Stanford Place Holdings Ltd. and Vancouver Island Health Authority].