

**THE CORPORATION OF THE CITY OF GRAND FORKS  
AGENDA – REGULAR MEETING**

**Tuesday Sept 6th, 2011 – 7:00 p.m.  
Council Chambers City Hall**

	<b><u>ITEM</u></b>	<b><u>SUBJECT MATTER</u></b>	<b><u>RECOMMENDATION</u></b>
1.	<b><u>CALL TO ORDER</u></b>	7:00 p.m. Call to Order	Call Meeting to Order at 7:00 p.m.
2	<b><u>REGULAR MEETING AGENDA</u></b>	September 6th, 2011 Agenda	Adopt Agenda
3	<b><u>MINUTES</u></b>		
	- August 15 <sup>th</sup> , 2011	Special Meeting Minutes	Adopt Minutes
	- August 15 <sup>th</sup> , 2011	Public Hearing Minutes	Adopt Minutes
	- August 15 <sup>th</sup> , 2011	Regular Meeting Minutes	Adopt Minutes
	- August 15 <sup>th</sup> , 2011	Primary Committee Meeting Minutes	Adopt Minutes and all recommendations contained therein
	- August 29 <sup>th</sup> , 2011	Special Meeting Minutes	Adopt Minutes
4.	<b><u>REGISTERED PETITIONS AND DELEGATIONS</u></b>		
	a) Corporate Officer's Report – Delegation, Grand Forks Rotary Club	Presentation by the Grand Forks Rotary Club on the construction of a Grand Forks Entrance Sign	Council receives the presentation, thanks the presenter and refers the matter for further discussion on constructing and installing a Grand Forks Entrance Sign on the west side of Grand Forks
	b) Corporate Officer's Report – Delegation, Susan Klarner of Kocomo's Coffee House	Presentation by Susan Klarner on a proposal requesting that the City install secured bicycle parking in the 5 <sup>th</sup> parking spot on the west side on 2 <sup>nd</sup> Street in front of Kocomo's Coffee House	Council receives the presentation given by Susan Klarner of Kocomo's Coffee House and refer to Staff to review and provide a report, which will include costs, traffic flow and safety, on the installation of secured bicycle parking in the 5 <sup>th</sup> parking spot on the west side of 2 <sup>nd</sup> Street in front of Kocomo's Coffee House.
5.	<b><u>UNFINISHED BUSINESS:</u></b> None		

6. **REPORTS, QUESTIONS AND  
INQUIRIES FROM MEMBERS OF  
COUNCIL (VERBAL)**

- a) Corporate Officer's Report

Members of Council may ask questions, seek clarification and report on issues

Issues seeking information on operations be referred to the Chief Administrative Officer prior to the meeting.

7. **REPORT FROM THE COUNCIL'S  
REPRESENTATIVE TO THE  
REGIONAL DISTRICT OF KOOTENAY  
BOUNDARY**

- a) Corporate Officer's Report

The City's Representative to the Regional District of Kootenay Boundary will report to Council on actions of the RDKB.

Receive the Report.

8. **RECOMMENDATIONS FROM STAFF  
FOR DECISIONS:**

- a) Corporate Officer's Report –  
Municipal Insurance  
Association Annual Meeting

Council to appoint the City of Grand Forks Voting Delegates for the 2011 MIA Annual Meeting at the 2011 UBCM Conference

Council receives the Staff report and determines to appoint a Voting Delegate and two alternatives for the 2011 Municipal Insurance Association Annual General Meeting

- b) Corporate Officer's Report –  
Application for a Development  
Variance Permit

Variance requested to the City's Zoning Bylaw Requirement under Sections 34(2)(f)(ii) interior lot line set back from 5 feet to 3 feet 6 inches in order to reconstruct an existing roof over a hot tub, to alleviate water run-off onto the neighbour's property.

Council hear from the public, and after hearing from the public should they deem it feasible, resolve to approve the application for a development variance permit to the property at 7493 Valley Heights Drive, legally known as Lot 2, DL 493, SDYD, Plan KAP85251, thereby varying Section 34(2)(f)(ii), which will reduce the interior lot line setback from 5 feet to 3 feet 6 inches, thus allowing for the proposed reconstruction of an existing roof over a hot tub.

9. **REQUESTS ARISING FROM  
CORRESPONDENCE:**  
None

10 **INFORMATION ITEMS**

- Summary of Informational Items

Information Items 10(a) to 10(i)

Receive the items and direct staff to act upon as recommended

11. **BYLAWS**

- a) Bylaw 1924 – An amendment to the City of Grand Forks Zoning Bylaw

To rezone the southerly portion of the property located at 2675 Central Avenue, from the current R-1 Single and Two Family to HC Highway Commercial

Council to consider giving first, second and third reading to Bylaw 1924.

- b) Bylaw 1925 – An Amendment to the City of Grand Forks Recreational and Off Highway Vehicle Regulation Bylaw No. 1682

An amendment to include all of the trails located within the boundaries of the City of Grand Forks

Council to consider giving first, second and third reading to Bylaw 1925.

12. **LATE ITEMS**

13. **QUESTIONS FROM THE PUBLIC AND THE MEDIA**

14. **ADJOURNMENT**

NOT ADOPTED  
SUBJECT TO CHANGE

THE CORPORATION OF THE CITY OF GRAND FORKS

SPECIAL MEETING OF COUNCIL  
MONDAY, AUGUST 15<sup>TH</sup>, 2011

PRESENT: MAYOR BRIAN TAYLOR  
COUNCILLOR JOY DAVIES  
COUNCILLOR CHRIS MOSLIN  
COUNCILLOR GENE ROBERT  
COUNCILLOR CHRISTINE THOMPSON  
COUNCILLOR MICHAEL WIRISCHAGIN

CHIEF ADMINISTRATIVE OFFICER	L. Burch
CORPORATE OFFICER	D. Heinrich
CHIEF FINANCIAL OFFICER	C. Arnott

The Chair called this Special Meeting to order at 4:00 p.m.

---

IN-CAMERA RESOLUTION:

MOTION: ROBERT/THOMPSON

**RESOLVED THAT** COUNCIL CONVENE AN IN-CAMERA MEETING AS OUTLINED UNDER SECTION 90 OF THE COMMUNITY CHARTER TO DISCUSS MATTERS IN A CLOSED MEETING WHICH ARE THE SUBJECT OF SECTION 90(1)(k), NEGOTIATIONS AND RELATED DISCUSSIONS RESPECTING THE PROPOSED PROVISION OF A MUNICIPAL SERVICE THAT ARE AT THEIR PRELIMINARY STAGES AND THAT, IN THE VIEW OF THE COUNCIL, COULD REASONABLY EXPECT TO HARM THE INTERESTS OF THE MUNICIPALITY IF THEY WERE HELD IN PUBLIC.

**BE IT FURTHER RESOLVED THAT** PERSONS, OTHER THAN MEMBERS, OFFICERS, OR OTHER PERSONS TO WHOM COUNCIL MAY DEEM NECESSARY TO CONDUCT CITY BUSINESS, WILL BE EXCLUDED FROM THE IN-CAMERA MEETING.

CARRIED.

---

NOT ADOPTED  
SUBJECT TO CHANGE

**ADJOURNMENT:**

MOTION: ROBERT

**RESOLVED THAT THIS SPECIAL MEETING OF COUNCIL BE ADJOURNED AT 4:02 P.M.  
CARRIED.**

---

**CERTIFIED CORRECT:**

\_\_\_\_\_  
MAYOR BRIAN TAYLOR

\_\_\_\_\_  
CORPORATE OFFICER – DIANE HEINRICH

THE CORPORATION OF THE CITY OF GRAND FORKS

PUBLIC HEARING  
Monday, August 15<sup>th</sup>, 2011

PRESENT: Mayor Brian Taylor, Chair  
Councillor Joy Davies  
Councillor Chris Moslin  
Councillor Gene Robert  
Councillor Christine Thompson  
Councillor Michael Wirischagin

Chief Administrative Officer – Lynne Burch  
Corporate Officer – Diane Heinrich  
Chief Administrative Officer – Cecile Arnott  
Gallery

---

The Chair called the Public Hearing to order at 6:00 p.m.

---

**Bylaw No. 1919, City of Grand Forks Sustainable Community Plan**

The Chair stated that this Public Hearing is being convened pursuant to Section 890 of the Local Government Act and is intended to consider the proposed Bylaw 1919, "The City of Grand Forks Sustainable Community Plan Bylaw No. 1919, 2011. He stated that this bylaw is further intended to be the new Community Plan bylaw for the City and was developed and viewed through a sustainable lens;

He stated that any person present, who believes that his or her interest in the properties within the boundaries of the City is affected by the proposed bylaw, shall be given an opportunity to be heard on matters contained in the bylaw, and advised that it is important that all who speak at this Hearing restrict their remarks to matters contained in the bylaw and that it is his responsibility as Chair of this meeting to ensure that all remarks are so restricted. He added that those who wished to speak should, at the appropriate time, commence their address by clearly stating their name and address, prior to presenting their views concerning the bylaw.

The Chair advised that Members of Council, if they so wish, could ask questions of the presenters; however, he stated that the main function of the Council members this evening is to listen to the views of the public and that it is not the function of Council at this hearing to debate the merits of the proposed bylaw with individual citizens or with each other.

The Chair further advised that everyone who deems his or her interest in the property to be affected by this bylaw shall be given the opportunity to heard at this Hearing and that no one will be, or should feel discouraged or prevented from making their views known.

The Chair commented that after this Hearing has concluded, Council may, without further notice, give whatever effect Council deems proper to the representations made at this Hearing.

The Chair further advised that during the course of a Public Hearing, people may tend to become too enthusiastic or emotional, and regardless of whether you favour or oppose any particular application or argument, to please refrain from applause or other expression of emotion. He further advised that restraint enables others whose views may or may not coincide with their own, to exercise the right to express their views and will enable all views expressed to be heard in as impartial a forum as possible.

The Chair thanked the gallery for their patience and cooperation and announced that the Hearing would now proceed. The Mayor advised that Dan Huang, Senior Planner for Urban Systems would be making a presentation regarding the Sustainable Community Plan prior to receiving public comments.

Dan Huang, Senior Planner for Urban Systems made a presentation with regard to the Sustainable Community Plan and of the process involved. He spoke with regard to the eight major goals and the Guiding Principles for a sustainable Grand Forks. He spoke with regard to things that the local government must do including a target of a 33 percent reduction of Greenhouse Gas Emissions, the incorporation of an asset management policy and to incorporate water conservation policies. He circulated a copy of a memo with regard to the Stakeholder Feedback and suggested revisions to the Grand Forks SCP from the Regional District of Kootenay Boundary, Ministry of Transportation, and the Agricultural Land Commission which will be attached to these minutes.

The Mayor asked if anyone wished to speak.

**Public comments:**

Nigel James – 2175 Bryson Place: He suggested that the document should read “Grand Forks and neighbours” instead of just Grand Forks, as he felt the City needed Areas D and C to successfully move forward in the future. He spoke with regard to the statement in the SCP, that the primary source of industry was forestry. Mr. James suggested that the primary industry should be horticulture and agriculture. He further commented that there was nothing in the Sustainable Community Plan about bringing in industry and manufacturing in the eight goals for the City, and that industry and production should be encouraged.

Sylvia Treptow-7611-21<sup>st</sup> Street: Ms. Treptow spoke with regard to various areas throughout the Sustainable Community Plan. She brought forward the following points:

- From page 11, Managing Urban Growth - Municipal Boundary Expansion. She asked if Grand Forks expands its boundaries and what services will Area D expect.
- Page 12 – Item 11 – She spoke with regard to the Network of Open Spaces where the document mentions that the City to acquire other riverfront property as it becomes available. She commented that the City can't afford the cost of developing more green space.
- Page 14 – With regard to building a performance arts centre, she asked if the City could afford to do this and commented that the City should make better use of what it currently has.
- Page 15 – Regarding local Green-building code policies and development incentives for green building, Ms. Treptow commented that building green costs significantly more, and questioned if it could become too expensive to build a home here.
- Page 17 - Reintroducing the rail system back into community as part of sustainable transportation, she asked who is going to pay for this.
- Page 20 – She spoke with regard to the Official Community Plan, that it neither commits Council to specific venture, nor can Council endorse changes, and asked if the OCP could be amended in the future and was advised that it could be amended.
- Page 28 – 4.33 – With regard to supporting the development of higher density residential in NW area from City Centre, Ms. Treptow queried if residents are going to end up with a pile of apartment buildings in the area.
- Page 32-7.2.3- Encourage the use of the B Green Building Codes in new developments – she asked if this will be affordable.
- Page 34-8.3.1 – Regarding the development of City Centre as a pedestrian and cycling oriented area, she asked if this was another attempt to close Market Street to vehicle traffic.
- Page 41 – Ms. Treptow asked with regard to the statement “ensuring long-term sustainable municipal infrastructure”, if this was in reference to the Asset management program and was advised that it was
- Page 42-13.3.3 – With reference to the statement, “Encourage residents to utilize high efficiency residential heating systems over wood burning stoves” – Ms. Treptow asked what heating systems are encouraged. She was advised that reference was to Solar and Geo-thermal energy sources.

Margaret Steele -12005 Brown Creek Road – She advised that she is delighted that the City's new OCP is being developed thru the lens of sustainability. She advised that she is on the board for Habitat for Humanity Boundary where the organization is building a 7-plex, and that the project is being “green built”. Ms. Steele further advised that it's important to encourage the green building codes



for energy and water efficiency. She further queried with regard to Greenhouse Gas Emissions and the municipality's goal to becoming carbon neutral, and asked how that relates to the requirements of the Climate Action Charter? She was advised that if the goal isn't met, the City purchases offsets.

Jim Hamilton – 1625 – 16<sup>th</sup> Avenue – He asked with regard to water conservation by using water meters and what would it cost? The Mayor advised that the cost to implement water meters is approx. 1.6 million. The Mayor further advised that the City is attempting to procure funding for water metering through Gas Tax monies. He further advised that water metering will encourage residents to conserve water or they pay for their usage. Mr. Hamilton further asked with regard to high efficiency heating systems mentioned in the SCP and asked what the better solution as opposed to wood stoves is. He was advised that possible solutions would be Solar or Geo Thermal energy. Mr. Hamilton suggested that, as a possible industry for the area, if the City had given any consideration to approach manufacturers of Potato Chips and to possibly build a Potato chip factory in area, as Grand Forks, in the past, used to have large potato industry.

---

There being no further presentations to Council, the public hearing was closed at 6:46 p.m.

---

**CERTIFIED CORRECT:**

---

Mayor Brian Taylor, Chair

---

Corporate Officer – Diane Heinrich

THE CORPORATION OF THE CITY OF GRAND FORKS

REGULAR MEETING OF COUNCIL  
MONDAY, AUGUST 15<sup>TH</sup>, 2011

PRESENT: MAYOR BRIAN TAYLOR  
COUNCILLOR JOY DAVIES  
COUNCILLOR CHRIS MOSLIN  
COUNCILLOR GENE ROBERT  
COUNCILLOR CHRISTINE THOMPSON  
COUNCILLOR MICHAEL WIRISCHAGIN

CHIEF ADMINISTRATIVE OFFICER  
CORPORATE OFFICER  
CHIEF FINANCIAL OFFICER

L. Burch  
D. Heinrich  
C. Arnott

GALLERY

---

---

**CALL TO ORDER:**

The Mayor called the Meeting to order at 7:00 p.m.

---

---

**RECESS TO PRIMARY COMMITTEE MEETING:**

MOTION: THOMPSON/WIRISCHAGIN

**RESOLVED THAT** THIS REGULAR MEETING OF COUNCIL BE RECESSED AT 7:01 P.M. TO ALLOW FOR THE PRIMARY COMMITTEE MEETING, AND THAT THIS REGULAR MEETING OF COUNCIL BE RECONVENED AT THE CONCLUSION OF THE PRIMARY COMMITTEE MEETING. CARRIED.

The regular meeting reconvened at 7:58 p.m.

---

---

**ADOPTION OF AGENDA:**

MOTION: DAVIES/THOMPSON

**RESOLVED THAT** THE AUGUST 15<sup>TH</sup>, 2011, REGULAR MEETING AGENDA BE ADOPTED AS CIRCULATED. CARRIED.

---

---

**MINUTES:**

MOTION: ROBERT/WIRISCHAGIN

**RESOLVED THAT** THE MINUTES OF THE REGULAR MEETING OF COUNCIL HELD ON MONDAY JULY 18<sup>TH</sup>, 2011, BE ADOPTED AS CIRCULATED. CARRIED.

---

MOTION: WIRISCHAGIN/THOMPSON

**RESOLVED THAT** THE MINUTES OF THE PRIMARY COMMITTEE MEETING OF COUNCIL HELD ON MONDAY JULY 18<sup>TH</sup>, 2011, AND ALL RECOMMENDATIONS CONTAINED THEREIN, BE ADOPTED AS CIRCULATED. CARRIED.

---

**DELEGATIONS:**

None

---

**UNFINISHED BUSINESS**

None

---

**REPORTS, QUESTIONS AND INQUIRIES FROM MEMBERS OF COUNCIL (VERBAL)**

**Councillor Davies:**

Councillor Davies reported on the following items:

- She wished to give accolades to the Kettle River Festival of the Arts that she attended on Sunday night and extended her congratulations to the Boundary District Arts Council.
  - She reported that a group has been formed to review the three part Heritage Report, and advised that they will present a report to Council by the end of September, 2011
- 

**Councillor Thompson:**

Councillor Thompson reported on the following items:

- She advised that the Concerned Citizens for Community Health Care have written a letter to Dr. Halpenny, CEO of Interior Health requesting a meeting to clarify and respond to unaddressed issues contained in their first letter.
- She reported that plans for the 2011 Fall Fair are coming together and that the organization is holding weekly meetings. She advised that she had been asked if the City would be interested in sponsoring a miniature chuck wagon tarp at a cost of \$500.00 and asked if there is any funding available in the advertising budget that could be used to cover this cost.

MOTION: THOMPSON/ROBERT

**RESOLVED THAT THE CITY OF GRAND FORKS SPONSOR A TARP FOR DISPLAY ON A MINIATURE CHUCK WAGON AS PARTICIPANT OF THE MINIATURE CHUCK WAGON RACES DURING THE 2011 GRAND FORKS & DISTRICT FALL FAIR IN THE AMOUNT OF \$500.00.** CARRIED.

- She advised that Boundary Museum Society held their monthly meeting on August 10<sup>th</sup>. She further advised that the Society participated in the July 23<sup>rd</sup> Christina Lake Homecoming with a display of artifacts from that area.

---

**Councillor Robert:**

Councillor Robert reported on the following items:

- He reported on the proposed establishment of a Municipal Auditor General and advised that this would be an office independent of the legislature that would scrutinize spending by municipalities.
- He gave a CETA update and advised that municipalities are concerned with lack of transparency involved in the Canada European Trade Agreement.
- He advised that the Grand Forks Invitational Baseball Tournament is on the horizon and that there is a team from Grand Forks competing this year.

---

**Councillor Moslin:**

Councillor Moslin reported on the following items:

- He spoke with regard to opening of the newest stage in Grand Forks – the City Park stage and that this past weekend, the Boundary Chautaugua on August 13<sup>th</sup> was the first event for the stage. He thanked City Staff for getting grounds and stage ready for use, thanked the performers who provided the entertainment, and thanked the Mayor and his band that started out the festivities. He reported an estimated 150 plus chairs were filled.
- He spoke with regard to Habitat for Humanity Boundary going forward in the construction of their 7-plex unit and inquired if the City has received word back from the letter which the Mayor sent to Minister Coleman with regard to the request for proceeds from the old Hardy View Lodge to go towards the Habitat's 7-plex project. He was advised that the City has not received a reply to date.
- He spoke with regard to nuisance motorized traffic on City Trails and advised that Bylaw No. 1682 is in place that defines the non-use of motorized vehicles on Trans Canada Trails and Parks. He further advised that the Bylaw doesn't include any of the City's new trail systems such as Riverside Drive and the new RInC Trail. He suggested that the current Bylaw be amended to include all City trails.

MOTION: MOSLIN/DAVIES

**RESOLVED THAT STAFF BE INSTRUCTED TO BRING FORWARD AN AMENDMENT TO BYLAW NO. 1682 TO EXCLUDE ALL MOTORIZED VEHICLES FROM ALL TRAILS WITHIN THE CITY OF GRAND FORKS.** CARRIED.

- He reported that Solar Cars are having a race at the Grand Forks Fall Fair, and that the Public will not only get a chance to race them, but to modify them.

---

**Councillor Wirischagin:**

Councillor Wirischagin reported on the following items:

- He asked with regard to the progress of the Ramp and Sidewalk project along 25<sup>th</sup> Street and across Highway 3. The Chief Administrative Officer advised that the City had to obtain engineered drawings, and have recently received the drawings last Friday. She further advised that the Ministry Of Transportation is prepared to put the crosswalk across Highway #3 at 25 Street as soon as the ramp is installed.
- He inquired on the progress of the multi-use playing field for City Park. The CAO advised that the project is slated for the fall work plan with the Public works crews, and that the City is waiting for Telus to remove the pole that is in the way of the playing field.
- He reported that the Grand Forks International Baseball Tournament is only two weeks away and it looks to be a great tournament. He advised that volunteers are still required.
- He spoke with regard to the Canadian Sport Tourism Alliance and asked if the City could become a member which would benefit community sports groups.

MOTION: WIRISCHAGIN/ROBERT

**RESOLVED THAT THE CITY OF GRAND FORKS BECOMES A MEMBER OF THE SPORT TOURISM ALLIANCE IN THE AMOUNT OF \$150.00.** CARRIED.

---

**Mayor Taylor:**

The Mayor reported on the following items:

- The Mayor spoke with regard to the HELLOBC website and suggested that the City participate in a video intent on promoting the area. He further advised that the video cost is \$1,500 and this would be shared four ways with Community Futures, Area C and Area D as well as the City.

MOTION: THOMPSON/ROBERT

**RESOLVED THAT THE CITY OF GRAND FORKS PARTICIPATE IN A VIDEO FOR THE HELLOBC WEBSITE IN THE AMOUNT OF \$1,500., A COST WHICH IS TO BE SHARED FOUR EQUAL WAYS WITH COMMUNITY FUTURES, AREA D, AND AREA C.**

CARRIED.

- He advised that he and the Chief Administrative Officer are going to be meeting with Minister Ida Chong with regard to the Asset Management program for the City and spoke with regard to the presentation that will be done in partnership with the City of Cranbrook and Lake Country District.

---

MOTION: THOMPSON/DAVIES

**RESOLVED THAT ALL REPORTS OF MEMBERS OF COUNCIL, GIVEN VERBALLY AT THIS MEETING, BE RECEIVED.** CARRIED.

---

---

**REPORT FROM THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY (VERBAL)**

The June 23<sup>rd</sup>, 2011 Regional District of Kootenay Boundary minutes are included with this report.

- The Mayor asked if any members of Council had any questions regarding the Regional District minutes.
- Councillor Robert commented on the environment assessment extension of the Cascade Power Project. The Mayor advised that it was opposed at the Regional table but the permit was granted extension by the province.
- Councillor Robert inquired about the implementation organics program in relation to garbage collection and if Grand Forks is still going to be involved in Pilot program. The Mayor advised that the chosen area within Grand Forks needs to be approached and that this is the responsibility of the Regional District.
- Councillor Robert inquired if the Mayor received a letter of support from the Regional District of Kootenay Boundary regarding the Asset Management program and the City's visit with Minister Ida Chong. Mayor advised that he didn't receive a letter of support for this project as asset management isn't on the Regional District's plate.
- Mayor advised that there are three outlets for used oil.
- Councillor Moslin asked the Mayor with regard to the adopted Bylaw pertaining to Regional Parks and Services and queried on the implications of having a regional parks and services bylaw. The Mayor advised that the bylaw would encompass the area around Saddle Lake, which would include connecting Saddle Lake with the Boundary Museum.

MOTION: DAVIES/THOMPSON

**RESOLVED THAT THE MAYOR'S REPORT ON THE ACTIVITIES OF THE REGIONAL DISTRICT OF KOOTENAY BOUNDARY, GIVEN VERBALLY AT THIS MEETING, BE RECEIVED.** CARRIED.

---

---

**RECOMMENDATIONS FROM STAFF FOR DECISIONS:**

a) Corporate Officer's Report – Application for a Development Permit

The applicants, Silver Kettle Developments Ltd., wish to construct a new 42 suite residential care facility and 48 suite supportive housing facility on property located between 70<sup>th</sup> and 72<sup>nd</sup> Avenue in the 2300 Block area adjacent to The Gables housing development.

MOTION: THOMPSON/ROBERT

**RESOLVED THAT COUNCIL APPROVES THE DEVELOPMENT PERMIT APPLICATION FROM SILVER KETTLE DEVELOPMENTS ON THE CONSTRUCTION OF A NEW 42 SUITE RESIDENTIAL CARE FACILITY AND A 48 SUITE SUPPORTIVE HOUSING FACILITY ON THE PROPERTY LOCATED BETWEEN 70<sup>TH</sup> AND 72<sup>ND</sup> AVENUE IN THE 2300 BLOCK AREA ADJACENT TO THE GABLES HOUSING DEVELOPMENT, SUBJECT TO COMPLIANCE WITH CITY BYLAWS, AND IN SUBSTANTIAL COMPLIANCE WITH THE PLANS PRESENTED IN THE APPLICATION.**

CARRIED.

---

---

**REQUESTS ARISING FROM CORRESPONDENCE:**

None

---

---

**INFORMATION ITEMS:**

MOTION: THOMPSON/ROBERT

**RESOLVED THAT INFORMATION ITEMS NUMBERED 11(a) TO 11(d)**

**BE RECEIVED AND ACTED UPON AS RECOMMENDED AND/OR AS AMENDED.**

CARRIED.

- a) Correspondence from the Grand Forks & District Fall Fair – Asking for Mayor and Council participation in the parade on Saturday, Sept 10<sup>th</sup> at 10:00 am. Recommend that Council to direct staff to prepare a ride/float if they wish to participate in the parade.

MOTION: MOSLIN/ROBERT

**RESOLVED THAT COUNCIL PARTICIPATES IN THE GRAND FORKS AND DISTRICT FALL FAIR PARADE ON SEPTEMBER 10<sup>TH</sup>, 2011.**

CARRIED.

- b) Thank-you card to the Manager of Technical Services & Utilities from Gallery 2 for the installation of a recent bike rack and bench and for regular upkeep at the Gallery site. **Recommend to receive for information.**
- c) Chief Financial Officer's Report – SOFI - Request for Council's approval of the statements and schedules included in the Statement of Financial Information produced under the Financial Information Act. **Council to receive the Chief Financial Officer's Report. Council further approves the statements and schedules included in the Statement of Financial Information for the City of Grand Forks as at December 31<sup>st</sup>, 2010, as attached.**

MOTION: THOMPSON/MOSLIN

**RESOLVED THAT COUNCIL RECEIVES THE CHIEF FINANCIAL OFFICER'S REPORT WITH REGARD TO THE STATEMENT OF FINANCIAL INFORMATION (SOFI), AND FURTHER APPROVES THE STATEMENTS AND SCHEDULES INCLUDED IN SOFI FOR THE CITY OF GRAND FORKS AS AT DECEMBER 31<sup>ST</sup>, 2010.** CARRIED.

- 
- d) July 18<sup>th</sup> Task List - List of Completed and In-Progress Tasks. **Recommend to file.**
- 

**BYLAWS:**

- a) Corporate Officer's Report – Bylaw 1920 – Amendment to the City of Grand Forks Zoning Bylaw

MOTION: ROBERT/WIRISCHAGIN

**RESOLVED THAT BYLAW NO. 1920, CITED AS THE "Amendment to the City of Grand Forks Zoning Bylaw No. 1920, 2011", BE GIVEN FIRST READING.**

CARRIED.

.....  
MOTION: ROBERT/WIRISCHAGIN

**RESOLVED THAT BYLAW NO. 1920, CITED AS THE "Amendment to the City of Grand Forks Zoning Bylaw No. 1920, 2011", BE GIVEN SECOND READING.**

CARRIED.

- 
- b) Chief Administrative Officer's Report – Amendment to Bylaw No. 1923, City of Grand Forks Capital Renewal Loan Authorization Bylaw

A proposed amendment to Bylaw 1923 as required by the Inspector of Municipalities. Prior to submitting the question to the Electors, the bylaw requires the approval of the Inspector of Municipalities.

MOTION: THOMPSON/MOSLIN

**RESOLVED THAT COUNCIL RESCINDS THE THIRD READING TO BYLAW NO. 1923 CITED AS THE "City of Grand Forks Capital Renewal Loan Authorization Bylaw No. 1923, 2011", THAT WAS ADOPTED AT THE JULY 18<sup>TH</sup>, 2011 REGULAR MEETING OF COUNCIL.** CARRIED.



.....

MOTION: THOMPSON/ROBERT

RESOLVED THAT BYLAW NO.1923, CITED AS "City of Grand Forks Capital Renewal Loan Authorization Bylaw No. 1923, 2011, BE AMENDED BY REPLACING SECTION 1 OF BYLAW 1923, WITH A NEW SECTION 1 TO READ AS FOLLOWS:

*"Council of the City of Grand Forks is hereby authorized to:*

- a) Borrow upon the credit of the City a sum not exceeding four million and two hundred Thousand (\$4,200,000), for multi-utility projects that combine road, water and sewer needs into the same project and estimated to be 45% for roadways, 35% for water system, and 20% for sewer system, for the purpose of undertaking and carrying out, or causing to be carried out, the planning, study, design and construction of works for the provision of the facilities and equipment relating to the road, water and sewer capital renewal projects; and*
- b) Acquire all real property, easements, rights-of-way, leases, licences, rights or authorities as may be requisite, or desirable for, or in connection with the construction of the road, water and sewer capital renewal projects.*

CARRIED.

.....

MOTION: THOMPSON/DAVIES

RESOLVED THAT BYLAW NO. 1923, CITED AS THE "Capital Renewal Loan Authorization Bylaw No. 1923, 2011", BE GIVEN THIRD READING AS AMENDED. CARRIED

---

---

**LATE ITEMS:**

---

---

**QUESTIONS FROM THE PUBLIC:**

---

---

**ADJOURNMENT:**

MOTION: ROBERT

RESOLVED THAT THIS REGULAR MEETING OF COUNCIL BE ADJOURNED AT 8:58 P.M. CARRIED.

---

---

**CERTIFIED CORRECT:**

---

MAYOR BRIAN TAYLOR

---

CORPORATE OFFICER- DIANE HEINRICH

THE CORPORATION OF THE CITY OF GRAND FORKS

**PRIMARY COMMITTEE MEETING OF COUNCIL**  
**MONDAY AUGUST 15, 2011**

**PRESENT:** MAYOR BRIAN TAYLOR  
COUNCILLOR JOY DAVIES  
COUNCILLOR CHRIS MOSLIN  
COUNCILLOR GENE ROBERT  
COUNCILLOR CHRISTINE THOMPSON  
COUNCILLOR MICHAEL WIRISCHAGIN

CHIEF ADMINISTRATIVE OFFICER L. Burch  
CORPORATE OFFICER D. Heinrich  
CHIEF FINANCIAL OFFICER C. Arnott

GALLERY

---

---

The Mayor called the meeting to order at 7:03p.m.

---

---

**ADOPTION OF THE AGENDA:**

MOTION: ROBERT/WIRISCHAGIN

**RESOLVED THAT** THE AGENDA OF THE PRIMARY COMMITTEE MEETING OF COUNCIL HELD MONDAY, AUGUST 15<sup>TH</sup>, 2011, BE ADOPTED AS CIRCULATED.  
CARRIED.

---

---

**REGISTERED PETITIONS AND DELEGATIONS:**

a) Corporate Officer's Report – Delegation – West Kootenay Boundary Crime Stoppers

Jack Fisher, Chairman of the West Kootenay Boundary Crime Stoppers made a presentation regarding the program and of its importance to West Kootenay communities. He began his presentation on how Crime Stoppers works and how 1-800-222-TIPS works for them. He advised that Crime Stoppers asks the tipster if they require any remuneration for their tip, and if so, they will receive an identification number. He further advised that his job is to figure out what each tip is worth. He advised that the tipster's identity is completely protected through the entire process. He further advised that one of his jobs is to raise money to pay for the tips. Mr. Fisher also made reference to the number of calls received regarding Grand Forks issues.

MOTION: ROBERT/WIRISCHAGIN

**RESOLVED** THAT THE PRIMARY COMMITTEE RECOMMENDS TO COUNCIL TO RECEIVE THE PRESENTATION GIVEN BY JACK FISHER, CHAIRMAN OF THE WEST KOOTENAY BOUNDARY CRIME STOPPERS WITH REGARD TO ITS PROGRAM WITHIN THE WEST KOOTENAY COMMUNITIES.

**BE IT FURTHER RESOLVED** THAT THE PRIMARY COMMITTEE RECOMMENDS TO COUNCIL TO OFFER FUNDING IN THE AMOUNT OF \$500.00 BY WAY OF A MEMBERSHIP IN THE WEST KOOTENAY BOUNDARY CRIME STOPPERS TO BE FUNDED FROM COUNCIL MEMBERSHIPS. CARRIED.

.....

b) Corporate Officer's Report – Delegation – Sandra Barron for Mountain Media Advertising

Sandra Barron of Mountain Media Advertising made a presentation with regard to a proposal for the City of Grand Forks to purchase advertising on six new visitor highway information signs and 300 posters (with map) that is being created for 2012 for our region.

She advised that Mountain Media currently has the highway rights for highway information signs and that these signs are situated to catch motorists coming from the east or west in Canada and also to the south for US tourists. She spoke with regard to Jean Louis Rehault's art work in conjunction with Mountain Media in 3-D mapping. She advised that it will take approximately a full year to create this project which will include six new highway signs and 300 quality posters. She advised that there is only room for 80 participants to advertise on this project. She advised that some of the advertising costs include: Directory Listing Ad at \$599/year with additional drawings at \$150. per year and that this campaign is a three year program. She further reported that the display advertisements that form around the map (small ad) are \$250/year per sign in a 3 year contract. She advised that she has put together a special package for The City of Grand Forks that includes a medium display ad on all six signs, two additional drawings, and one directory listing with drawing for an annual investment of \$2,550. per year. She suggested that the City may put 30% down as a deposit with a balance payable in May, 2012.

MOTION: DAVIES/THOMPSON

**RESOLVED** THAT THE PRIMARY COMMITTEE RECOMMENDS TO COUNCIL TO RECEIVE THE PRESENTATION GIVEN BY SANDRA BARRON OF MOUNTAIN MEDIA ADVERTISING WITH REGARD TO A PROPOSAL FOR THE CITY TO PURCHASE ADVERTISING ON SIX NEW VISITOR HIGHWAY INFORMATION SIGNS AND 300 POSTERS WITH MAP WHICH IS BEING CREATED FOR 2012 FOR OUR REGION.

CARRIED.

Councillor Davies asked if we have enough money in the budget to pursue this venture. The Chief Financial Officer advised that she will look into it.

**UNFINISHED BUSINESS:**

None

---

---

**RECOMMENDATIONS FOR CONSIDERATION:**

a) Corporate Officer's Report – Amendment to the Zoning Bylaw

The City is in receipt of an application to rezone property located at 2675 Central Avenue, where the applicants, Barb & Jacques Boizeau, wish to rezone the southerly portion of the property from the current R-1 (Single & Two Family) residential zone to HC (Highway Commercial zone and leaving the northerly part as residential.

MOTION: MOSLIN/ROBERT

**RESOLVED THAT THE PRIMARY COMMITTEE RECOMMENDS TO COUNCIL THAT STAFF BE DIRECTED TO DRAFT THE APPROPRIATE ZONING AMENDMENT BYLAW SUBJECT TO THE CITY OBTAINING A COVENANT, AT THE OWNER'S EXPENSE, STATING THAT COMMERCIAL USE AND PARKING IS RESTRICTED TO THE COMMERCIAL PORTION OF THE PROPERTY FOR THE PROPERTY LOCATED AT 2675 CENTRAL AVENUE LEGALLY KNOWN AS LOT 6, BLOCK 2, D.L. 520, PLAN 5210 FROM R-1 (SINGLE AND TWO FAMILY RESIDENTIAL) TO HC (HIGHWAY COMMERCIAL), SOUTHERLY PORTION ONLY, AND THAT THIS BYLAW BE PERMITTED TO PROCEED TO PUBLIC HEARING.**

CARRIED.

---

---

**INFORMATION ITEMS:**

None

---

---

**PROPOSED BYLAWS FOR DISCUSSION:**

None

---

---

**LATE ITEMS:**

None

---

---

**REPORTS, QUESTIONS AND INQUIRIES FROM MEMBERS OF COUNCIL (VERBAL)**

None

---

---

**QUESTION PERIOD FROM THE PUBLIC:**

Mayor Taylor stated that City Council is interested in hearing from the public on the issues it is dealing with or on any other issue that is of interest to the general public. To ensure that this process is open and does not feel uncomfortable to anyone, he advised that Council has set up some parameters to follow, and the normal rules apply.

- SYLVIA TREPTOW – She spoke with regard to the June 23<sup>rd</sup> Regional District of Kootenay Boundary Meeting minutes which was included in the regular meeting agenda and referred to the Grand Forks Marijuana Compassionate Society portion of those minutes. She read out additional information pertaining to Compassionate Society Marijuana Grow-ops for Council's information.
- LES JOHNSON – He advised that as of September 7<sup>th</sup>, Council meetings will no longer be available on Cable TV for resident viewing and that this meeting will likely be the last time that it will be available on cable TV. He advised that the only way to view the meetings will be in person or streamlined on "What's Up In Grand Forks" web site.

---

---

**ADJOURNMENT:**

MOTION: ROBERT

**RESOLVED THAT THIS PRIMARY COMMITTEE MEETING IS ADJOURNED AT 7:52 P.M.  
CARRIED.**

---

---

**CERTIFIED CORRECT:**

---

MAYOR BRIAN TAYLOR

---

CORPORATE OFFICER – DIANE HEINRICH

NOT ADOPTED  
SUBJECT TO CHANGE

THE CORPORATION OF THE CITY OF GRAND FORKS

**SPECIAL MEETING OF COUNCIL**  
**MONDAY, AUGUST 29, 2011**

**PRESENT:** MAYOR BRIAN TAYLOR  
COUNCILLOR JOY DAVIES  
COUNCILLOR GENE ROBERT  
COUNCILLOR CHRISTINE THOMPSON  
COUNCILLOR CHER WYERS

CHIEF ADMINISTRATIVE OFFICER	L. Burch
CHIEF FINANCIAL OFFICER	C. Arnott
DIRECTOR OF OPERATIONS	B. Macgregor

The Chair called this Special Meeting to order at 2:40 p.m.

---

---

**IN-CAMERA RESOLUTION:**

MOTION: ROBERT/WYERS

**RESOLVED THAT** COUNCIL CONVENE AN IN-CAMERA MEETING AS OUTLINED UNDER SECTION 90 OF THE COMMUNITY CHARTER TO DISCUSS MATTERS IN A CLOSED MEETING WHICH ARE THE SUBJECT OF SECTIONS 90(1) (c) LABOUR RELATIONS OR OTHER EMPLOYEE RELATIONS.

**BE IT FURTHER RESOLVED** THAT PERSONS, OTHER THAN MEMBERS, OFFICERS, OR OTHER PERSONS TO WHOM COUNCIL MAY DEEM NECESSARY TO CONDUCT CITY BUSINESS, WILL BE EXCLUDED FROM THE IN-CAMERA MEETING. CARRIED.

---

---

**ADJOURNMENT:**

MOTION: ROBERT

**RESOLVED THAT** THIS SPECIAL MEETING OF COUNCIL BE ADJOURNED AT 2:41 P.M.  
CARRIED.

---

---

**CERTIFIED CORRECT:**

\_\_\_\_\_  
MAYOR BRIAN TAYLOR

\_\_\_\_\_  
CHIEF ADMINISTRATIVE OFFICER – LYNNE BURCH

**THE CITY OF GRAND FORKS**  
**Delegation**  
**REQUEST FOR COUNCIL DECISION**

**DATE** : **August 23, 2011**  
**TOPIC** : **Grand Forks Entrance Sign**  
**PROPOSAL** : **Presentation by the Grand Forks Rotary Club on the Construction of a "Grand Forks Entrance Sign"**  
**PROPOSED BY** : **Grand Forks Rotary Club**

=====

**SUMMARY:**

Representatives of the Grand Forks Rotary Club will make a presentation to Council on the club's proposals for the construction and installation of a "Grand Forks Entrance Sign".

**STAFF RECOMMENDATIONS:**

**Option 2:** Council receives the presentation, thanks the presenter and refers the matter for further discussion on constructing and installing a Grand Forks Entrance Sign on the west side of Grand Forks.

**OPTIONS AND ALTERNATIVES:**

1. Receive the presentation: Under this option, Council is provided with the information on the research and work that the Rotary Club has done in anticipation that Council will proceed with the construction and installation of a Grand Forks Entrance Sign.
2. Receive the presentation, thank the presenter and refer the matter for further discussion on the construction and installation of a Grand Forks Entrance Sign on the west side of Grand Forks. Under this option, Council clearly sends the message that they are intent on having an entrance sign on the west end of the City. Council included the entrance sign in the 2011 – 2015 Five Year Financial Plan, funded by grants and donations. Under this option, further funding options, as well as costing for the approved design of the sign will need to be explored.

**BENEFITS DISADVANTAGES AND NEGATIVE IMPACTS:**

Option 1: The main advantage of this option is that information is provided to the City and the Community.


Option 2: The main advantage is that Council signals to the community that they wish to have an entrance sign installed on the west side of Grand Forks. A further advantage to this option is the opportunity to work with community partners to complete the sign project.

**COSTS AND BUDGET IMPACT - REVENUE GENERATION:**

There is no cost to making the presentation. The cost of the proposed sign has not yet been determined. Although the project is identified in Council's financial plan, the funding sources, other than donations and grants, has not yet been determined.

**LEGISLATIVE IMPACTS, PRECEDENTS, POLICIES:**

Council procedures bylaw makes provisions for making presentations to Council. There are no legislative prohibitions on funding municipal signs or in partnering with community groups.

  
Department Head or CAO

  
Reviewed by Chief Administrative Officer

# **Council Delegations**

## **Background**

Council for the City of Grand Forks welcomes public input and encourages individuals and groups to make their views known to Council at an open public meeting.

Council needs to know all sides of an issue, and the possible impacts of any action they make take, prior to making a decision that will affect the community. The following outline has been devised to assist you in preparing for your presentation, so that you will understand the kind of information that Council will require, and the expected time frame in which a decision will be forthcoming. Council may not make a decision at this meeting.

## **Presentation Outline**

Presentations may be a maximum of 10 minutes.

Your Worship, Mayor Taylor, and Members of Council, I/We are here this evening on behalf of The Grand Forks Rotary Club

to request that you consider our Club's proposal for a new west entrance sign for  
the City of Grand Forks.

The reason(s) that I/We are requesting this action are:

There are no entrance signs to speak of for the City of Grand Forks. The Grand Forks Rotary Club is a service club that exists to complete service projects to our community and internationally. The Club is looking to be of service to the City in this way

I/We believe that in approving our request the community will benefit by:

New entrance signage will assist the travelling public to know where they are and the sign's appealing look and welcoming feel will benefit all of our community by making a statement on what our community is all about.

(over)

---



## **Council Delegations (cont.)**

I/We believe that by not approving our request the result will be:

Lost opportunity to partner with our Club in completing an entrance sign project on  
the west side of Grand Forks.

In conclusion, I/we request that Council for the City of Grand Forks adopt a resolution stating: That Council is desirous of a partnership between the Grand Forks Rotary Club and the City of Grand Forks to complete the construction and installation of an entrance sign on the west side of Grand Forks.

Name: Gord Nichols / Rod Korolek

Organization: The Grand Forks Rotary Club

Mailing Address: c/o 7903 18<sup>th</sup> Street, Grand Forks, BC V0H 1H2  
(Including Postal Code)

Telephone Number: (250) 442 - 3526

Email Address: bmap@shaw.ca

The information provided on this form is collected under the authority of the Community Charter and is a matter of public record, which will form a part of the Agenda for a Regular Meeting of Council. The information collected will be used to process your request to be a delegation before Council. If you have questions about the collection, use and disclosure of this information contact the "Coordinator" City of Grand Forks.

N:Forms/Delegation form

**THE CITY OF GRAND FORKS  
DELEGATION  
REQUEST FOR COUNCIL DECISION**

**DATE :** August 30, 2011

**TOPIC :** Secured Bicycle Parking at Kocomo's Coffee House

**PROPOSAL :** Presentation by Susan Klarner-Kocomo's Coffee House

**PROPOSED BY :** Susan Klarner

=====

**SUMMARY:**

Susan Klarner, of Kocomo's Coffee House will make a presentation to Council on her proposal requesting that the City install secured bicycle parking in the 5<sup>th</sup> parking spot on the west side on second street in front of Kocomo's Coffee House.

**STAFF RECOMMENDATIONS:**

Council receive the presentation given by Susan Klarner of Kocomo's Coffee House and refer to Staff to review and provide a report, which will include costs, traffic flow and safety, on the installation of secured bicycle parking in the 5<sup>th</sup> parking spot on the west side of 2<sup>nd</sup> street in front of Kocomo's Coffee House.

**OPTIONS AND ALTERNATIVES:**

1. Receive the presentation and refer to Staff to bring forward a review and report with regard to the installation of secured bicycle parking: Under this option, Council will be provided with information regarding costs, traffic concerns and safety.
2. Receive the presentation. This option will provide Council and the community with information regarding a proposed secured bicycle parking area.

**BENEFITS DISADVANTAGES AND NEGATIVE IMPACTS:**

Option 1: The main advantage of this option is that a Staff report to Council will provide the necessary information on the proposed secured bicycle parking area.

Option 2: The main advantage of this option is that information is provided to the City and the Community.

**COSTS AND BUDGET IMPACT - REVENUE GENERATION:**

There is no cost of making the presentation.

**LEGISLATIVE IMPACTS, PRECEDENTS, POLICIES:**

Council procedures bylaw makes provisions for making presentations to Council.

  
\_\_\_\_\_  
Department Head or Corporate Officer  
or Chief Administrative Officer

  
\_\_\_\_\_  
Reviewed by the Chief Administrative Officer

Sept 6/11

## Council Delegations

RECEIVED

AUG 15 2011

THE CORPORATION OF  
THE CITY OF GRAND FORKS

### Background

Council for the City of Grand Forks welcomes public input and encourages individuals and groups to make their views known to Council at an open public meeting.

Council needs to know all sides of an issue, and the possible impacts of any action they make take, prior to making a decision that will affect the community. The following outline has been devised to assist you in preparing for your presentation, so that you will understand the kind of information that Council will require, and the expected time frame in which a decision will be forthcoming. Council may not make a decision at this meeting.

### Presentation Outline

Presentations may be a maximum of 10 minutes.

Your Worship, Mayor Taylor, and Members of Council, I/We are here this evening on behalf of

Susan Klarner - Kocomo's Coffee House

to request that you consider a secured Bike Parking

be installed in the 5<sup>th</sup> parking spot on the west side  
on second Street. G.F.

The reason(s) that I/We are requesting this action are:

To encourage more bikes in the City Centre for environmental  
reasons as well as safety reasons. In the future  
maybe leading to a bike /skateboard lane  
on the whole of the west side of second Street.

I/We believe that in approving our request the community will benefit by:

less car needing parking, encouraging the biking  
tours to come in (as they would like secured  
bike parking, and the sidewalks left to the  
pedestrians.

(over)

FILE CODE

D2- Kocomo's Coffee House -  
Susan Klarner

## Council Delegations (cont.)

I/We believe that by not approving our request the result will be:

The same ~~chaos~~ chaos on the sidewalks with bike lying propt on trees, windows of shops and making it difficult for seniors as well as wheelchairs to navigate.

In conclusion, I/we request that Council for the City of Grand Forks adopt a resolution

stating: That you install for a start to take the 5th parking spot on West side of Second street, install yellow barriers and secured metal slotted bike parking diagram attached

Name: Susan Klarner

Organization: Kocomo's Coffee House

Mailing Address: Box 1209, 7361 - 2<sup>nd</sup> Street.  
(Including Postal Code) G.F. V6H 1H0

Telephone Number: 250-442-0500

Email Address: kocomos@telus.net

The information provided on this form is collected under the authority of the Community Charter and is a matter of public record, which will form a part of the Agenda for a Regular Meeting of Council. The information collected will be used to process your request to be a delegation before Council. If you have questions about the collection, use and disclosure of this information contact the "Coordinator" City of Grand Forks.

N:Forms/Delegation form

Kocomo's

Danish  
Bldg

Sidewalk

#5 Parking Spot



Central Avenue

Second Street

# THE CITY OF GRAND FORKS

## REQUEST FOR COUNCIL DECISION

**DATE** : August 30th, 2011

**TOPIC** : Municipal Insurance Association Annual Meeting

**PROPOSAL** : Appointments of City of Grand Forks Voting Delegates

**PROPOSED BY** : City Staff

---

### **SUMMARY:**

The Municipal Insurance Association traditionally holds its Annual General Meeting during the UBCM Conference. This year it will take place on Tuesday, September 27<sup>th</sup>, 2011 in Vancouver. In accordance with the Reciprocal Agreement, Council must register the voting delegate and two alternates with the Municipal Insurance Association before September 13<sup>th</sup>, 2011 in order to be eligible to vote at the annual meeting on September 27<sup>th</sup>. It is appropriate for Council to determine, by resolution, who will represent the City of Grand Forks at this meeting.

### **STAFF RECOMMENDATIONS:**

**Option 1:** That Council fulfill its obligation under the reciprocal agreement, by appointing Councillor Christine Thompson as the Voting Delegate at the 2011 MIA Annual General Meeting, and appointing Mayor Brian Taylor and Lynne Burch, Chief Administrative Officer as the alternates.

### **OPTIONS AND ALTERNATIVES:**

**Option 1:** Council Appoint Councillor Christine Thompson as the Voting Delegate at the 2011 MIA Annual Meeting and two alternates being Mayor Brian Taylor and the Chief Administrative Officer, Lynne Burch. Under this option the voting delegate would be Councillor Thompson. The alternates are appointed and registered with MIA in case the Voting Delegate is delayed or unavailable.

**Option 2:** Council appoint a Voting Delegate and two others to act as alternates to the voting delegate. Under this option Council would appoint someone other than Councillor Thompson to be the voting delegate and select other individuals to be the alternates.

**Option 3:** Council declines to appoint any voting delegates for the MIA Annual Meeting. This option simply ignores the annual meeting the request for appointments and the only City representatives entitled to participate at the meeting will be those previously appointed by resolution in 2010.

### **BENEFITS, DISADVANTAGES AND NEGATIVE IMPACTS:**

**Option 1:** The benefit to this option is that Council will determine who will be the delegates at the MIA meeting, and the meeting will be scheduled on the City's UBCM agenda. Councillor Thompson has past experience in dealing with MIA as an appointed official. Mayor Taylor has attended UBCM conferences in the past.

**Option 2:** The benefit to this option is the same as option one, and allows Council the flexibility to appoint any members of Council they choose to be the voting delegate and alternates.

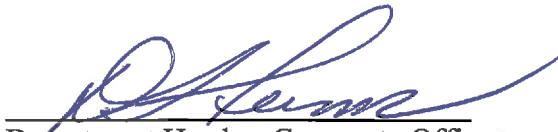
**Option 3:** This option is the same as Option 1, inasmuch, as the 2010 Voting Delegates are the same members as recommended for 2011.

**COSTS AND BUDGET IMPACTS – REVENUE GENERATION:**

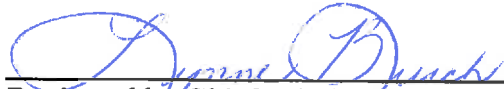
The City is a subscriber of the Municipal Insurance Association, and pays significant premiums to the Association for our liability insurance coverage.

**LEGISLATIVE IMPACTS, PRECEDENTS, POLICIES:**

Article 6.13 of the Reciprocal Agreement between the Municipal Insurance Association and the City of Grand Forks provides the authority for Council to appoint a delegate to vote in the City's interest at the Annual General Meeting.





Department Head or Corporate Officer  
or Chief Administrative Officer





Reviewed by Chief Administrative  
Officer

---

From:  Mitch Kenyon <mkenyon@miabc.org> Wednesday, August 10, 2011 10:28:39 AM 

Subject: MIA Voting Delegate

To:  **Diane Heinrich**

Attachments:  Attach0.html 3K

---

*Sept 6  
agenda*

The 24th Annual General Meeting of the Subscribers of the Municipal Insurance Association of British Columbia is scheduled to take place at 3 PM on Tuesday, September 27th, 2011 in Vancouver.

At the AGM, there will be a resolution to expand coverage for members' shared services. There will also be elections for five directors on our Board. The five positions are:

Group A Representative, up to 2,000 population  
Group B Representative, 2,001 to 5,000 population  
Group C Representative, 5,001 to 25,000 population  
Group D Representative, over 25,000 population  
Regional District Representative.

Interested candidates should contact Mayor Causton, Chair of the Nominating Committee, c/o the MIABC office.

In accordance with Article 6.13 of the Reciprocal Agreement, the following Delegate and two Alternates have been registered with the MIABC to vote your interests. Any change to this information shall require a resolution of Council/Board to be forwarded to the MIABC by September 13th, 2011. Also, to improve communications, can you please provide us with e-mail addresses for the delegate and alternates at your earliest convenience?

Voting Delegate: Councillor Christine Thompson  
Email address: [cthompson@grandforks.ca](mailto:cthompson@grandforks.ca)

Alternate #1: Mayor Brian Taylor  
Email address: [btaylor@grandforks.ca](mailto:btaylor@grandforks.ca)

Alternate #2: ~~Councillor~~ Lynne Burch, *CAO*  
Email address: [lburch@grandforks.ca](mailto:lburch@grandforks.ca)

Regards,  
Mitch Kenyon



# THE CITY OF GRAND FORKS REQUEST FOR COUNCIL DECISION

**DATE** : August 30, 2011

**TOPIC** : Application for Development Variance Permit

**PROPOSAL** : Variance requested to the City's Zoning Bylaw Section 34(2)(f)(ii) interior side parcel line setback requirement

**PROPOSED BY** : Olive Perkins - Property Owner

---

## **SUMMARY:**

We are in receipt of an application for a development variance permit to accommodate a variance to the Grand Forks Zoning Bylaw. The variance is an interior lot line setback from 5 feet to 3 feet 6 inches in order to reconstruct an existing roof over a hot tub, to alleviate water run-off onto the neighbour's property. The application, complete with the Planning Technician's report is attached. Section 922 of the Local Government Act allows Council to vary sections of the Zoning Bylaw, by way of a development variance permit provided the variance does not involve the use of the property or the density. In this case, the request is for an interior lot line setback variance, which does not involve use or density. If a Council proposes to pass a resolution to issue a permit under this section, notice must be given to surrounding property owners in accordance with this section. Property owners within 100 feet of the subject property have been notified, and should they wish, may provide input at this time, prior to Council considering the application.

## **STAFF RECOMMENDATIONS:**

**Option 1:** Council resolves to approve the application for a development variance permit, thereby varying Section 34(2)(f)(ii), which will reduce the interior lot line setback from 5 feet to 3 feet 6 inches, allowing for the reconstruction of an existing roof over a hot tub, to the existing residence located at 7493 Valley Heights Drive legally described as Lot 2, DL 493, SDYD, Plan KAP85251, as submitted by the property owner, Olive Perkins.

## **OPTIONS AND ALTERNATIVES:**

**Option 1: Council adopts a resolution to approve the application:** This option will allow the proposed reconstruction of an existing roof over a hot tub residence, to proceed based on the property owner's plans included in the application package. The requested variance is reasonable.

**Option 2: Council declines to approve the application.** This option will preclude the proposed construction from going ahead.

## **BENEFITS, DISADVANTAGES AND NEGATIVE IMPACTS:**

**Option 1:** The benefit of this option is that it will allow the property owner to reconstruct an existing roof over a hot tub to alleviate water run-off onto the neighbour's property.

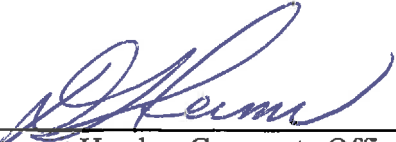
**Option 2:** The disadvantage to not approving the application will be that the proposed reconstruction on the existing residential property will not proceed as presented.

## **COSTS AND BUDGET IMPACTS – REVENUE GENERATION:**

Eventually improved properties are reflected in the overall increase in property assessment.

**LEGISLATIVE IMPACTS, PRECEDENTS, POLICIES:**

The Local Government Act provides the authority to vary the requirements of a zoning bylaw through the Development Variance Process. Council over the past number of years, have approved variances through the Development Variance Process. Notice of this permit, should Council approve it, will be deposited in the Kamloops Land Title Office and attached to the title of the property.



Department Head or Corporate Officer  
Or Chief Administrative Officer



Reviewed by Chief Administrative Officer

**THE CORPORATION OF THE CITY OF GRAND FORKS**

**STAFF MEMORANDUM**

**To:** Diane Heinrich, Corporate Officer  
**Date:** August 26, 2011  
**From:** Kathy LaBossiere, Planning Tech

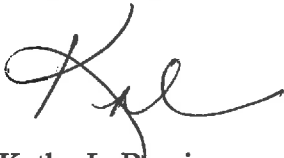
**Perkins Development Variance Application**

The City has received a Development Variance application from Olive Perkins, owner of property legally described as Lot 2, D.L 493, S.D.Y.D., Plan KAP85251 located 7493 Valley Heights Drive, requesting a variance to Section 34(2)(f)(ii) R-1A (Single Family Residential) zone – interior side parcel line setback requirement of 5 feet to 3 feet 6 inches, in order to re-construct an existing roof over a hot tub, to alleviate water run-off onto the neighbor's property.

The property is 0.193 hectares (0.48 acres) in size. The owner was unaware that the hot tub roof was closer to the interior property line than the required 5 feet. When she went to apply for a building permit, the Building Inspector informed her of the non-conformance and suggested she obtain a development variance permit to upgrade the roof at its existing location.

The angle of the new roof line will stop water run-off from going onto the neighbor's property, which will make the neighbor happy.

Respectfully Submitted:



Kathy LaBossiere  
PLANNING TECH

N:Planning/dvp/perkins/memo to co

**THE CORPORATION OF THE CITY OF GRAND FORKS**

7217-4<sup>th</sup> Street  
P.O. Box 220  
Grand Forks, B.C.  
V0H 1H0

Telephone: 250-442-8266  
Fax: 250-442-8000

2011-7

**DEVELOPMENT VARIANCE PERMIT APPLICATION**

APPLICATION FEE \$350.00

Receipt No. 1474926

Registered Owner(s): Olive Perkins

Mailing Address: Box 2603

A.F.

Telephone: Home: 442-3096 Work: \_\_\_\_\_

Legal Description:

Lot #2 DL 493 Plan ~~287228~~ KAP85251

B66.101 027-285-103

Street Address: 7493 Valley Heights Drive

**DECLARATION PURSUANT TO THE WASTE MANAGEMENT ACT**

I, \_\_\_\_\_, owner of the subject property described on this application form, hereby declare that the land which is the subject of this application has not, to my knowledge been used for industrial or commercial activity as defined in the list of "Industrial Purposes and Activities" (Schedule 2) of the *Contaminated Sites Regulation* (B.C. Reg. 375/96). I therefore declare that I am not required to submit a Site Profile under Section 26.1 or any other section of the *Waste Management Act*.

Olive Perkins  
(signature)

August 26/11  
(date)

OVER.....

Outline the provisions of the respective Bylaw(s) that you wish to vary and give your reasons for making this request:

vary Section 34(2)(f)(ii) from 5ft to 3 feet 6 inches  
to construct roof over hot tub

Submit the following information with the application:


1. A legible site plan showing the following:

- (a) The boundaries and dimensions of the subject property
- (b) The location of permanent or proposed buildings and structures existing on the property
- (c) The location of any proposed access roads, parking, screening, landscaping or fencing
- (d) The location and nature of any physical or topographic constraints on the property (stream, ravines, marshes, steep slopes, etc.)

Other information or more detailed information may be requested by the City of Grand Forks upon review of your application.

The information provided is full and complete and to the best of knowledge to be a true statement of the facts, relating to this application.

  
Signature of Owner

  
Date

#### AGENT'S AUTHORIZATION

I hereby authorize the person/company listed below to act on my behalf with respect to this application:

Name of Authorized Agent: \_\_\_\_\_

Mailing Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone: \_\_\_\_\_

Owner(s) Signature of Authorization \_\_\_\_\_

## **SECTION 34**

### **R-1A (Residential – Single Family) Zone cont'd**

#### **Setbacks**

- (f) Except as otherwise specifically permitted in this bylaw, no building or structure shall be located within:
  - (i) 6 metres (20 ft) of a front parcel line;
  - (ii) 1.5 metres (5 ft) of an interior side parcel line;
  - (iii) 4.6 metres (15 ft) of an exterior side parcel line; or
  - (iv) 6 metres (20 ft) of a rear parcel line.

#### **Accessory Buildings**

- (g) The total of all the accessory buildings shall have a floor area not greater than 50% of the principal structure;
- (h) No accessory building shall be located closer than 1.5 metres (5 ft) to a rear parcel line and not closer to the front parcel line than the facing wall of the principal building, to which it is accessory.

#### **Lot Area Coverage**

- (i) The maximum permitted lot area coverage shall be as follows:
  - Principal building with all accessory buildings and structures 50%

#### **Additional requirements**

- (j) ***\*deleted by Bylaw 1679***
- (k) The minimum size for a single-family dwelling shall be 75 square metres (800 sq.ft.);
- (l) See Sections 13 to 30A of this Bylaw.

**SUBDIVISION PLAN OF LOTS 17, 19 AND 20.  
D.L. 493, S.D.Y.D., PLAN 28728 .**

BC6S 82E.008

SCALE 1 : 500



PLAN KAP 85251

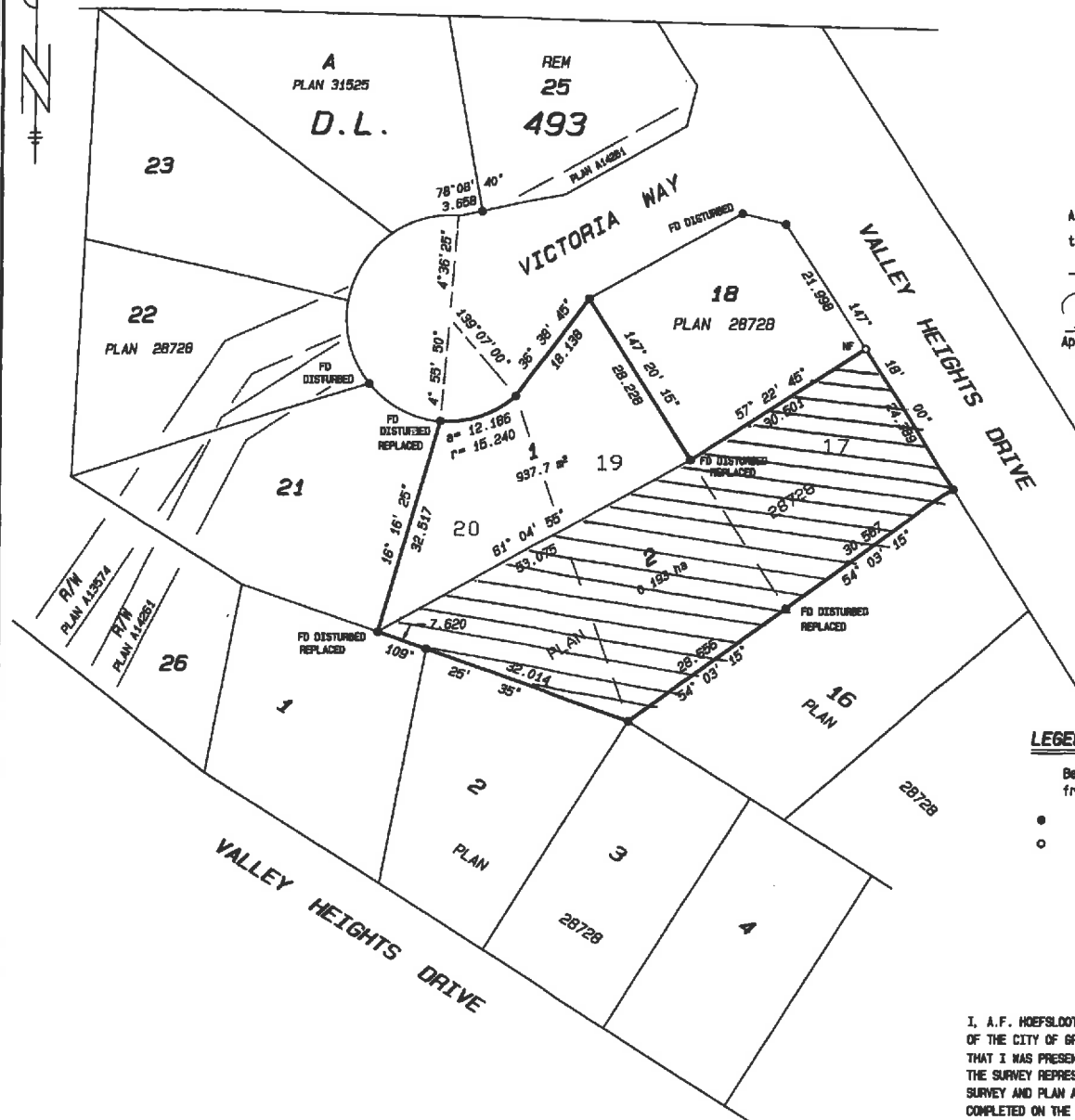
Deposited in the Land Title Office  
at Kamloops, B.C. this 7th  
day of NOVEMBER 20 07

C. Johnston  
REGISTRAR

Per [Signature]  
B/18/33366

Approved pursuant to the Land Title Act  
this 31st day of  
October 20 07

[Signature]  
Approving Officer for the City  
of Grand Forks

**LEGEND**

Bearings are astronomic, derived  
from Plan 28728

- denotes standard iron post found
- denotes standard iron post placed

THIS PLAN LIES WITHIN THE KOOTENAY  
BOUNDARY REGIONAL DISTRICT

I, A.F. HOEFSLOOT, A BRITISH COLUMBIA LAND SURVEYOR  
OF THE CITY OF GRAND FORKS IN BRITISH COLUMBIA, CERTIFY  
THAT I WAS PRESENT AT AND PERSONALLY SUPERINTENDED  
THE SURVEY REPRESENTED BY THIS PLAN AND THAT THE  
SURVEY AND PLAN ARE CORRECT. THE FIELD SURVEY WAS  
COMPLETED ON THE 26 TH DAY OF SEPTEMBER 2007 .  
THE PLAN WAS COMPLETED AND CHECKED, AND THE CHECKLIST  
FILED UNDER NO. 71498 , ON THE 8 TH DAY OF  
OCTOBER , 2007 .

[Signature]  
B.C.L.S.

**A.F. HOEFSLOOT**

BRITISH COLUMBIA LAND SURVEYOR  
P.O. BOX 2740, GRAND FORKS, B.C.  
V0H 1H0 442-5597

07-27

OWNER : OLIVE MURIEL PERKINS

WITNESS

PRINT NAME OF WITNESS

DEANNA LUDOWICZ  
Barrister & Solicitor  
Box 280, Grand Forks, B.C.

ADDRESS OF WITNESS

OCCUPATION OF WITNESS



CITY OF GRAND FOR



SUBJECT  
PROPERTY



Image © 2011 DigitalGlobe  
© 2011 Google

49°02'10.22" N 118°25'50.83" W elev 1922 ft

2005

Imagery Date: 5/14/2007

Google  
©2010

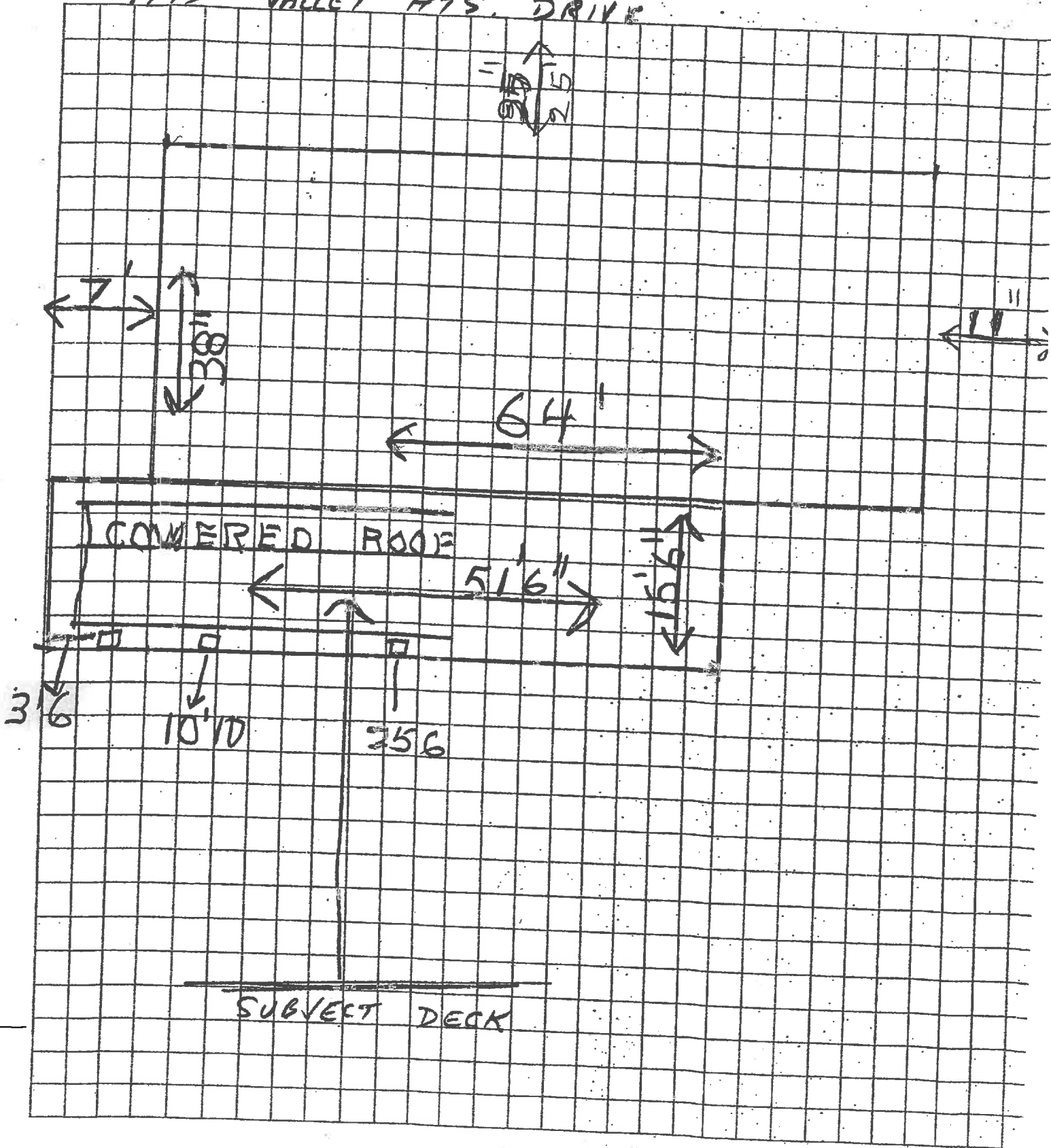
Eye alt 4317 ft



# BUILDING SITE PLAN

1. Draw proposed location of home or building and all existing buildings on space provided below, and show distances to all PROPERTY LINES. Also show north arrow.
2. Show location of street access, and names of streets.
3. Show location and distances of any water courses.

7493 VALLEY HTS. DRIVE







## THE CORPORATION OF THE CITY OF GRAND FORKS

### COUNCIL INFORMATION SUMMARY FOR SEPT 6<sup>TH</sup>, 2011

Date: Aug 31<sup>th</sup>, 2011  
 Agenda: Sept 6<sup>th</sup>, 2011  
 Proposal: To Receive the Items Summarized for Information  
 Proposal By: Staff

#### **Staff Recommendation:**

That Information Items numbered 10(a) to 10(i) be received and acted upon as recommended.

	ITEM	SUBJECT MATTER	RECOMMENDATION
<b>CORRESPONDENCE TO/FROM MAYOR AND COUNCIL</b>			
10(a)	Correspondence from MIA	MIA BC Dividend Cheque for 2010 Fiscal Year	Receive for information
10(b)	Petition from the Aquatic Centre	Regarding concerns over the six week closure	Receive for discussion – The petition has been rec'd at the Regional District as well
10(c)	Email from Alex Atamanenko	Thanking Council for their resolution regarding CETA	Receive for information
10(d)	Waste Reduction Week in Canada	Canada Celebrating its 11 <sup>th</sup> Annual Waste Reduction Week	Receive for information – the City does not issue proclamations
<b>CORRESPONDENCE TO/FROM STAFF</b>			
<b>GENERAL INFORMATION</b>			
10(e)	Statement from BC Hydro	From David Cobb, President & Chief Executive Officer	Receive for information
10(f)	Correspondence from COPE 378	Concerns on job losses due to Smart Meters and asking Council's support during the UBCM on the issue	Receive for information
<b>FEDERAL AND PROVINCIAL GOVERNMENT</b>			
<b>INFORMATION FROM UBCM/FCM/AKBLG</b>			
10(g)	UBCM – 2011 Resolutions for Convention	The City's Resolutions that will be presented at this year's UBCM	Receive for information
10(h)	UBCM – Gas Tax Agreement	Community Works Fund Payment	Receive for information
<b>MINUTES FROM OTHER ORGANIZATIONS</b>			
10(i)	August 15 <sup>th</sup> Task List	List of Completed and In-Progress Tasks	File



390 – 1050 Homer Street  
Vancouver, BC V6B 2W9  
Phone: 604 683 6266 Fax: 604 683 6244  
[www.miabc.org](http://www.miabc.org)  
[tbarnes@miabc.org](mailto:tbarnes@miabc.org)

RECEIVED

AUG 19 2011

THE CORPORATION OF  
THE CITY OF GRAND FORKS

August 10, 2011

Mayor Brian Taylor  
Grand Forks, City of  
Box 220  
Grand Forks BC V0H 1H0

Dear Mayor Taylor,

**Re: MIABC Dividend Cheque**

---

Enclosed is your dividend cheque for the 2010 fiscal year. The enclosed cheque represents your portion of the dividend based on the size of your Subscriber Account Balance.

The Board declared a \$1.27 million dividend at its June meeting, bringing the total dividends distributed over the last five years to \$5.7 million. The MIABC first began returning money to its members in 2002 by subsidizing reinsurance costs. By 2006 \$7.3 million was returning to members in this way. This was replaced by dividends following the 2005 fiscal year. Since then over \$8 million in dividends have been distributed, bringing the total funds returned to MIABC members to \$15.3 million. This represents a return of 11.25% of the total costs paid by members over the last ten years. During that time MIABC premiums increased an average of 3.7% annually (over the past nine years the MIABC's annual average cost increase has been only 0.6%) before taking dividends into account.

In addition to the dividend, members are eligible for \$1 million in risk management grants. So far 100 members have already taken advantage of this program – receiving 135 grants totaling \$855,662. The funds may be used for any purpose that will help to reduce liability claims. Details of the programs requirements and the application process can be found on the MIABC website.

Yours truly,

Thomas W. Barnes LLB  
Chief Executive Officer & General Counsel

FILE CODE

WE41M24- MIABC Dividend  
Cheque 2010 Fiscal Yr.

RECEIVED

AUG 11 2011

Dear Mayor Taylor and Council Members,

THE CORPORATION OF  
THE CITY OF GRAND FORKS

I am writing on behalf of two of our aqua-fit classes, to protest the up-coming closure of the Grand Forks Aquatic centre for six weeks.

We would like to collectively say how saddened we are that money (so we are told is the cause of the closure) takes president over people's health and welfare.

There are some in our groups who can only be mobile without the use of a cane or some other device when in the water. They can stretch, bend, bounce, and move with greater ease ONLY when in the water and they look forward to that one hour of the day when they are again independent.

A lot of us are from Grand Forks and pay taxes so the pool can be open and maintained and now we're being told that there isn't enough money in the budget to do just that. Some are from the lake as there are no other facilities available to them in their area as is the same situation for the people in area D.

We'd like to know who John Mackey is accountable to. Is he not employed by the City and the Regional District in conjunction? Is there nothing that can be done about this closure? Can his decision not be over turned? It used to be shut down for two weeks for maintenance and that is understandable, but six weeks is detrimental to most of us, as the fitness levels we have worked so hard to achieve and maintain will be lost and we will have to start all over again. Some of the older folks may never get back to the same levels. A person only has to be bedridden for 48 hours before they start losing muscle tone.

Some folks are already looking at other options for fitness and may not return to the aquatic center at all. If the closure is being based on numbers, then down the road we could be looking at a permanent closure. What a waste that would be. We NEED the whole aquatic facility, pool AND fitness room. We the undersigned implore you to please reconsider closing the pool for this length of time.

FILE CODE

WED 11-11-11 GF Aquatic Centre Closure

Lora Rhea - Area D

Janet Stephens - Curlew WA

Betty Schmidt G.F.

Ruth Winters G.F.

Jean Stott Curlew, WA

Rosalie Moore - Grand Forks

Kathleen Havel

Donna Murray Area D  
C. Lake

Heather Leake, Grand Forks, BC

Chris Smith Grand Forks.

J Samson Grand Forks

Heey Grand Forks

Marilyn Osborne G.F.

Marilyn Smith Grand Forks

Allyson Area D  
Neerli Semeroff G.F.

Dear Sir,

This pool is a life saver for me. I have had multiple Knee Surgeries & hip issues. My entire physical being is dependent on good fit

Janet Stephens, Curlew WA

---

Dear Sir,

This is my only Physical fitness program as I live in Curlew and I need this for my arthritis. Jan Stett Curlew, WA

From:  <alex.atamanenko.c1a@parl.gc.ca>

Friday, August 19, 2011 3:40:53 PM 

Subject: Attention Brian Taylor RE: Letter from the City of Grand Forks

To:  **Diane Heinrich**

**RECEIVED**

**AUG 22 2011**

Attachments:  Attach0.html

11K

THE CORPORATION OF  
THE CITY OF GRAND FORKS

Dear Brian,

Thank you for sending me a copy of your CETA resolution. I am taking the liberty of forwarding it to other councils in our riding as well as all BC MPs and our Trade critic, Robert Chisolm. It is important that we let our federal and provincial governments know that the loss of local control should not be on the table in any CETA discussion.

Hello to Council and thank you for taking this initiative.

Alex

**Alex Atamanenko, MP**  
**BC Southern Interior**

Ph: 1-800-667-2393 or 250-365-2792  
Fx: 250-365-2793  
337 Columbia Avenue, Castlegar, BC V1N 1G6

**From:** Diane Heinrich [<mailto:DHeinrich@grandforks.ca>]  
**Sent:** July 12, 2011 5:13 PM  
**To:** Atamanenko, Alex - Assistant 1  
**Subject:** Letter from the City of Grand Forks

**FILE CODE**

*WET & Correspondence re Alex Atamanenko  
M3 S regarding CETA*

Dear Mr. Atamanenko:

Please find attached, correspondence from the Mayor as per Council resolution.

Best regards,

Diane Heinrich  
Corporate Officer  
City of Grand Forks  
Email: [dheinrich@grandforks.ca](mailto:dheinrich@grandforks.ca)  
Phone: 250-442-8266





# Waste Reduction Week in Canada

October 17-23, 2011



# Semaine canadienne de réduction des déchets

17 au 23 octobre, 2011

TO: MAYOR AND COUNCIL

FROM: Recycling Council of British Columbia

DATE: August 26<sup>th</sup>, 2011

RECEIVED

AUG 30 2011

THE CORPORATION OF  
THE CITY OF GRAND FORKS

## Re Proclamation Request

Canada will celebrate its eleventh annual National Waste Reduction Week from October 17th-23rd, 2011. Each year the Recycling Council of British Columbia (RCBC) organizes BC's involvement in observing this important week. We would like to ask all municipal councils in BC and all Regional Districts to officially declare October 17th-23rd, 2011 as Waste Reduction Week in their communities.

Waste Reduction Week is intended to raise awareness about waste and its environmental and social impacts. The theme of Waste Reduction Week, "Too Good to Waste", is meant to draw attention to the richness and diversity of the natural world and the importance of working towards ecological sustainability through waste avoidance and resource conservation.

RCBC began sponsoring "October Waste Reduction Month" in BC fifteen years ago. In 2001 we teamed up with organizations from across Canada to create Waste Reduction Week, a national event with participation from every Canadian province and territory. Please join RCBC in proclaiming October 17th-23rd, 2011 as National Waste Reduction Week. For more information or a sample proclamation, please visit the national website at [www.wrwcanda.com](http://www.wrwcanda.com).

Kind regards,  
Recycling Council of British Columbia.  
[www.rcbc.bc.ca](http://www.rcbc.bc.ca)

FILE CODE

WEY, RL Recycling Council of BC -  
Proclamation Request

[www.wrwcanda.com](http://www.wrwcanda.com)

Champion Sponsor



**Waste Reduction  
Week in Canada**

**October 17-23, 2011**



**Semaine canadienne de  
réduction des déchets**

**17 au 23 octobre, 2011**

\_\_\_\_\_  
(Name of Municipality)

**hereby recognizes**

**Waste Reduction Week in Canada  
October 17-23, 2011**

As a municipality, we are committed to conserving resources, protecting the environment and educating the community.

We recognize the generation of solid waste and the needless waste of water and energy resources as global environmental problems and endeavor to take the lead in our community toward environmental sustainability.

We have declared October 17-23, 2011, Waste Reduction Week in

\_\_\_\_\_  
Municipality

\_\_\_\_\_  
Signed

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name and Position

August 11, 2011

*WE404 - Stmt from President  
& CEO*

THE CORPORATION OF  
THE CITY OF GRAND FORKS

**Statement from David Cobb  
President & Chief Executive Officer, BC Hydro**

Today, the BC Government announced the outcome of its review of BC Hydro, which provides a fresh and independent look at our expenditures and the way we conduct our business. The goal was to reduce the impact of rate increases for our customers and keep our rates among the lowest in North America while continuing to invest in our province's electricity infrastructure.

Over the past several months, BC Hydro has been working hard to find efficiencies and cost savings. I am happy to announce that we will be filing a revised rate application later this year that will see our proposed rate increase be reduced from 32 per cent over three years to about 16 per cent over three years.

For the average residential customer account, this means a bill increase of approximately \$4.00 per month in each of the 3 years of the application.

This 50 per cent reduction in our proposed rate increase will be achieved in part by the recommendations included in the Government review report as well as other measures that we will take to find the necessary cost savings.

Since January we have been looking at all areas of the company for options to reduce our costs, and the government review panel made it clear we're headed in the right direction.

To find these reductions, our updated rate application will be based on:

- o Operating cost reductions;
- o Capital project deferrals;
- o Accounting adjustments and changes to amortization costs; and
- o Updating the trade income forecasts from Powerex, the BC Hydro subsidiary that buys and sells wholesale electricity in the marketplace.

.../2

As you know, BC Hydro is in a regeneration phase and I am pleased that the review also endorsed our capital program. Over the next three years we will be investing in the province's electricity system, improving and replacing aging facilities that were built primarily between 1950 and 1980.

We also need to continue our focus on conservation through Power Smart, so vital to helping meet the growing customer demand for power in B.C. And the first step in grid modernization and improved customer service is taking place, as we speak, with the installation of new, updated meters around the province.

British Columbia is blessed with among the cleanest electricity in the world. We have some of the lowest rates in all of North America. We have a thriving conservation culture.

I am confident that with your support, we will emerge from this period as a stronger utility that continues to deliver the electricity our growing economy will need for the next 50 years.

Thank you.

For more information please contact the Community Relations Manager in your region.

Arlene Shwetz, Community Relations Manager, Lower Mainland South Coast  
telephone: 604 623-4468 [arlene.shwetz@bchydro.com](mailto:arlene.shwetz@bchydro.com)

Ted Olynyk, Community Relations Manager, Vancouver Island  
telephone: 250 755-7180 [ted.olynyk@bchydro.com](mailto:ted.olynyk@bchydro.com)

Bob Gammer, Community Relations Manager, Northern Region  
telephone: 250 561-4858 [bob.gammer@bchydro.com](mailto:bob.gammer@bchydro.com)

Dag Sharman, Community Relations Manager, Thompson/Okanagan/Columbia  
telephone: 250 549-8531 [dag.sharman@bchydro.com](mailto:dag.sharman@bchydro.com)

Diane Tammen, Community Relations Manager, East Kootenay  
telephone: 250 489-6862 [diane.tammen@bchydro.com](mailto:diane.tammen@bchydro.com)



Canadian Office and Professional Employees Union Local 378

2nd Floor, 4595 Canada Way, Burnaby, BC V5G 1J9

TEL 604-299-0378 TOLL FREE IN BC 1-800-665-6838 FAX 604-299-8211 www.cope378.ca

RECEIVED

AUG 19 2011

THE CORPORATION OF  
THE CITY OF GRAND FORKS

City of Grand Forks  
Box 220  
Grand Forks, BC V0H 1H0

August 17, 2011

Dear Mayor and Council,

I am writing to you as the president of COPE 378, the union representing the meter readers who will be put out of work by Smart Meters, to ask your council/board to consider speaking out on the negative impacts of Smart Meters to your region and other communities across the province. It is our understanding that this issue will be coming up at UBCM in September and we wanted to take this opportunity to discuss it with you.

While you have likely heard debate on the health and environmental impacts and concern about privacy issues, there is one further key impact I am urging elected officials to consider while reviewing the Smart Meter Initiative – the loss of nearly 400 jobs in communities around this province.

Since the Smart Meter Initiative was introduced in 2007 our meter readers have faced an uncertain future. It's far past time they were given answers that will allow them to plan for their jobs and their families. But COPE 378 has been trying to get answers and a plan for these people from BC Hydro, Accenture (the outsourced arm of BC Hydro which employs the meter readers) and the provincial government for over four years – without success.

Among all the other issues that come with Smart Meters – from time-of-use billing and higher hydro rates to mandatory participation – these impacts are the most immediate and measurable. Meter readers have been told to expect layoffs in February of 2012. This potential job loss is in addition to the recently proposed layoffs at BC Hydro and the loss of another 800 jobs at Accenture (a contracting arm of BC Hydro). These layoffs will have a devastating impact on families and communities across BC.

Our members need answers to the following questions. I hope you will consider adding them to your queries about Smart Meters.

- What are BC Hydro, Accenture, and the provincial government doing to make sure meter readers are retained? What plans are there in place to retrain the existing workers for this new technology?
- Why has BC Hydro given \$75 million to the private company Corix to install these meters? Altogether the cost of the Smart Meter Initiative approaches \$1 billion. Given BC Hydro's current financial situation, can we afford this cost?

FILE CODE

WES, CI - Canadian Office & Professional  
Employees Union Local 378  
re: meter readers

- The provincial government legislated a Smart Meter into every home and business in BC through the Clean Energy Act. In Part 1 of the same Act, government pledges to “encourage economic development and the creation and *retention* of jobs”. How does the provincial government plan to rectify this contradiction?

To date, the provincial government has simply ignored the issue. COPE 378 has tried several times to get an ‘anywhere, anytime’ meeting with various premiers and ministers of energy to discuss Smart Meters and meter readers, to no avail.

We support a moratorium on Smart Meters until these questions can be answered. And if Smart Meters end up going ahead, we want to ensure our members get the opportunity to re-train and continue work in BC Hydro. They have valuable institutional knowledge and are proud of the work they do in service of our public utility and communities.

I hope you will join us in asking for a just transition to new work for Meter Readers. The impacts of Smart Meters must be mitigated – and the loss of nearly 400 jobs is one of the most significant negative impacts.

Sincerely,

A handwritten signature in cursive script that reads "David Black".

David Black  
COPE 378 President



Union of BC Municipalities  
Suite 60 10551 Shellbridge Way  
Richmond, BC, Canada V6X 2W9

Phone: 604.270.8226  
Email: [ubcm@ubcm.ca](mailto:ubcm@ubcm.ca)

August 11, 2011

Mayor Brian Taylor  
City of Grand Forks  
Box 220  
Grand Forks, BC V0H 1H0

**RECEIVED**

**AUG 17 2011**

**THE CORPORATION OF  
THE CITY OF GRAND FORKS**

Dear Mayor Taylor:

**Re: 2011 Resolutions**

The UBCM is in receipt of the attached resolution(s) endorsed by your Council.

The resolution(s) will be presented to the UBCM membership for their consideration at the 2011 UBCM Convention in September.

Please feel free to contact Reiko Tagami, Information & Resolutions Coordinator, if you have any questions about this process.

Tel: 604.270.8226 ext. 115 Email: [rtagami@ubcm.ca](mailto:rtagami@ubcm.ca)

Sincerely,

A handwritten signature in black ink, appearing to read "B Steele".

Barbara Steele  
President

Enclosure

**FILE CODE**

*WES, 42 - 2011 RESOLUTIONS*

## **REINVESTING IN FOREST STEWARDSHIP**

**Grand Forks**

WHEREAS BC communities rely on forests to support their economic, social and environmental well-being;

AND WHEREAS there is widespread and growing public concern about the current and future health of BC's forests;

AND WHEREAS over the past decade the provincial government has made deep cuts to the public agencies engaged in protecting, managing and enhancing BC's forests, seriously eroding their capacity to effectively manage our publicly-owned forest resources and provide adequate public oversight in the woods:

THEREFORE BE IT RESOLVED that UBCM urge the provincial government to reinvest in forest stewardship, including:

- immediately increasing funding for forest inventories;
- restoring the Ministry of Forests research branch, and enhancing funding for forest research;
- increasing funding to mitigate the risk of forest fires in BC communities;
- making a significant, long term investment in expanded reforestation of public forest lands; and
- increasing funding and restoring staff levels in the Ministry of Forests, Lands and Resource Operations to pre-2001 levels.

## **REPEAL SECTIONS 420-427 OF THE LOCAL GOVERNMENT ACT**

**Grand Forks**

WHEREAS administration of Sections 420 to 427 of the *Local Government Act* is onerous and costly to local governments;

AND WHEREAS the provisions of the Surveyor of Taxes Forfeiture Cycle are clear, concise and do not provide for the involvement of third parties:

THEREFORE BE IT RESOLVED that UBCM petition the Province of British Columbia to repeal Sections 420 to 427 of the *Local Government Act* and replace it with provisions similar to those of the Surveyor of Taxes Forfeiture Cycle, and that those provisions ensure that any unredeemed properties revert to the municipality.



## **PUBLIC COMMISSION ON FORESTS**

**Grand Forks**

WHEREAS BC communities rely on their forests both as a primary economic driver, and for their ecological and social importance;

AND WHEREAS today there are a number of critical problems in BC's forests which need to be addressed and resolved, including:

- evidence of declining forest health and expanding understocked forests;
- tens of thousands of forest industry job losses, dozens of mill closures, and serious economic hardship in resource communities across BC;
- widespread frustration among local governments about the lack of local involvement in decision making on the allocation and management of forest resources;
- after a decade of deep cutbacks, serious doubts about the ability of provincial agencies to effectively manage our forest resources and provide adequate public oversight in the woods; and
- the continuing failure to generate maximum value for British Columbians from our forests, as evidenced by the ongoing over-reliance on commodity production, rapidly increasing raw log exports to Asia, and limited growth in the value-added wood products sector;

AND WHEREAS it has been more than two decades since the last significant independent inquiry into the state of BC's forests:

THEREFORE BE IT RESOLVED that UBCM call for the Government of BC to establish a public commission of inquiry into BC's forest sector, in order to:

- offer a considered, independent assessment of the state of BC's forests and the effectiveness of our current laws and practices;
- provide a much-needed opportunity for significant public input into forest policy in BC; and
- make recommendations for changes that will ensure both the good stewardship of our forests and a vibrant, sustainable forest industry for coming generations.

UNION OF  
BRITISH  
COLUMBIA  
MUNICIPALITIES

Administration provided  
By UBCM

Funding provided by:  
Government of Canada

Canada

In partnership with:



Gas Tax/Public Transit  
Management Services  
Secretariat

Local Government House  
525 Government  
Victoria BC V8V 0A8

Phone: 250 356-5134  
Fax: 250 356-5119

Website:

www.ubcm.ca  
under  
Funding Programs/  
Gas Tax Fund/  
Programs

## Gas Tax/Public Transit Management Services

...delivering the federal gas tax and public transit agreement funding in British Columbia

RECEIVED

AUG 19 2011

THE CORPORATION OF  
THE CITY OF GRAND FORKS

August 16, 2011

Mayor & Council  
City of Grand Forks  
PO Box 220  
Grand Forks, BC V0H 1H0

Dear Mayor & Council:

### RE: GAS TAX AGREEMENT COMMUNITY WORKS FUND PAYMENT

I am pleased to advise that UBCM is in the process of distributing the first of two Community Works Fund (CWF) payments for fiscal 2011. An electronic transfer of \$106,349.06 is expected to occur on August 16, 2011. These payments are made in accordance with the payment schedule set out in your CWF Agreement with UBCM (see Addendum #1 of your Agreement).

CWF are made available to eligible local governments by the Government of Canada pursuant to the Agreement on the Transfer of Federal Gas Tax Revenues between UBCM and the governments of Canada and British Columbia. Funding under the program may be directed to local priorities that fall within one of the eligible project categories and that are in keeping with the Agreement's intended outcomes of reduced greenhouse gas emissions, cleaner air and cleaner water.

Further details regarding use of CWF and project eligibility are outlined in your CWF Agreement and on our web site at [www.ubcm.ca](http://www.ubcm.ca).

For further information, please contact Brant Felker, Gas Tax Policy and Program Manager, by e-mail at [bfelker@ubcm.ca](mailto:bfelker@ubcm.ca) or by phone at 250-356-0893.

Sincerely,

Barbara Steele  
President

pc: Victor Kumar, City Manager

FILE CODE

WES, U2 - Gas Tax Agreement  
Community Works Fund  
Payment

## **TASK LIST FOR MEETINGS SCHEDULED FOR AUGUST 15<sup>TH</sup>, 2011**

ISSUE	ASSIGNED	COMPLETED
<b>PRIMARY COMMITTEE MEETING</b>		
<p>a) Delegation, West Kootenay Boundary Crime Stoppers That the Committee recommends to Council that the presentation made by Jack Fisher, Chairman of the West Kootenay Crime Stoppers be received, and further determines to offer funding by way of a membership in the amount of \$500.00 to West Kootenay Boundary Crime Stoppers to be funded from Council Memberships</p>	Diane	In Progress – to be adopted at Sept 6 <sup>th</sup> meeting
<p>b) Delegation, Mountain Media Advertising The Primary Committee recommends to Council to receive the presentation given by Sandra Barron of Mountain Media Advertising and to further discuss the option of purchasing advertising on six new visitor highway information signs and 300 posters (with map) that is being created for 2012 for our region.</p>		
Chief Financial Officer advised that she will look into the advertising budget	Cecile	In Progress
<p><b>RECOMMENDATIONS FOR CONSIDERATION:</b> The Primary Committee recommends to Council that Staff be directed to draft the appropriate zoning amendment bylaw subject to the City obtaining a covenant, at the owner's expense, stating that commercial use and parking is restricted to the commercial portion of the property for the property located at 2675 Central Avenue legally known as Lot 6, Block 2, D.L. 520, Plan 5210 from R-1 (Single and Two Family Residential) to HC (Highway Commercial), southerly portion only, and that this bylaw be permitted to proceed to public hearing.</p>	Kathy	In Progress
<b>REGULAR MEETING OF COUNCIL</b>		
Reports, Questions & Inquiries from Members of Council:		
1. Councillor Wirischagin:		
<b>RESOLVED THAT</b> THE CITY OF GRAND FORKS BECOME A MEMBER OF THE SPORT TOURISM ALLIANCE IN THE AMOUNT OF \$150.00.	Diane (VM to Joan Thomas of GFI)	In Progress
2. Councillor Moslin:		
<b>RESOLVED THAT</b> STAFF BE INSTRUCTED TO BRING FORWARD AN AMENDMENT TO BYLAW NO. 1682 TO EXCLUDE ALL MOTORIZED VEHICLES FROM ALL TRAILS WITHIN THE CITY OF GRAND FORKS.	Diane	Done (Referred to Sept 6 <sup>th</sup> Meeting)
3. Councillor Thompson:		
<b>RESOLVED THAT</b> THE CITY OF GRAND FORKS SPONSOR A TARP FOR DISPLAY ON A MINIATURE CHUCK WAGON AS PARTICIPANT OF THE MINIATURE CHUCK WAGON RACES DURING THE 2011 GRAND FORKS & DISTRICT FALL FAIR IN THE AMOUNT OF \$500.00.	Diane	Done
<p>4. Mayor Taylor: <b>RESOLVED THAT</b> THE CITY OF GRAND FORKS PARTICIPATE IN A VIDEO FOR THE HELLOBC WEBSITE IN THE AMOUNT OF \$1,500., A COST WHICH IS TO BE SHARED FOUR EQUAL WAYS WITH COMMUNITY FUTURES, AREA D, AND AREA C.</p>	The Mayor to provide further information	In Progress
Recommendations From Staff for Decisions:		
<p>a) Corporate Officer's Report-Application for Development Permit from Silver Kettle Developments <b>RESOLVED THAT</b> COUNCIL APPROVES THE DEVELOPMENT PERMIT APPLICATION FROM SILVER KETTLE DEVELOPMENTS ON THE CONSTRUCTION OF A NEW 42 SUITE RESIDENTIAL CARE FACILITY AND A 48 SUITE SUPPORTIVE HOUSING FACILITY ON THE PROPERTY LOCATED BETWEEN 70<sup>TH</sup> AND 72<sup>ND</sup> AVENUE IN THE 2300 BLOCK AREA ADJACENT TO THE GABLES HOUSING DEVELOPMENT, SUBJECT TO COMPLIANCE WITH CITY BYLAWS, AND IN SUBSTANTIAL COMPLIANCE WITH THE PLANS PRESENTED IN THE APPLICATION.</p>	Kathy	In Progress

<b>Summary of Information Items:</b>		
<p>a) From Grand Forks &amp; District Fall Fair asking for Mayor and Council participation in the parade on Saturday, Sept 10<sup>th</sup> at 10:00 am  <i>Council to direct staff to prepare a ride/float if they wish to participate in the parade.</i></p> <p><b>RESOLVED THAT</b> COUNCIL PARTICIPATES IN THE GRAND FORKS AND DISTRICT FALL FAIR PARADE ON SEPTEMBER 10<sup>TH</sup>, 2011.</p>	<p>Diane to advise Fall Fair</p> <p>Staff to prepare float</p>	<p>Done</p> <p>In Progress</p>
<p>b) Chief Financial Officer's Report – SOFI - Request for Council's approval of the statements and schedules included in the Statement of Financial Information produced under the Financial Information Act. <b>Council to receive the Chief Financial Officer's Report. Council further approves the statements and schedules included in the Statement of Financial Information for the City of Grand Forks as at December 31<sup>st</sup>, 2010, as attached.</b></p> <p><b>RESOLVED THAT</b> COUNCIL RECEIVES THE CHIEF FINANCIAL OFFICER'S REPORT WITH REGARD TO THE STATEMENT OF FINANCIAL INFORMATION (SOFI), AND FURTHER APPROVES THE STATEMENTS AND SCHEDULES INCLUDED IN SOFI FOR THE CITY OF GRAND FORKS AS AT DECEMBER 31<sup>ST</sup>, 2010.</p>	Cecile/Char	Done
<b>Bylaws:</b>		
<p>a) Corporate Officer's Report – Bylaw 1920, Amendment to the City of Grand Forks Zoning Bylaw</p> <p>That Council considers giving first and second reading to Bylaw No. 1920, "Amendment to the City of Grand Forks Zoning Bylaw No. 1920, 2011.</p>	Kathy/Diane	In Progress
<p>b) Chief Administrative Officer's Report – Amendment to Bylaw 1923, City of Grand Forks Capital Renewal Loan Authorization Bylaw</p> <p>Council resolves to rescind the third reading to Bylaw 1923, cited as "City of Grand Forks Capital Renewal Loan Authorization Bylaw No. 1923, 2011 that was adopted at the July 18<sup>th</sup>, 2011 Regular Meeting of Council</p> <p>Council resolves that Bylaw 1923, cited as "City of Grand Forks Capital Renewal Loan Authorization Bylaw No. 1923, 2011, be amended by replacing section 1 of Bylaw 1923, with a new Section 1 to read as follows:</p> <p><b>"Council of the City of Grand Forks is hereby authorized to:</b></p> <p><b>a) Borrow upon the credit of the City a sum not exceeding four million and two hundred Thousand (\$4,200,000), for multi-utility projects that combine road, water and sewer needs into the same project and estimated to be 45% for roadways, 35% for water system, and 20% for sewer system, for the purpose of undertaking and carrying out, or causing to be carried out, the planning, study, design and construction of works for the provision of the facilities and equipment relating to the road, water and sewer capital renewal projects; and</b></p> <p><b>b) Acquire all real property, easements, rights-of-way, leases, licences, rights or authorities as may be requisite, or desirable for, or in connection with the construction of the road, water and sewer capital renewal projects.</b></p> <p>Council resolves that Bylaw. No. 1923, cited as "City of Grand Forks Capital Renewal Loan Authorization Bylaw No. 1923, 2011, be given third reading as amended.</p>	Lynne/Diane	Done

## **THE CITY OF GRAND FORKS REQUEST FOR COUNCIL DECISION**

**DATE** : August 30th, 2011

**TOPIC** : Bylaw 1924 – Amendment to the City of Grand Forks Zoning Bylaw

**PROPOSAL** : First and Second Reading

**PROPOSED BY** : Corporate Officer

---

### **SUMMARY:**

At the Primary Committee Meeting on August 15<sup>th</sup>, 2011, it was recommended and subsequently adopted by Council that the matter of a proposed amendment to the Grand Forks Zoning Bylaw, to re-zone the southerly portion of the property located at 2675 Central Avenue, from the current R-1 Single and Two Family, to HC Highway Commercial. Council's resolution also stated that it was subject to the City obtaining a covenant, at the owner's expense, that commercial use and parking is restricted to the commercial (southerly) portion of the property. This covenant is to be in place prior to the bylaw being adopted. The proposal to rezone is based on the property owner's desire to eventually subdivide the property, but at present, wishes to advertise it for sale as is.

In addition, Item No. 2 of Bylaw No. 1924 states that Section 50(2)(b) Height of Building in the City of Grand Forks Bylaw No. 1606, 1999, be amended to 12.2 metres from 10 metres. This is a housekeeping item. The metric conversation of 40 feet (which is the maximum height of a building for the City of Grand Forks) is approximately 12.2 metres and not 10 metres.

To that end, Bylaw No. 1924 is being presented for first and second reading.

### **STAFF RECOMMENDATIONS:**

**Option 1:** Council gives first and second reading to Bylaw No. 1924 "Amendment to the City of Grand Forks Zoning Bylaw No. 1924, 2011".

### **OPTIONS AND ALTERNATIVES:**

**Option 1: Council gives Bylaw No. 1924 first and second reading.** This option intends that the proposed amendments are being considered by Council.

**Option 2: Council determines to give the Bylaw no readings:** This option intends that the status quo will remain, and the zoning of property located at 2675 Central Avenue will remain as R-1 Single and Two Family Residential.

**BENEFITS, DISADVANTAGES AND NEGATIVE IMPACTS:**

**Option 1:** This option will allow the proposal to rezone the southerly portion of the property located at 2675 Central Avenue, from R-1 Single and Two Family Residential to HC Highway Commercial, to proceed to public hearing. At the public hearing the public will be afforded an opportunity to make their views on this bylaw known to Council.

**Option 2:** This option will allow for the status quo to remain and the entire property will remain zoned as R-1 Single and Two Family Residential.

**COSTS AND BUDGET IMPACTS – REVENUE GENERATION:**

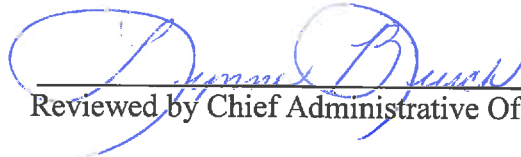
There are direct costs for any bylaw that proceeds to public hearing. There are the advertising costs, as well as the notifications to surrounding property owners. These costs are generally covered by the application fees charged.

**LEGISLATIVE IMPACTS, PRECEDENTS, POLICIES:**

The ability to amend our existing Zoning Bylaw comes from the Local Government Act. The Act requires that any Zoning Bylaw must be referred to the public (public hearing), and may only be adopted after Council has heard from the public on the matters contained in the bylaw.



\_\_\_\_\_  
Department Head or Corporate Officer  
or Chief Administrative Officer



\_\_\_\_\_  
Reviewed by Chief Administrative Officer

**THE CORPORATION OF THE CITY OF GRAND FORKS**

**BYLAW NO. 1924**

**A Bylaw to Amend the City of Grand Forks  
Zoning Bylaw No. 1606, 1999**

=====

**WHEREAS** Council may, by bylaw, amend the provisions of the Zoning Bylaw pursuant to the Local Government Act;

**AND WHEREAS** Council has received an application to rezone property located at 2675 Central Avenue;

**NOW THEREFORE** Council for the Corporation of the City of Grand Forks, in an open meeting assembled, **ENACTS**, as follows:

1. That the City of Grand Forks Zoning Bylaw No. 1606, 1999 be amended to rezone the southerly 23,636 square foot portion of property located at 2675 Central Avenue, legally described as Lot 6, Block 2, District Lot 520, S.D.Y.D., Plan 5210 from the R—1 (Single & Two Family Residential) zone to the HC (Highway Commercial) zone, as shown outlined in bold on the attached map identified as Schedule "X".
2. That Section 50(2)(b) Height of Building of the City of Grand Forks Zoning Bylaw No. 1606, 1999 be amended to correct the 10 metres to say 12.2 metres.
3. That this Bylaw may be cited as the "**Amendment to the City of Grand Forks Zoning Bylaw No. 1924, 2011**".

Read a **FIRST** time this \_\_\_\_\_ day of September, 2011.

Read a **SECOND** time this \_\_\_\_\_ day of September, 2011.

**PUBLIC HEARING NOTICE ADVERTISED**, pursuant to the *Local Government Act* this \_\_\_\_\_ day of \_\_\_\_\_, 2011, and also this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

**PUBLIC HEARING HELD** this \_\_\_\_\_ day of \_\_\_\_\_, 2011..

Read a **THIRD** time this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

**APPROVED** by the Ministry of Transportation and Infrastructure on this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Approving Officer

**FINALLY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Brian Taylor - Mayor

\_\_\_\_\_  
Diane Heinrich, Corporate Officer

**CERTIFICATE**

I hereby certify the foregoing to be a true copy of Bylaw No. 1924 as passed by the Municipal Council of the City of Grand Forks on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

\_\_\_\_\_  
Corporate Officer of the Municipal Council  
of the City of Grand Forks



# CITY OF GRAND FORKS ZONING MAP

## SCHEDULE "X"

R-4A

DL 520

1  
PLAN 5090

CU A

PLAN 1557R

7TH AVENUE

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

PLAN 1557R

SUBJECT PROPERTY TO BE  
REZONED FROM R-1 (SINGLE &  
TWO FAMILY RESIDENTIAL TO  
HC (HIGHWAY COMMERCIAL)

This is Schedule "X" referred to in  
Section 1 of the City of Grand  
Forks Zoning Amendment Bylaw  
No. 1924, 2011.

Date of Adoption

Corporate Officer

CLOSED

**SECTION 50            CU (Community Use Zone)**

**Permitted Uses**

1.        The following uses and no others are permitted in a CU zone:
  - (a)       libraries;
  - (b)       museums;
  - (c)       cemeteries;
  - (d)       fire hall and police stations;
  - (e)       hospital, including medical clinic, dental clinic, ambulance station, rest home or private hospitals;
  - (f)       post office;
  - (g)       religious centres;
  - (h)       community centres/recreation facilities or community halls;
  - (i)       open space passive recreational areas;
  - (j)       municipal, local government or educational buildings;
  - (k)       senior citizen complexes, senior activity centres and congregate care facilities;
  - (l)       any building or structure operating under a Private-Council partnership agreement.

Permitted accessory uses and buildings on any parcel includes the following:

- (m)       accessory buildings for any of the above.

**Regulations**

2.        On a parcel located in a CU zone:

Minimum Parcel Size for Subdivision purposes

- (a)       There is no minimum parcel size and the parcel shall be connected to a community sewage and water system.

Height

- (b)       No building or structure shall exceed 10 metres (40 ft) in height, except fire halls;

Setbacks

- (c)       Except as otherwise specifically permitted in this bylaw, no building or structure shall be located within:
  - (i)       7 metres (23 ft) of a front parcel line;
  - (ii)      3 metres (10 ft) of an interior side parcel line;
  - (iii)     5 metres (17 ft) of an exterior side parcel line; or
  - (v)       7 metres (23 ft) of a rear parcel line.

**THE CITY OF GRAND FORKS  
REQUEST FOR PRIMARY COMMITTEE  
RECOMMENDATION**

COPY

**DATE** : August 9th, 2011

**TOPIC** : Amendment to the Zoning Bylaw

**PROPOSAL** : To amend the current Zoning Bylaw by rezoning property located At 2675 Central Avenue Southerly Portion of the property from the current R-1 (Single & Two Family) Residential Zone to HC (Highway Commercial) zone and leaving the northerly part as residential

**PROPOSED BY** : Applicants – Arild Engen Agent for Barb & Jacques Boizeau

---

**SUMMARY:**

The City is in receipt of an application to rezone property located at 2675 Central Avenue legally described at Lot 6, Blk 2, DL 520, Plan 5210. The applicant wishes to rezone the southerly portion of the property from the current R-1 (Single & Two Family) residential zone to HC (Highway Commercial) zone and leaving the northerly part as residential. This proposal is consistent with the Official Community Plan inasmuch as the southerly section is designated as Commercial and the northerly portion is designated as Low Density Residential, and therefore there is no need to amend the plan (refer to OCP Land Use Map). The proposal to rezone is based on the property owner's desire to eventually subdivide the property, but at present, wishes to advertise it for sale as is.

Attached is a report from the Planning Tech, outlining the specific details of the proposal.

**STAFF RECOMMENDATIONS:**

**Option 1:** That the Primary Committee recommends to Council that Staff be directed to draft the appropriate zoning amendment bylaw subject to the City obtaining a covenant, at the owner's expense, stating that commercial use and parking is restricted to the commercial portion of the property for the property located at 2675 Central Avenue legally known as Lot 6, Block 2, D.L. 520, Plan 5210 from R-1 (Single and Two Family Residential) to HC (Highway Commercial), southerly portion only, and that this bylaw be permitted to proceed to public hearing.

**OPTIONS AND ALTERNATIVES:**

**Option 1:** Direction be given to Staff to draft a Zoning Amendment Bylaw, rezoning property located at 2675 Central Avenue (Southerly Portion Only) from R-1 (Single & Two Family Residential) to HC (Highway Commercial) subject to the City obtaining a covenant, at the owner's expense, stating that commercial use and parking is restricted to the commercial portion on the property. This option will allow the proposal of an amendment bylaw to be forwarded to the public hearing process. After hearing presentations at the public hearing, Council may consider proceeding with the amendment.

**Option 2:** Primary Committee recommends to Council to decline to permit the proposed amendment to proceed as requested.

This option will allow for the status quo, with no rezoning of property known as 2675 Central Avenue.

**Option 3: Primary Committee recommends to Council to direct Staff to proceed with obtaining a covenant, at the owner's expense, prior to proceeding with a Zoning Amendment Bylaw.** This option is similar to Option 1; however the completion of the Zoning Amendment Bylaw would be extended due to the timeline required to put the covenant in place prior to proceeding with the amendment bylaw.

**COPY**

**BENEFITS, DISADVANTAGES AND NEGATIVE IMPACTS:**

**Option 1:**

This option will provide the opportunity for the property to be rezoned in consistency with the City's Official Community Plan. The applicant has stated that they eventually intend to subdivide the property thus allowing for potential commercial on the southerly portion and potential R-1 residential housing on the northerly portion.

**Option 2:** This option will allow for the status quo to remain, and the property can only be developed as large residential lot. This option loses the opportunity to maximize the potential development density as outlined in the City's Official Community Plan.

**Option 3:** This option is the same as Option 1, however the disadvantage to this option is that the zoning amendment would take approximately 2-3 weeks longer to complete.

**COSTS AND BUDGET IMPACTS – REVENUE GENERATION:**

There are costs involved in any amendment to the Zoning Bylaw such as newspaper advertising, and statutory notifications of surrounding property owners. Generally speaking the application fee collected is intended to cover these costs.

**LEGISLATIVE IMPACTS, PRECEDENTS, POLICIES:**

The ability to amend our existing Zoning Bylaw comes from the Local Government Act. The Act requires that any Zoning Bylaw must be referred to the public (public hearing), and may only be adopted after Council has heard from the public on the matters contained in the bylaw.

  
\_\_\_\_\_  
Department Head or Corporate Officer  
Or Chief Administrative Officer

  
\_\_\_\_\_  
Reviewed by Chief Administrative Officer

COPY

THE CORPORATION OF THE CITY OF GRAND FORKS

STAFF MEMORANDUM

**To:** Diane Heinrich, Corporate Officer

**Date:** July 22, 2011

**From:** Kathy LaBossiere, Planning Tech

**Boizeau Rezoning Application**

We have received an application for rezoning of property legally described as Lot 6, Block 2, D.L. 520, Plan 5210 located at 2675 Central Avenue. The applicant wishes to rezone the southerly portion of the property from the current R-1 (Single & Two Family) residential zone to HC (Highway Commercial) zone and leaving the northerly part as residential.

The entire lot less the existing lane through the property is 0.9 acres in size. The southerly section is designated as Commercial and the northerly portion is designated as Low Density Residential, in the Official Community Plan.

The applicant has stated that he will eventually subdivide the property, but at present, wishes to advertise it for sale as is.

To avoid the commercial use of the northerly portion of the property, I received planning advice from Mark Andison, Regional District Planner and he recommended that before the rezoning, the City should get a covenant stating that commercial use and parking is restricted to the commercial portion of the property to protect the residential part of the property.

This application would only require an amendment to the Zoning Bylaw in that the proposal meets the current OCP visions and objectives.

Respectfully Submitted:



Kathy LaBossiere  
PLANNING TECH

N:\planning\zoning\boizeau\memo to clerk



**The Corporation of the City of Grand Forks**

P.O. Box 220  
Grand Forks, B.C.  
V0H 1H0

7217-4th Street  
Telephone (250) 442-8266  
Fax (250) 442-8000

**Zoning AND/OR Official Community Plan Amendment  
Application**

Application to amend the Zoning Bylaw AND/OR Official Community Plan Bylaw

**Zoning OR Official Community Plan Application Fee:**

☒ **\$1,000.00**

Receipt No. 146491

**Zoning AND Official Community Plan Application Fee:**

☐ **\$1,200.00**

Receipt No. \_\_\_\_\_

The subject fee is applicable to each request for an amendment to the Zoning or Official Community Plan Bylaw, or to both. Should this request **not** proceed to Public Hearing, one-half (1/2) the fee (\$500.00 or \$600.00) shall be refunded.

Registered Owner of Property to be rezoned:

BARB BAILEY BOIZEAU

JACQUES BOIZEAU

Mailing Address: 34 CUE DU CHAMPEROUX

SAINT SAVINEN 17350

FRANCE

Telephone: 011-335 7728-4334

010-328-530

Full Legal Description of property to be rezoned:

LOT 6 BLOCK 2 DIST. LOT 520 PLAN 5210

SDYP. (SOUTHERN PORTION OF SAID  
PROPERTY (SEE ATTACHED))

Street Address of Property 2675 CENTRAL AVE  
GRAND FORKS B.C.

Please submit the following information with this application:

- (i) the legal boundaries and dimensions of the subject property;
- (ii) the location of permanent buildings and structures existing on the property;
- (iii) the location of any proposed access roads, parking, driveways, and any screening, landscaping and fences;
- (iv) the location and nature of any physical or topographic constraints on the property (ie: streams, ravines, marshes, steep slopes etc)

Upon reviewing your application, the City of Grand Forks may request other, or more detailed information.

The information provided is full and complete and is, to the best of my knowledge, a true statement of facts relating to this application.

Signature of Owner

Date

July 18/2011

AGENT'S AUTHORIZATION

I hereby authorize:

ARILD ENGEN

3082 EAST LAKELINE

CHRISTINA LK B.P.

701121

(full name, address and telephone number of Agent)

to act on my behalf with regards to this application.

Owner's Signature

The personal information on this form is collected under the authority of the Local Government Act. The information collected will be used to process your application for a Rezoning or Official Community Plan amendment. If you have questions about the collection use and disclosure of this information, contact the Coordinator City of Grand Forks.



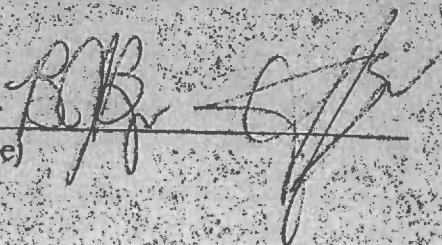
Please outline the provisions of the respective Bylaw that you wish to vary or supplement and give your reasons for making this request:

southerly 23,636 sq ft of Lot 6 from R-1  
(Residential) to HC (Highway Commercial).

**DECLARATION PURSUANT TO THE WASTE MANAGEMENT ACT**

I, Barbara Bailey-Boizeau, owner of the subject property described on this application form, hereby declare that the land which is the subject of this application has not to my knowledge been used for industrial or commercial activity as defined in the list of "Industrial Purposes and Activities: (Schedule 2) of the Contaminated Sites Regulation (B.C. Reg. 375/96). I therefore declare that I am not required to submit a Site Profile under Section 26.1 or any other section of the Waste Management Act.

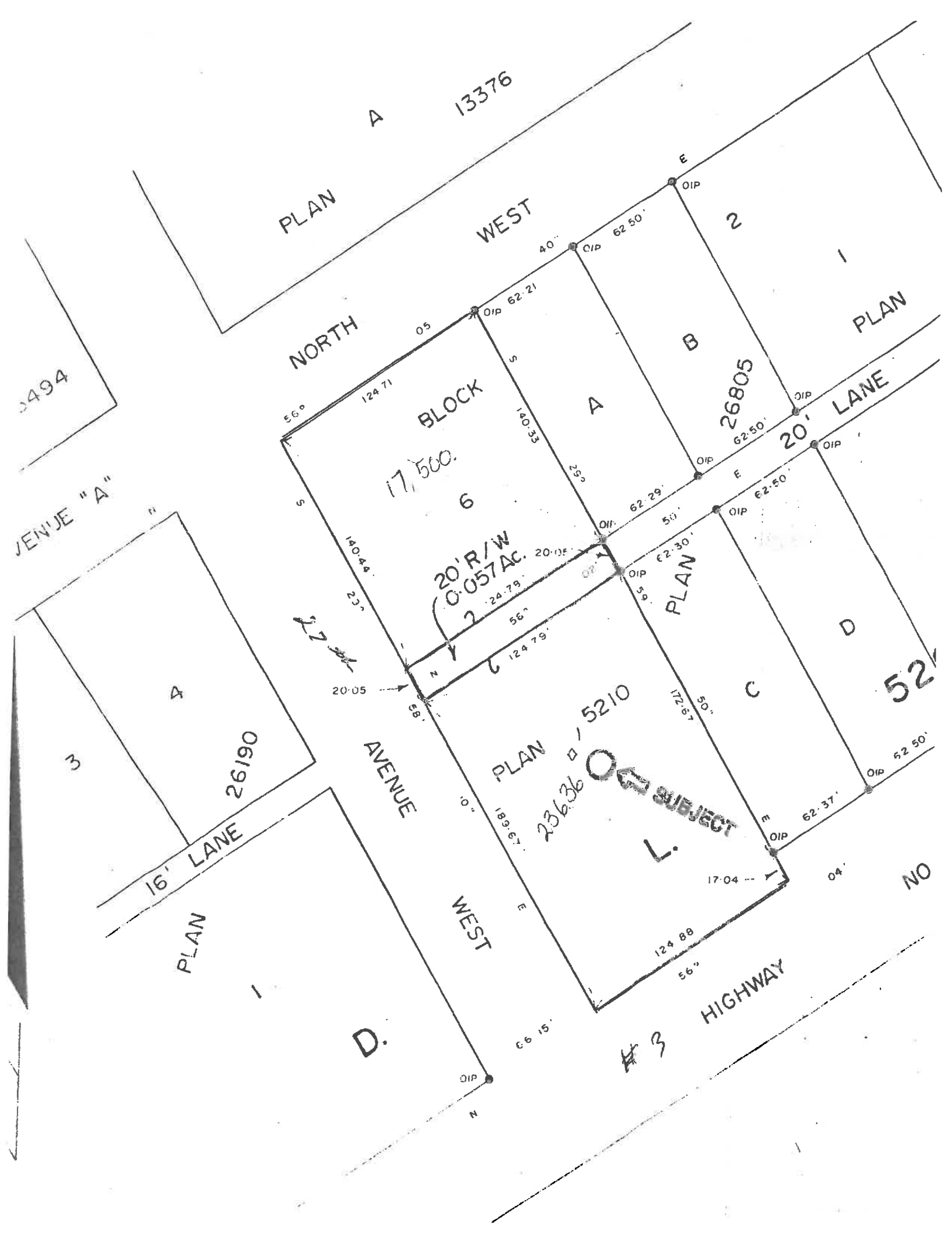
(signature)




(date)

July 18/2011





From:  "Mark Andison" <mandison@rdkb.com>

Thu, Jul 21, 2011 3:59:31 PM 

Subject: RE: Scan from City of Grand Forks

To:  **Kathy LaBossiere**

Attachments:  Attach0.html

13K

Hi Kathy,

There are couple of ways to deal with this situation.

First, the offstreet parking required for a commercial use would be considered an accessory use of the property – accessory to the principal commercial use. As such, uses that are accessory to a permitted commercial use would only be permitted on the commercially zoned portion of the lot. The parking spaces needed for the commercial use would, then have to be located on the commercially zoned portion of the split-zoned lot. Parking as an accessory use in the residentially zoned portion of the lot would only be permitted as needed for the residential use on that portion of the lot.

A second way to approach this to ensure that the property-owner (and future owners of the property) is completely aware of the requirement that the parking required for the commercial use must be located on the commercially zoned portion of the property would be to have the applicant volunteer to register a Section 219 covenant on the title of the property before the rezoning is approved by Council which acknowledges that the commercial parking must be located on the commercially zoned portion of the property. This would provide the neighbouring property-owners with some assurance that the residential portion of the property will not become a parking lot and it would help to avoid future battles with the property-owner over the interpretation of the bylaw as to where accessory commercial parking spaces may be located. I would recommend pursuing the registration of a covenant in conjunction with the rezoning application to provide an additional level of protection (i.e. belt and suspenders).

Regards,

**Mark Andison, MCIP**

Director of Planning and Development  
Regional District of Kootenay Boundary  
843 Rossland Ave  
Trail, BC  
Canada V1R 4S8

toll-free: 1.800.355.7352

tel: 250.368.9148

cell: 250.231.0080

fax: 250.368.3990

email: [mandison@rdkb.com](mailto:mandison@rdkb.com)

web: [www.rdkb.com](http://www.rdkb.com)

# LAND TITLE ACT

## [RSBC 1996] CHAPTER 250

### Registration of covenant as to use and alienation

219 (1) A covenant described in subsection (2) in favour of the Crown, a Crown corporation or agency, a municipality, a regional district, the Greater Vancouver Transportation Authority, or a local trust committee under the *Islands Trust Act*, as covenantee, may be registered against the title to the land subject to the covenant and is enforceable against the covenantor and the successors in title of the covenantor even if the covenant is not annexed to land owned by the covenantee.

\* (2) A covenant registrable under subsection (1) may be of a negative or positive nature and may include one or more of the following provisions:

(a) provisions in respect of

(i) the use of land, or

(ii) the use of a building on or to be erected on land;

(b) that land

(i) is to be built on in accordance with the covenant,

(ii) is not to be built on except in accordance with the covenant, or

(iii) is not to be built on;

(c) that land

(i) is not to be subdivided except in accordance with the covenant, or

(ii) is not to be subdivided;

(d) that parcels of land designated in the covenant and registered under one or more indefeasible titles are not to be sold or otherwise transferred separately.

(3) A covenant described in subsection (4) in favour of

(a) the Crown or a Crown corporation or agency,

(b) a municipality, a regional district, the Greater Vancouver Transportation Authority or a local trust committee under the *Islands Trust Act*, or

(c) any person designated by the Minister of Environment, Lands and Parks on terms and conditions he or she thinks proper,

as covenantee, may be registered against the title to the land subject to the covenant and, subject to subsections (11) and (12), is enforceable against the covenantor and the successors in title of the covenantor even if the covenant is not annexed to land owned by the covenantee.

(4) A covenant registrable under subsection (3) may be of a negative or positive nature and may include one or more of the following provisions:

(a) any of the provisions under subsection (2);

(b) that land or a specified amenity in relation to it be protected, preserved, conserved, maintained, enhanced, restored or kept in its natural or existing state in accordance with the covenant and to the extent provided in the covenant.

(5) For the purpose of subsection (4) (b), "**amenity**" includes any natural, historical, heritage, cultural, scientific, architectural, environmental, wildlife or plant life value relating to the land that is subject to the covenant.

(6) A covenant registrable under this section may include, as an integral part,

(a) an indemnity of the covenantee against any matter agreed to by the covenantor and covenantee and provision for the just and equitable apportionment of the obligations under the covenant as between the owners of the land affected, and

(b) a rent charge charging the land affected and payable by the covenantor and the covenantor's successors in title.

(7) If an instrument contains a covenant registrable under this section, the covenant is binding on the covenantor and the covenantor's successors in title, even though the instrument or other disposition has not been signed by the covenantee.

(8) No person who enters into a covenant under this section is liable for a breach of the covenant occurring after the person has ceased to be the owner of the land.

(9) A covenant registrable under this section may be

(a) modified by the holder of the charge and the owner of the land charged, or

(b) discharged by the holder of the charge

by an agreement or instrument in writing the execution of which is witnessed or proved in accordance with this Act.

(10) The registration of a covenant under this section is not a determination by the registrar of its enforceability.

(11) On the death or dissolution of an owner of a covenant registrable under subsection (3) (c), the covenant ceases to be enforceable by any person, including the Crown, other than

(a) another covenantee named in the instrument creating the covenant, or

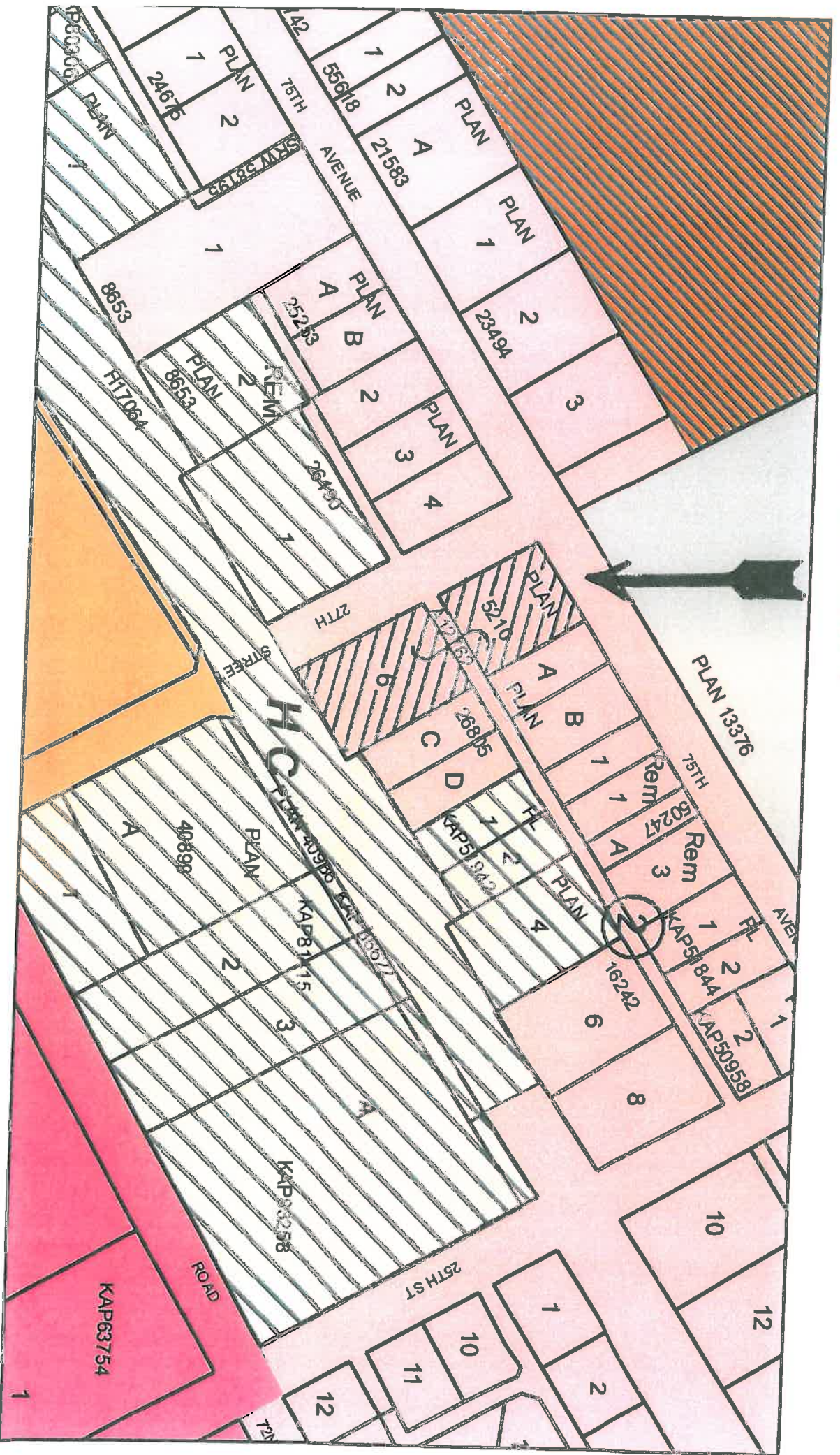
(b) an assignee of a covenantee if the assignment has been approved in writing by the Minister of Environment, Lands and Parks.

(12) If a covenantee or assignee referred to in subsection (11) is a corporation that has been dissolved and subsequently restored into existence under an enactment of British Columbia, the covenant continues to be enforceable by the restored corporation from the date of its restoration.

(13) A recital in a covenant that a person "has been designated by the Minister of Environment, Lands and Parks under section 219 (3) (c) of the *Land Title Act*", or a statement to that effect in the application to register the covenant, is sufficient proof to a registrar of that fact.

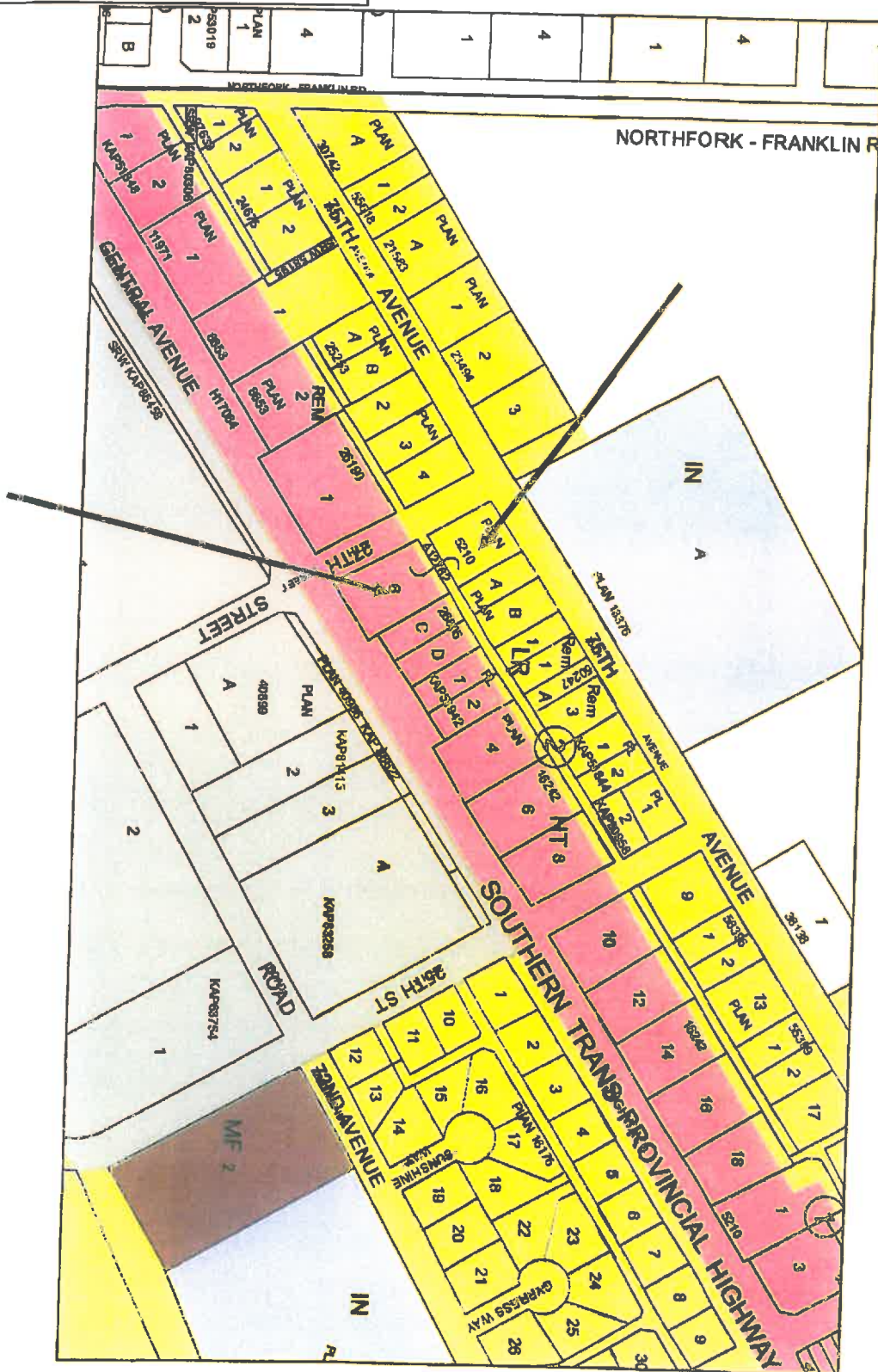


# SUBJECT PROPERTY





OCP LAND USE MAP  
Pink is Commercial  
Yellow is low density residential



# SUBJECT PROPERTY



Imagery Date: 5/14/2007



2005

49°01'28.07" N 118°28'10.49" W elev 1733 ft

Image © 2011 DigitalGlobe

© 2011 Google

©2010 Google

Eye alt 3144 ft



**PID** numbers and associated legal descriptions. *Attach an additional sheet if necessary.*

<u>PID</u>	<u>Legal Description</u>
010-328-530	Lot 6, Block 2, DL 520, S.D.Y.D., Plan 5210

Total number of titled parcels represented by this site profile is: 1

**For Untitled Crown Land**

**PIN** numbers and associated Land Description. *Attach an additional sheet if necessary.*

<u>PIN</u>	<u>Land Description</u>

Total number of untitled crown land parcels represented by this site profile is: \_\_\_\_\_

(and, if available)

Crown land file numbers. *Attach an additional sheet if necessary.*

**III COMMERCIAL AND INDUSTRIAL PURPOSES OR ACTIVITIES**

Please indicate below, in the format of the example provided, which of the industrial and commercial purposes and activities from Schedule 2 have occurred or are occurring on this site.

**EXAMPLE**

<u>Schedule 2</u> <u>Reference</u>	<u>Description</u>
E1	appliance, equipment or engine repair, reconditioning, cleaning or salvage
F10	solvent manufacturing or wholesale bulk storage

*Please print legibly. Attach an additional sheet if necessary*

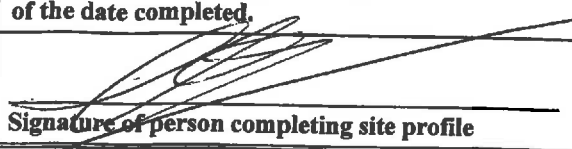
<u>Schedule 2</u> <u>Reference</u>	<u>Description</u>

IV AREAS OF POTENTIAL CONCERN			
	Is there currently or to the best of your knowledge has there previously been on the site any (please mark the appropriate column opposite the question):	YES	NO
A.	Petroleum, solvent or other polluting substance spills to the environment greater than 100 litres?		✓
B.	Residue left after removal of piled materials such as chemicals, coal, ore, smelter slag, air quality control system baghouse dust?		✓
C.	Discarded barrels, drums or tanks?		✓
D.	Contamination resulting from migration of substances from other properties?		✓
V FILL MATERIALS			
	Is there currently or to the best of your knowledge has there previously been on the site any deposit of (please mark the appropriate column opposite the question):	YES	NO
A.	Fill dirt, soil, gravel, sand or like materials from a contaminated site or from a source used for any of the activities listed under Schedule 2?		✓
B.	Discarded or waste granular materials such as sand blasting grit, asphalt paving or roofing material, spent foundry casting sands, mine ore, waste rock or float?		✓
C.	Dredged sediments, or sediments and debris materials originating from locations adjacent to foreshore industrial activities, or municipal sanitary or stormwater discharges?		✓
VI WASTE DISPOSAL			
	Is there currently or to the best of your knowledge has there previously been on the site any landfilling, deposit, spillage or dumping of the following materials (please mark the appropriate column opposite the question):	YES	NO
A.	Materials such as household garbage, mixed municipal refuse, or demolition debris?		✓
B.	Waste or byproducts such as tank bottoms, residues, sludge, or flocculation precipitates from industrial processes or wastewater treatment?		✓
C.	Waste products from smelting or mining activities, such as smelter slag, mine tailings, or cull materials from coal processing?		✓
D.	Waste products from natural gas and oil well drilling activities, such as drilling fluids and muds?		✓
E.	Waste products from photographic developing or finishing laboratories; asphalt tar manufacturing; boilers, incinerators or other thermal facilities (e.g. ash); appliance, small equipment or engine repair or salvage; dry cleaning operations (e.g. solvents); or from the cleaning or repair of parts of boats, ships, barges, automobiles or trucks, including sandblasting grit or paint scrapings?		✓

VII TANKS OR CONTAINERS USED OR STORED, OTHER THAN TANKS USED FOR RESIDENTIAL HEATING FUEL			
	Are there currently or to the best of your knowledge have there been previously on the site any (please mark the appropriate column opposite the question):	YES	NO
A.	Underground fuel or chemical storage tanks other than storage tanks for compressed gases?		✓
B.	Above ground fuel or chemical storage tanks other than storage tanks for compressed gases?		✓
VIII HAZARDOUS WASTES OR HAZARDOUS SUBSTANCES			
	Are there currently or to the best of your knowledge have there been previously on the site any (please mark the appropriate column opposite the question):	YES	NO
A.	PCB-containing electrical transformers or capacitors either at grade, attached above ground to poles, located within buildings, or stored?		✓
B.	Waste asbestos or asbestos containing materials such as pipe wrapping, blown-in insulation or panelling buried?		✓
C.	Paints, solvents, mineral spirits or waste pest control products or pest control product containers stored in volumes greater than 205 litres?		✓
IX LEGAL OR REGULATORY ACTIONS OR CONSTRAINTS			
	To the best of your knowledge are there currently any of the following pertaining to the site (please mark the appropriate column opposite the question):	YES	NO
A.	Government orders or other notifications pertaining to environmental conditions or quality of soil, water, groundwater or other environmental media?		✓
B.	Liens to recover costs, restrictive covenants on land use, or other charges or encumbrances, stemming from contaminants or wastes remaining onsite or from other environmental conditions?		✓
C.	Government notifications relating to past or recurring environmental violations at the site or any facility located on the site?		✓
X ADDITIONAL COMMENTS AND EXPLANATIONS			
<p>(Note 1: Please list any past or present government orders, permits, approvals, certificates and notifications pertaining to the environmental condition, use or quality of soil, surface water, groundwater or biota at the site.</p> <p>Note 2: If completed by a consultant, receiver or trustee, please indicate the type and degree of access to information used to complete this site profile. Attach extra pages, if necessary):</p> <hr/> <hr/> <hr/> <hr/>			

**XI SIGNATURES**

The person completing the site profile states that the above information is true based on the person's current knowledge as of the date completed.

  
Signature of person completing site profile

2011-08-05  
Date completed: (YY-MM-DD)

**XII OFFICIAL USE****Local Government Authority**

Reason for submission (Please check one or more of the following)

Soil removal ☐

Subdivision application ☐ Zoning application ☐ Development permit ☐ Variance permit ☐ Demolition permit ☐

Date received:

Local Government contact :

Name \_\_\_\_\_

Agency \_\_\_\_\_

Address \_\_\_\_\_

Telephone \_\_\_\_\_ Fax \_\_\_\_\_

Date submitted to  
Site Registrar:

Date forwarded to  
Director of Waste  
Management:

**Director of Waste Management**

Reason for submission (Please check one or more of the following)

Under Order ☐

Site decommissioning ☐

Foreclosure ☐

Date received:

Assessed by:

Name \_\_\_\_\_

Region \_\_\_\_\_

Telephone \_\_\_\_\_ Fax \_\_\_\_\_

If site profile entered, SITE ID # \_\_\_\_\_

Investigation  
Required?

YES NO

Decision date:

**Site Registrar**

Date received:

Entered onto Site Registry by:

SITE ID #:

Entry date:

## **THE CITY OF GRAND FORKS REQUEST FOR COUNCIL DECISION**

**DATE** : August 18th, 2011

**TOPIC** : Bylaw 1925– Amendment to the City of Grand Forks Recreational  
And Off Highway Vehicle Regulation Bylaw No. 1682

**PROPOSAL** : First, Second & Third Reading

**PROPOSED BY** : Council/Corporate Officer

---

### **SUMMARY:**

For background information, Council adopted Bylaw 1682 in 2001, which excluded all motorized or recreational vehicles, with the exception of wheelchairs and scooters used as a mobility aid for the disabled, from operating on all sections of the TransCanada Trail located within the boundaries of the City of Grand Forks, as well as any parks which are owned and/or maintained on behalf of the City.

Since the adoption of this bylaw, other trail systems have been constructed within the City's boundaries, such as the River Walk and the newly constructed "RInC" Trail. At the August 15, 2011, Regular Meeting Council adopted a resolution instructing staff to bring forward an amendment to Bylaw No. 1682, to exclude all motorized vehicles from all trails located within the City's boundaries.

This Bylaw is intended to encompass all of the trails located within the boundaries of the City of Grand Forks as well as any future trails which may be constructed within the City. Bylaw No. 1925 is presented to Council for the first three readings.

### **STAFF RECOMMENDATIONS:**

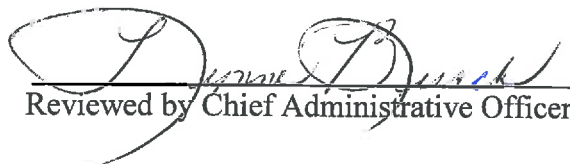
Council gives first, second and third reading to Bylaw No. 1925, the "Amendment to the City of Grand Forks Recreational and Off-Highway Vehicle Regulation Bylaw No. 1925, 2011."

### **LEGISLATIVE IMPACTS, PRECEDENTS, POLICIES:**

The authority for the provision and the amendment of Bylaws is found in the Community Charter.



Department Head or Corporate Officer  
or Chief Administrative Officer



Reviewed by Chief Administrative Officer

**THE CORPORATION OF THE CITY OF GRAND FORKS**

**BYLAW NO. 1925**

**A Bylaw to Amend the City of Grand Forks  
Recreational and Off Highway Vehicle Regulation Bylaw No. 1682**

---

**WHEREAS** the Community Charter allows Council, by bylaw, to regulate all highways and public places within the City of Grand Forks and;

**AND WHEREAS** the operation of motorized recreational and off-highway vehicles on certain lands within the City of Grand Forks is creating a hazard to both the vehicle operators and other users of lands, and;

**AND WHEREAS** the noise generated by motorized recreational and off-highway vehicles is causing a nuisance to the citizens of the City of Grand Forks;

**NOW THEREFORE**, the Municipal Council of the Corporation of the City of Grand Forks, in open meeting assembled, **ENACTS** as follows:

**CITATION**

1. This Bylaw may be cited for all purposes as the **"Amendment to the City of Grand Forks Recreational and Off-Highway Vehicles Bylaw No. 1925, 2011."**
2. That Section 3 (a) of the Bylaw be amended to read as follows:  
  
"On all trails, located within the boundary of the City of Grand Forks, including that portion of the Trans Canada Trail that constitutes the former Canadian Pacific Railway rail grade".

Read a **FIRST** time this 6<sup>th</sup> day of September, 2011.

Read a **SECOND** time this 6<sup>th</sup> day of September, 2011.

Read a **THIRD** time this 6<sup>th</sup> day of September, 2011.

**RECONSIDERED, PASSED AND FINALLY ADOPTED** this \_\_\_\_ th day of September, 2011.

\_\_\_\_\_  
Brian Taylor, Mayor

\_\_\_\_\_  
Diane Heinrich, Corporate Officer

**CERTIFICATE**

I hereby certify the foregoing to be a true copy of "Amendment to the City of Grand Forks Recreational and Off-Highway Vehicles Bylaw No. 1925, 2011".

\_\_\_\_\_  
Corporate Officer of the City Council of the  
City of Grand Forks